
SENATE JOURNAL

**Thirty-third Legislature
of Oklahoma**

1971

FIRST REGULAR SESSION

Convened January 5, 1971

Adjourned June 11, 1971

FIRST EXTRAORDINARY SESSION

Convened July 1, 1971

Adjourned July 1, 1971

SENATE JOURNAL

FIRST REGULAR SESSION
AND
FIRST EXTRAORDINARY SESSION.

Thirty-third Legislature of Oklahoma

1971



JOURNAL

of the

SENATE

FIRST REGULAR AND FIRST EXTRAORDINARY SESSIONS OF THE THIRTY-THIRD LEGISLATURE 1971



REGULAR SESSION Convened January 5, 1971

Adjourned June 11, 1971

EXTRAORDINARY SESSION Convened and Adjourned July 1, 1971

OFFICERS OF THE SENATE

1st Regular Session

33d LEGISLATURE

1971

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
DONALD F. FERRELL,
Chandler.....ASSISTANT MINORITY FLOOR LEADER
JOHN R. McCUNE, Oklahoma City.....MINORITY WHIP
LEE SLATER, Oklahoma City.....SECRETARY
Miss W. E. (Bill) SHIPLEY, Oklahoma City....CLERK SUPERVISOR
PEGGY McBRIDE, Oklahoma City.....CHIEF CLERK
LINDA HALL, Oklahoma City.....JOURNAL CLERK
BOBBIE STEENBERGEN, Bethany.....CALENDAR CLERK
RUTH SMITH, Oklahoma City.....CHIEF ENG. and ENR. CLERK
FRANK TRUEL, Oklahoma City.....SERGEANT-AT-ARMS
REVEREND JOE DICKENS, Tulsa (1st Week).....CHAPLAIN

Memorial Page 11-27
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A DEDICATION

of the

SENATE JOURNAL

of the

FIRST SESSION OF THE THIRTY-THIRD

OKLAHOMA LEGISLATURE

to

Miss W. E. (Bill) Shipley

For her long years of faithful service

as

Journal Clerk, Chief Clerk and Clerk Supervisor

of the Oklahoma Senate

AUTHORIZED BY

SR 38 by Boecher, Smith, all other present and former living

Members of the Senate

Adopted May 10, 1971 (p 691 Senate Journal)

✓ *June 11 Don 4-24* CALENDAR MONTHS OF THE FIRST REGULAR SESSION 33d LEGISLATURE—1971

Convened January 5, 1971—Adjourned June 11, 1971

(Legislative Days shown in BOLD FACE type)

1971	JANUARY						1971
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							

1971	FEBRUARY						1971
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							

1971	MARCH						1971
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				

1971	APRIL						1971
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		

1971	MAY						1971
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						

1971	JUNE						1971
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.)

P. Don
4-24

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SENATE STANDING COMMITTEES

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MEMBERSHIP OF SENATE

(Terms Expire 1972)

✓
6-
Person
4-26

D

I

S

T NAME

P

O

L ADDRESS

COUNTIES COMPRISING

DISTRICT

1	William Fred Phillips	D	Miami	Ottawa, Nowata, Craig
3	Robert P. Medearis	D	Tahlequah	Cherokee, Wagoner, Adair
5	Jimmie Lane	D	Idabel	McCurtain, Pushmataha, Choctaw
7	Gene Stipe	D	McAlester	Pittsburg, Latimer, Haskell
9	John D. Luton	D	Muskogee	Muskogee
11	Allen G. Nichols	D	Wewoka	Seminole, Hughes
13	George A. Miller	D	Ada	Pontotoc, Murray, Coal
15	Glen Ham	D	Pauls Valley	Garvin, McClain
17	Ralph W. Graves	D	Shawnee	Pottawatomie
19	Norman Lamb	R	Enid	Garfield
21	Robert M. Murphy	D	Stillwater	Payne
23	Don Baldwin	D	Anadarko	Caddo, Grady
25	Herschel Crow	D	Altus	Jackson, Tillman, Cotton
27	Ed Berrong	D	Weatherford	Dewey, Custer, Roger Mills, Beckham
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

MEMBERSHIP OF SENATE

(Terms expire 1974)

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1000
4-24

D		P	
I		O	COUNTIES COMPRISING
S			
T	NAME	L	ADDRESS DISTRICT
2	Clem McSpadden	D	Claremore Rogers, Mayes, Delaware
4	James E. Hamilton	D	Poteau Sequoyah, LeFlore
6	Bob A. Trent	D	Caney Atoka, Johnston, Marshall, Bryan
8	Tom Payne	D	Okmulgee McIntosh, Okmulgee
10	John L. Dahl	D	Barnsdall 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	Donald F. Ferrell	R	Chandler Logan, Lincoln, Noble
20	Roy E. Grantham	D	Ponca City Kay
22	Roy C. Boecher	D	Kingfisher Blaine, Kingfisher, Canadian
24	Wayne M. Holden	D	Duncan Stephens, Jefferson
26	Gilmer N. Capps	D	Snyder Washita, Kiowa, Greer, Harmon
28	G. O. Williams	R	Woodward Ellis, Woodward, Major, Alfalfa, Grant
30	Leon Field	D	Texhoma Cimarron, Texas, Beaver, Harper, 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	James F. Howell	D	Midwest City Oklahoma
44	J. Lee Keels	D	Oklahoma City Oklahoma
46	Cleeta John Rogers	D	Oklahoma City Oklahoma
48	E. Melvin Porter	D	Oklahoma City Oklahoma

✓ 601 20 Jan 4 24

DEMOCRATIC CAUCUS

(Majority)

October 16, 1970

Chairman: Gene Stipe, McAlester

Secretary: Wayne M. Holden, Duncan

REPUBLICAN CAUCUS

(Minority)

Chairman: James M. Inhofe, Tulsa

Secretary: Peyton A. Breckinridge, Tulsa

✓

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1 Jan
4-24

INTERIM COMMITTEE APPOINTMENTS

by

President Pro Tempore Finis W. Smith

(Made during and/or following the First Regular Session of the
33d Legislature)

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

Birdsong, Jimmy, Oklahoma City
Crow, Herschal, Altus
Field, Leon, Texhoma
Garrison, Denzil D., Bartlesville
Graves, Ralph W., Shawnee
Ham, Glen, Pauls Valley
Hargrave, George, Jr., Tulsa
Keels, J. Lee, Oklahoma City
Lane, Jimmie, Idabel
Nichols, Allen G., Wewoka
Payne, Tom, Okmulgee
Phillips, William Fred, Miami
Smalley, Phil, Norman
Terrill, Al, Lawton
Young, John W., Sapulpa

UNDER HCR 1038—To study certain problems related to the Oil and Gas industry and taxation thereof *** requesting report of findings and recommendations for submission to the Executive Committee of the Legislative Council and the 2d Session of the 33d Legislature:

Smalley, Phil, Norman
Taliaferro, Jim, Lawton
Phillips, William Fred, Miami
Nichols, Allen G., Wewoka
Murphy, Robert M., Stillwater

ADVISORY MEMBERS:

Wager, Howard, Dallas, Texas
Fox, Douglas, Tulsa
Greenshields, W. D., Ponca City
Kuntz, Eugene, Norman
Hefner, Robert III, Oklahoma City

UNDER SJR 35—Governmental Study Committee

Luton, John D., Muskogee
Baggett, Bryce, Oklahoma City
Smalley, Phil, Norman
Breckinridge, Peyton A., Tulsa

Senate Journal

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

First Legislative Day, Tuesday, January 5, 1971

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

The President advised of the resignation of Senator Richard E. Romang, Senatorial District 19, under date of December 2, 1970, stating an election was in process today for the naming of his successor.

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

Present: Baggett, Baldwin, Berrong, Birdsong, Crow, Garrett, Garrison, Graves, Ham, Inhofe, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Phillips, Smith, Stipe, Taliaferro.—22.

Excused: Bradley.—1.

One vacancy from resignation.

COMMUNICATION

The following Communication from the State Election Board was read:

November 12, 1970

TO THE PRESIDENT
OKLAHOMA STATE SENATE
THIRTY-THIRD LEGISLATURE
BUILDING
Sir:

Upon the face of the returns of the General Election, held November 3, 1970, 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-Third Legislature:

NAME	POL.	ADDRESS	DIST NO.
Clem McSpadden	D	Claremore	2
James E. Hamilton	D	Poteau	4
Bob A. Trent	D	Caney	6
Tom Payne	D	Okmulgee	8
John L. Dahl	D	Barnsdall	10
John W. Young	D	Sapulpa	12
Ernest D. Martin	D	Ardmore	14
Phil Smalley	D	Norman	16
Donald F. Ferrell	R	Chandler	18
Roy E. Grantham	D	Ponca City	20
Roy C. Boecher	D	Kingfisher	22
Wayne M. Holden	D	Duncan	24

NAME	POL.	ADDRESS	DIST. NO.
Gilmer N. Capps	D	Snyder	26
G. O. Williams	R	Woodward	28
Leon Field	D	Texhoma	30
Al Terrill	D	Lawton	32
Geoge Hargrave, Jr.	D	Tulsa	34
Gene C. Howard	D	Tulsa	36
Peyton A. Breckinridge	R	Tulsa	38
Richard D. Stansberry	R	Oklahoma City	40
James F. Howell	D	Midwest City	42
J. Lee Keels	D	Oklahoma City	44
Cleeta John Rogers	D	Oklahoma City	46
E. Melvin Porter	D	Oklahoma City	48

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

The Official Oath of Office, as required by Section 2 of Article 15 of the Constitution, was administered to the newly elected members of the Senate on November 18, 1970.

The roll was called of new members of the Senate, which resulted as follows:

Present: Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Grantham, Hamilton, Hargrave, Holden, Howell, Howard, Keels, McSpadden, Martin, Payne, Rogers, Smalley, Stansberry, Terrill, Trent, Williams, Young.—23.

Excused: Porter.—1.

The President ordered the roll called of the membership of the Senate for the First Session of the Thirty-third Legislature, resulting as follows:

Present: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, Porter.—2.

One vacancy from resignation.

The President declared a quorum present.

The following prayer was offered by Reverend Joe Dickens, Pastor, John Calvin Presbyterian Church, Tulsa, and incorporated upon request of President Pro Tempore Smith.

God our Father, we turn to you at the beginning of a new year to acknowledge you as our hope, our strength, and our future. We thank you for the joys and the accomplishments of the past, and especially for a new hope, a new day, a future.

We pray, O God, for the people of this State, and for these men whom they have chosen to be their lawmakers.

Grant to these senators a new vision of the opportunities for service to the people. Do not let the weariness of their job, nor the burden of failure, nor the apathy of the people dim that vision. Give them strength for hard work, courage for right decisions, and stubbornness for achieving the goals of faithful service to the people.

You who taught us that we cannot claim to love you unless we love our brother, let the spirit of honest and real love permeate this body. Give them respect for the differing opinions of others, tolerance for others' slowness and weakness, and the patience to work together.

Give to all who work away from the

spotlight to serve this body, patience, strength and understanding. Grant that they too may serve with honor.

We ask your blessing in the name of him who taught us that to be great is to be a servant, Jesus Christ our Lord Amen.

Senator Baldwin asked unanimous consent, and it was granted, that the Rules of the 32d Legislature be adopted as the TEMPORARY Rules for the 33d Legislature.

RE: ELECTION OF SENATE OFFICERS

The Democratic Caucus held on October 16, 1970, pledged the election of certain Officers of the Senate for the 33d Legislature. Pursuant to that action, the Senate proceeded with those elections.

Senator Nichols moved that Senator Finis W. Smith be elected President Pro Tempore of the Senate for the Thirty-third Legislature. The motion was seconded by Senator Garrison, and upon a roll call as follows declared adopted:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Porter.—2.

Excused from voting: Smith.—1.

One vacancy from resignation.

Senator Terrill moved that the President appoint a Committee to escort President Pro Tempore Smith to the President's desk, which motion was declared adopted and the President appointed Senators Nichols, Baldwin, McSpadden, and Boecher as such Committee.

President Nigh, after offering congratulations to President Pro Tempore Smith, yielded the Chair to him.

President Pro Tempore Smith presiding.

Senator Taliaferro moved that Senator Al Terrill be elected Majority Floor Leader.

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

Senator Luton moved that Senator Jimmy Birdsong be elected Assistant Majority Floor Leader.

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

Senator Miller moved that Senator Phil Smalley be elected Majority Whip.

Senator Terrill moved that nominations for Majority Whip cease and Senator Smalley be elected by acclamation, which motion was declared adopted.

COMMUNICATION

President Pro Tempore Smith presented the following Communication, which was read:

October 16, 1970

Honorable Finis W. Smith,
President Pro Tempore,
Oklahoma State Senate,
State Capitol Building,
Oklahoma City, Oklahoma.

Dear Senator Smith:

I have previously communicated to you orally my decision to retire from public service because of my health. Pursuant thereto, I herewith submit my resignation as Secretary of the State Senate and State Election Board effective December 31, 1970.

During these past several years, it has been my privilege to have served in various public positions, elective and appointive, in state government. Each such position has provided pleasant and personally rewarding experiences. Especially do I appreciate to the fullest the opportunity to have served as a member of the

State Senate and, subsequent thereto, as Secretary of this distinguished body. Let me say that I shall always value that unique bond of continuing fraternalism with colleagues which epitomizes membership in the Oklahoma State Senate.

To you, Senator Smith, and to each member of the Senate, please accept my thanks for the extraordinary consideration and support you have so graciously extended to me as both a member of the Senate and as Secretary thereof. I shall never forget your many acts of kindness, and I submit this resignation with affectionate regard and great respect.

Margerye and I extend a continuing invitation for you to visit us whenever you are in the Mangum area.

Sincerely yours,
Basil R. Wilson,
Secretary
Oklahoma State Senate

With deep regret, Senator McSpadden moved that the resignation of Basil R. Wilson be accepted. The motion was declared adopted.

Senator Berrong moved that Lee Slater, of Tulsa, be elected Secretary of the Senate.

Senator Terrill moved that nominations cease and Lee Slater be elected Secretary of the Senate by acclamation. The motion was declared adopted.

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

Senator Terrill moved that nominations cease and "Miss Bill" be elected Clerk Supervisor by acclamation. The motion was declared adopted.

Senator Baldwin moved that Peggy McBride be elected Chief Clerk of the Senate by acclamation.

Senator Terrill moved that nominations cease and Peggy McBride be elected Chief Clerk by acclamation. The motion was declared adopted.

Senator Howard moved that Linda Hall be elected Journal Clerk of the Senate.

Senator Terrill moved that nominations cease and Linda Hall be elected Journal Clerk of the Senate by acclamation. The motion was declared adopted.

Senator Boecher moved that Frank Truel be elected Chief Sergeant-at-Arms of the Senate.

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

Senator Terrill moved that a Committee to arrange for the permanent seating of the members of the Senate - be appointed. The motion prevailed and Senators Smalley, Baldwin, and Garrison were appointed as such Committee.

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

The Senate was called to order by President Nigh.

COMMITTEE REPORT

Mr. President:

We, your Committee on Seating Arrangements for members of the Senate of the 1st Session of the 33rd 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 eight (8) members of the Minority Party to be assigned seats on the north side of the Senate Chamber consisting of the first six seats in row 1 and the last two seats in row 2 — the third seat from the back in row 2 to be reserved.

Smalley, Chairman

OFFICERS—MINORITY PARTY

Senator Garrison announced the following Minority Party members as the MINORITY PARTY OFFICERS of the Senate for the 33d Legislature:

MINORITY FLOOR LEADER: Denzil D. Garrison.

ASST. MINORITY FLOOR LEADER:
Donald F. Ferrell.

MINORITY WHIP: John R. McCune.

CAUCUS CHAIRMAN: James M. Inhofe.

CAUCUS SECRETARY: Peyton A. Breckinridge.

President Pro Tempore Smith presiding.

Senator Terrill moved that Committees of 3 be appointed to notify the Governor of the State of Oklahoma and the Honorable House that the Senate is organized and ready to transact any business that may come before it, the Committee to the House to arrange for a Joint Session of the 33d Legislature. The motion was declared adopted and the following appointments were made:

TO NOTIFY THE GOVERNOR: Garrison, Ferrell, Nichols.

TO NOTIFY THE HONORABLE HOUSE:
Boecher, Williams, Crow.

Senator Terrill moved that a Committee on Rules be appointed. The motion was declared adopted.

President Pro Tempore Smith, as provided under Rule 8-a, appointed as members of the Rules Committee, with Senator Baldwin, Chairman, the following members: Senators Baldwin, Boecher, Nichols, Baggett, Birdsong, Bradley, Garrison, Holden, Luton, McSpadden, Miller, Murphy, Phillips, Smalley, Terrill, Williams, and Young, Vice-Chairman.

Senator Terrill moved that the above named members of the Senate be elected as the Senate Rules Committee. The motion was declared adopted.

COMMITTEE REPORT

Senator Baldwin submitted the following Reports of the Rules Committee and asked that consideration be deferred for this legislative day:

January 5, 1971

Mr. President:

We, your Committee on Rules, having had under consideration the Rules for the Senate of the 33d Legislature, ask unanimous consent that the Rules for the

32d Legislature, with the following amendments, be adopted as the Temporary Rules for the 33d Legislature:

Amendment No. 1: Insert as Rule 3 (i) the following:

The President Pro Tempore shall be ex-officio and a voting member of all Standing and Special Committees.

Amendment No. 2: By striking numerically numbered sub-sections of RULE 8 (1 thru 15) and insert the following:

1. Agriculture (9)
2. Appropriations and Budget (20)
3. Banks and Banking (7)
4. Commerce (7)
5. Constitutional Revision and Re-districting (12)
6. Education — Common (13)
7. Education — Higher (12)
8. Environmental Quality (8)
9. Governmental Reform (7)
10. Industrial and Labor Relations (7)
11. Insurance (7)
12. Judiciary (11)
13. Municipal Government (7)
14. Oil and Gas (7)
15. Parks, Forestry and Industrial Development (7)
16. Professions and Occupations (8)
17. Public Safety and Penal Affairs (7)
18. Public and Mental Health (12)
19. Revenue and Taxation (10)
20. Roads and Highways (15)
21. Social Welfare (9)
22. Soil and Water Resources (6)
23. State and Federal Government (8)
24. Wildlife (9)

ADMINISTRATIVE:

1. Engrossed and Enrolled Bills (3)
2. Lobby Permits (3)
3. Senate Administration (5)
4. Employment and Printing (3)

Amendment No. 3:

By striking the word "fifteen" on line

4 of Rule 8(a) and inserting the word "seventeen".

Amendment No. 4:

By striking Rule 8(c) and 8(d) and re-numbering succeeding sections.

Respectfully submitted
Baldwin, Chairman

Mr. President:

We, your Committee on Rules, make the following recommendation for appointments on Standing Committees for the 33d Legislature:

AGRICULTURE: (9)

Crow, Chairman.

Williams, Vice-Chairman.

Boecher	Field
Capps	Lane
Dahl	Miller
Ferrell	

APPROPRIATIONS and BUDGET: (20)

McSpadden, Chairman.

Hamilton, Vice-Chairman.

Baldwin	McCune
Berrong	Medearis
Capps	Murphy
Crow	Nichols
Ferrell	Phillips
Garrison	Rogers
Grantham	Taliaferro
Hargrave	Trent
Inhofe	
Lane	

BANKS and BANKING: (7)

Graves, Chairman.

Terrill, Vice-Chairman.

Bradley	Medearis
Capps	Rogers
Inhofe	

COMMERCE: (6)

Rogers, Chairman.

Bradley, Vice-Chairman.

McGraw	Payne
Murphy	Taliaferro

Sub-Committee:

Public Service

Corporations: Bradley

CONSTITUTIONAL REVISION AND RE-DISTRICTING: (12)

Baggett, Chairman.

Phillips, Vice-Chairman.

Boecher	Holden
Garrison	Howard
Grantham	Keels
Graves	Williams
Hamilton	Young

EDUCATION — COMMON: (15)

Miller, Chairman.

Howell, Vice-Chairman.

Baggett	Howard
Breckinridge	Lamb
Capps	Luton
Crow	Martin
Field	Terrill
Grantham	Trent
Hamilton	

EDUCATION — HIGHER: (12) ¹³

Luton, Chairman.

Trent, Vice-Chairman.

Baggett	Miller
Keels	Murphy
McCune	Porter
McGraw	Smalley
Medearis	Stansberry
	<i>Terrill (4-6-71)</i>

ENVIRONMENTAL QUALITY: (8)

Howard, Chairman.

Boecher, Vice-Chairman.

Crow	Lane
Graves	Martin
Hamilton	Nichols

GOVERNMENTAL REFORM: (7)

Hargrave, Chairman.

Hamilton, Vice-Chairman.

Breckinridge	Stansberry
Crow	Taliaferro
Medearis	

INDUSTRIAL and LABOR
RELATIONS: (7)

Payne, Chairman.

Birdsong, Vice-Chairman.

Luton	Phillips
McGraw	Stipe
	Young

INSURANCE: (7) 6

Berrong, Chairman.

Inhofe, Vice-Chairman.

Birdsong	Terrill (4-6-71)
Field	Young
Rogers	

JUDICIARY: (12)

Grantham, Chairman.

Garrett, Vice-Chairman.

Garrison	Luton
Ham	Porter
Howard	Smalley
Howell	Stipe
Lamb	Young

MUNICIPAL GOVERNMENT: (7)

Ham, Chairman.

Smalley, Vice-Chairman.

Birdsong	Inhofe
Howard	Luton
Howell	

OIL AND GAS: (7)

Nichols, Chairman.

Garrison, Vice-Chairman.

Bradley	Holden
Dahl	Phillips
Ferrell	

PARKS, FORESTRY and
INDUSTRIAL DEVELOPMENT: (6)

Lane, Chairman.

Dahl, Vice-Chairman.

Boecher	Martin
Keels	Williams

PROFESSIONS AND OCCUPATIONS: (8)

Holden, Chairman.

Breckinridge, Vice-Chairman.

Baggett	Martin
Hargrave	Stansberry
McSpadden	Williams

PUBLIC SAFETY and
PENAL AFFAIRS: (8)

Stipe, Chairman.

McCune, Vice-Chairman.

Birdsong	Howell
Garrett	Lamb
Hargrave	Porter

PUBLIC and MENTAL HEALTH: (13)

Martin, Chairman.

Stansberry, Vice-Chairman.

Berrong	Nichols
Garrett	Payne
Graves	Porter
Lamb	Smalley
McCune	Williams
Miller	

REVENUE AND TAXATION: (10)

Taliaferro, Chairman.

Ferrell, Vice-Chairman.

Baggett	Garrett
Baldwin	Smalley
Berrong	Stipe
Bradley	Terrill

ROADS and HIGHWAYS: (16) 17

Murphy, Chairman.

Medearis, Vice-Chairman.

Bradley	Keels
Dahl	Lamb
Ferrell	McGraw
Garrison	McSpadden
Grantham	Phillips Nichols (4-6-71)
Ham	Trent
Holden	Young

SOCIAL WELFARE: (9)

Porter, Chairman.

Nichols, Vice-Chairman.

Birdsong	Payne
Graves	Stansberry
Ham	Trent
Miller	

SOIL and WATER RESOURCES: (6)

Field, Chairman.

Capps, Vice-Chairman.

Breckinridge	Lane
Holden	Murphy

STATE and FEDERAL GOVERNMENT: (8)

Keels, Chairman.

McGraw, Vice-Chairman.

Berrong	Ham
Breckinridge	McCune
Garrett	Stipe

WILDLIFE: (9)

Boecher, Chairman.

Hargrave, Vice-Chairman.

Dahl	McSpadden
Field	Payne
Howell	Rogers
Inhofe	

COMMITTEE on RULES: (17)

Baldwin, Chairman.

Young, Vice-Chairman.

Baggett	Miller
Birdsong	Murphy
Boecher	Nichols
Bradley	Phillips
Garrison	Smalley
Holden	Terrill
Luton	Williams
McSpadden	

ADMINISTRATIVE:**ENGROSSED AND****ENROLLED BILLS: (3)**

McCune, Chairman.

Hargrave, Vice-Chairman.

Rogers

LOBBY PERMITS: (3)

Bradley, Chairman.

Berrong, Vice-Chairman.

Grantham

SENATE ADMINISTRATION: (5)

Smalley, Chairman.

Smith, Vice-Chairman.

Birdsong	Terrill
Garrison	

EMPLOYMENT and PRINTING: (3)

Young, Chairman.

Smith, Vice-Chairman.

Baldwin

Respectfully submitted

Baldwin, Chairman

COMMITTEE REPORTS

Senator Garrison, on behalf of the Committee appointed to notify the Governor that the Senate is organized, etc., reported the duty completed. The Committee was ordered discharged.

A Committee from the Honorable House was received, which advised that the House is organized and ready to meet with the Senate in Joint Session at 1:30 p.m.

Senator Boecher, on behalf of the Committee appointed to notify the Honorable House that the Senate is organized, etc., and to arrange for a Joint Session with the House, reported the duty performed, advising that the hour of 1:30 p.m., had been agreed upon for the Joint Session. The Committee was ordered discharged.

Senator Terrill moved that a Committee of 3 on Mileage allowances for members of the Senate be appointed. The motion prevailed and the President Pro Tempore appointed Senators Bradley, Berrong, and Porter as such Committee.

The hour of 1:30 p.m. having arrived, 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 Honorable House of the 33d Legislature, in Joint Session, was called to order by Lieutenant Governor George Nigh, President of the Senate.

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

Present: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps,

Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, Porter.—2.

One vacancy from resignation.

The President declared a quorum of the Senate present.

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

Present: Abbott, Anderson, Andrews, Atkins, Avey, Bamberger, Bengtson, Bernard, Beznoska, Boatner, Boettcher, Bor-en, Bradley, Briscoe, Camp, Carlton, Cartwright, Cate, Clemons, Coffin, Cole, Conaghan, Converse, Cotner, Cox, Davis, Doornbos, Draper, Duke, Dunn, Elder, Ferguson, Ferrell, Finch, Fine, Ford, Frates, Gooden, Green, Greenhaw, Hancock, Hargrave, Harper, Harrison, Hatchett, Hill (Archibald), Hill (Ben), Holiday, Hopkins, Huddleston, Johnson, Kamas, Kardokus, Kennedy, Kilpatrick, Lindstrom, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Musgrave, Nance, Odom, Payne, Pierce, Poulos, Randle, Riggs, Robinson, Rogers, Sanders, Sandlin, Sanguin, Skeith, Sparkman, Spearman, Stratton, Sullivan, Taggart, Tarwater, Thornhill, Townsend, Trent, Wayland, Whorton, Wickersham, Wiedemann, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen), Wynn, York, Mr. Speaker.—99.

The Speaker declared a quorum of the Honorable House present.

The Speaker declared elected to Offices listed below the name of those nominees for the respective Offices designated by being shown in LIGHT CAPS:

FOR GOVERNOR:

DAVID HALL
Dewey F. Bartlett
Reuel Little

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

Invocation was offered by Rev. Joe Dickens, Senate Chaplain.

Representative Wolf moved that the Joint Rules of the 32d Legislature be adopted as the Joint Rules of the 33d Legislature. The motion was declared adopted.

The Speaker of the Honorable House presiding.

COMMUNICATION

December 10, 1970

To the Honorable Speaker
House of Representatives
33rd 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 3, 1970, 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

As provided under Section 5 of Article VI of the Oklahoma Constitution, the Speaker proceeded with the opening and publishing of the Election Returns, referred to in the above Communication from the State Election Board and made the following declarations:

D Tulsa	338,338
R Tulsa	336,157
A Madill	24,295

FOR LIEUTENANT GOVERNOR:

GEORGE NIGH	D Okla. City	382,249
Ralph G. Thompson	R Okla. City	270,535
Jack Davidson	A Keota	12,993

FOR SECRETARY OF STATE:

JOHN ROGERS	D Okla. City	358,610
J. Michael Donahoe	R Ponca City	252,573
Doralu Arnett	A Guthrie	11,588

FOR STATE AUDITOR:

JOE BAILEY COBB	D Tishomingo	712,425
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FOR ATTORNEY GENERAL:

LARRY DERRYBERRY	D Altus	367,089
G. T. Blankenship	R Okla. City	272,704
Glenn O. Young	A Sapulpa	13,740

FOR STATE TREASURER:

LEO WINTERS	D Okla. City	428,978
Vondel L. Smith	R Okla. City	210,658

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION:

LESLIE R. FISHER	D Moore	384,397
Scott E. Tuxhorn	R Okla. City	234,357

FOR STATE EXAMINER AND INSPECTOR:

JOHN M. ROGERS	D Okla. City	712,425
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FOR CHIEF MINE INSPECTOR:

WARD PADGETT	D McAlester	712,425
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FOR COMMISSIONER OF LABOR:

WILBUR WRIGHT	D Muskogee	341,462
L. E. Bailey	R Okla. City	264,365

FOR INSURANCE COMMISSIONER:

JOE B. HUNT	D Okla. City	712,425
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FOR COMMISSIONER OF CHARITIES AND CORRECTIONS:

JIM COOK	D Wilburton	376,017
Lucille Gerald	R Edmond	228,950

FOR CORPORATION COMMISSIONER:

RAY C. JONES	D Okla. City	375,377
Forest D. King	R Enid	222,347

JUSTICE OF THE SUPREME COURT

and

JUDGE OF THE COURT OF CRIMINAL APPEALS

(26 OS § 162e - Supp 1970)

The Speaker declared retained in the Offices listed below the names of those candidates for the respective Offices designated by being shown in LIGHT CAPS:

FOR JUSTICE OF THE SUPREME COURT:

		Yes	No
Off. 3	WILLIAM A. BERRY—Okla. City	385,672	113,011
Off. 4	PAT IRWIN—Leedey	348,666	113,694
Off. 7	W. H. BLACKBIRD—Okmulgee	348,776	115,682

Administration, has spent \$68 million dollars on state programs previously supported by the General Revenue Fund.

Oklahoma is also a trend setter in agriculture. We were the first state in the nation to pass the Model Wholesome Meat Act in 1968. We also have attained the status of a Modified Certified Brucellosis Free State, and Oklahoma is the leading exporter of registered breeding cattle. The Sales Tax on farm machinery was eliminated. Also of interest to rural Oklahoma is the fact that 208 flood control structures have been built in the last four years to bring the total to 1,477 in Oklahoma. Thirty percent of the watershed dams constructed under Public Law 566 in the nation have been built in Oklahoma. Last summer, planning for a statewide water system was initiated. This ambitious program to provide an adequate water supply to every community will cost an estimated \$4 billion dollars in federal, state, and local funds over the next 100 years.

Our State's Transportation System also has made considerable progress during this Administration. Long range programming of highway construction was extended to five years with roads to be built on a basis of need, not political promises. Of 810 miles on our Interstate System, 677 miles are now open to traffic. New Interstate Segments of 11.8 miles and 2.5 miles for Oklahoma City and Tulsa respectively were approved by the Federal Bureau of Roads. Oklahoma ranks 11th in the nation in the number of miles of 4 lane limited access roads. A five year program for widening, improving, and maintaining 55% of our highway system was initiated during the last four years. The Act of 1970 permitting the advance purchase of highway right-of-way has already resulted in a substantial savings of tax dollars.

The State Turnpike Authority constructed the 53 mile Muskogee Turnpike and the 64 mile Indian Nation "B" Turnpike.

And the Cimarron Turnpike has been validated by the Oklahoma Supreme Court.

In AIR Transportation, 14 new airports have been constructed in the last four years. Oklahoma now ranks 16th in the nation in the number of airports.

And just last week, the Arkansas River Navigation Project was opened on a limited basis.

During this Administration, the minimum salary of our state employees was increased by 55%, from \$200/month to \$310/month. The State Merit System now covers eight additional agencies or programs and 2,000 more employees. The average monthly retirement benefit for state employees is now \$93.58, compared with \$27.83 four years ago. Recently, health and accident insurance, plus group life of \$12,000 was added.

A \$99 million dollar HERO bond issue was approved by the voters for capital improvements. \$67 million dollars will go for higher education.

To enrich the cultural lives of ALL Oklahomans, particularly those in rural areas, the Oklahoma Arts and Humanities Council was funded by the State for the first time in history.

These accomplishments in the short period of four years are the result of a team effort.

I am proud of the record established by the many capable and dedicated citizens who have occupied directorships and key positions in this Administration. I thank them for their tireless efforts to build a better Oklahoma. This Administration has demonstrated to the voters and taxpayers of this State what honest, concerned, and dedicated State Government can accomplish without a general State Tax Increase. I believe the record of this Administration, which is reviewed in detail in the Appendix on your desks, is a record of progress, economic growth, and improved services to the citizens of Oklahoma.

As we look to the future in Oklahoma,

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Dist. 12	Off. 1	JOHN Q. ADAMS	Vinita	Unopposed
Dist. 13	Off. 1	RICHARD W. SMITH	Miami	Unopposed
Dist. 14	Off. 1	Wm. W. MEANS	Tulsa	64,845
		William O. Evans	Tulsa	29,130
Dist. 14	Off. 2	ROBERT D. SIMMS	Sand Springs	Unopposed
Dist. 14	Off. 3	RAYMOND W. GRAHAM	Tulsa	Unopposed
Dist. 14	Off. 4	FRED S. NELSON	Tulsa	87,975
		Charles Gerald Pope	Tulsa	12,392
Dist. 14	Off. 5	ROBERT G. GREEN	Cleveland	Unopposed
Dist. 15	Off. 1	BILL HAWORTH	Muskogee	20,859
		Claude Garrett	Fort Gibson	14,947
Dist. 15	Off. 2	C. F. BLISS Jr.	Tahlequah	Unopposed
Dist. 15	Off. 3	E. G. CARROLL	Stilwell	Unopposed
Dist. 16	Off. 1	GEORGE WINDHAM	Poteau	Unopposed
Dist. 17	Off. 1	EDWARD M. SHIPP	Idabel	Unopposed
Dist. 18	Off. 1	ROBERT J. BELL	McAlester	Unopposed
Dist. 19	Off. 1	ALAN B. McPHERON	Durant	3,420
		Sam Sullivan	Durant	3,076
Dist. 20	Off. 1	KENNETH SHILLING	Ardmore	10,512
		Burke Mordy	Ardmore	7,450
Dist. 20	Off. 2	JOE THOMPSON	Marietta	11,259
		Tom Shaw	Madill	7,744
Dist. 21	Off. 1	ELVIN J. BROWN	Norman	Unopposed
Dist. 21	Off. 2	JOE D. SHUMATE	Pauls Valley	Unopposed
Dist. 22	Off. 1	BOB HOWELL	Holdenville	Unopposed
Dist. 22	Off. 2	LEE R. WEST	Ada	Unopposed
Dist. 22	Off. 3	RUDOLPH HARGRAVE	Wewoka	Unopposed
Dist. 23	Off. 1	DONALD E. POWERS	Chandler	Unopposed
Dist. 23	Off. 2	LLOYD H. HENRY	Shawnee	Unopposed
Dist. 24	Off. 1	KENNETH HUGHES	Sapulpa	Unopposed
Dist. 24	Off. 2	JESS I. MIRACLE	Okemah	Unopposed
Dist. 24	Off. 3	JOHN MALEY	Okmulgee	Unopposed
Dist. 24	Off. 4	G. B. CHUCK CORYELL	Bristow	Unopposed
Dist. 24	Off. 5	DON BARNES	Okmulgee	Unopposed
Dist. 25	Off. 1	LAVERN FISHEL	Coalgate	Unopposed

FOR ASSOCIATE DISTRICT JUDGE:

Adair	DAVID HARRIS	Stilwell	Unopposed
Alfalfa	No Candidate		
Atoka	GILBERT W. DANAY	Atoka	1,983
	Merline Bonner	Atoka	1,496
Beaver	JAMES F. LANE	Beaver	Unopposed
Beckham	GARY P. MCGINN	Elk City	Unopposed
Blaine	ALLAN FALKENSTINE	Watonga	Unopposed
Bryan	P. L. PAT PHELPS	Durant	Unopposed
Caddo	JOHN PAUL BUZBEE	Anadarko	5,000
	Carl H. Smith Jr.	Carnegie	1,951
Canadian	GARLAND BLOODWORTH	El Reno	5,386
	Virgil M. Shaw	El Reno	3,343
Carter	JAMES H. DILLARD	Ardmore	Unopposed

Cherokee	WILLIAM H. BLISS	Tahlequah	Unopposed
Choctaw	RALPH K. JENNER	Boswell	Unopposed
Cimarron	EDWIN B. McMAHAN	Boise City	Unopposed
Cleveland	J. DAVID RAMBO	Norman	Unopposed
Coal	DENNIS H. PETTY	Coalgate	Unopposed
Comanche	JOHN P. FULLERTON	Lawton	Unopposed
Cotton	CARL DOLMAN	Walter	Unopposed
Craig	WILLIAM J. WHISTLER	Vinita	Unopposed
Creek	WESLEY A. WHITTLESEY	Sapulpa	5,503
	Clyde Patrick	Sapulpa	5,215
Custer	EPH MONROE	Clinton	Unopposed
Delaware	FIEDEN LEE MACHESNEY	Jay	Unopposed
Dewey	ROBERT W. COLLIER	Taloga	Unopposed
Ellis	CHARLEY W. BARTON	Arnett	Unopposed
Garfield	PARK W. LAMERTON	Enid	Unopposed
Garvin	HASKELL PAUL	Pauls Valley	Unopposed
Grady	CLARENCE L. MAHER	Chickasha	4,912
	Colwell C. Chastain	Chickasha	2,271
Grant	No Candidate		
Greer	W. B. GARRETT	Mangum	1,600
	Jack Sasseen	Mangum	977
Harmon	HARRY C. HICKS	Hollis	Unopposed
Harper	RICHARD W. PICKENS	Buffalo	1,157
	Earl F. Camp	Buffalo	666
Haskell	NAT HENDERSON	Stigler	Unopposed
Hughes	BOB RIVES	Holdenville	Unopposed
Jackson	LOYS CRISWELL	Altus	3,064
	Temple Bailey	Altus	2,881
Jefferson	P. C. LARGENT Jr.	Waurika	Unopposed
Johnston	JAMES C. MATHERS	Tishomingo	Unopposed
Kay	LOWELL DOGGETT	Ponca City	Unopposed
Kingfisher	WAYNE B. SMITH	Kingfisher	Unopposed
Kiowa	CLARENCE W. HUNTER	Hobart	Unopposed
Latimer	BILL WELCH	Wilburton	Unopposed
LeFlore	PAT PATE	Poteau	Unopposed
Lincoln	ROBERT L. FOSTER	Chandler	Unopposed
Logan	MILDRED L. PATTERSON	Guthrie	Unopposed
Love	CHESTER C. WILKINS	Marietta	Unopposed
McClain	RAY G. WILSON	Purcell	Unopposed
McCurtain	MICHAEL CAUTHRON	Idabel	2,385
	Reid K. Mayfield	Idabel	2,190
McIntosh	MARSHALL WARREN	Eufaula	Unopposed
Major	JOHN BUTLER	Fairview	Unopposed
Marshall	JOHN C. CALDWELL	Madill	Unopposed
Mayes	EDWIN M. MOORE	Pryor	Unopposed
Murray	G. DIXIE COLBERT	Sulphur	Unopposed
Muskogee	JOHN W. PORTER Jr.	Muskogee	Unopposed
Noble	HENRY DOLEZAL	Perry	Unopposed
Nowata	GLENN H. CHAPPELL	Nowata	Unopposed
Okfuskee	O. C. CRAIG	Okemah	Unopposed

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Okla.	Off. 1	C. J. BLINN	Okla. City	37,631
		Leon E. Tabor	Warr Acres	20,230
Okla.	Off. 2	JOHN M. AMICK	Okla. City	Unopposed
Okla.	Off. 3	CARL TRAUB	Okla. City	Unopposed
Okla.	Off. 4	STEWART M. HUNTER	Okla. City	37,277
		Johnston Murray	Okla. City	23,273
Okla.	Off. 5	BEN LA FON	Okla. City	Unopposed
Okla.	Off. 6	ROBERT L. BERRY	Okla. City	Unopposed
Okmulgee		MARY BAILEY ROMINE	Okmulgee	Unopposed
Osage		MERMON H. POTTER	Pawhuska	4,889
		J. Corbett Cornett	Pawhuska	3,368
Ottawa		GEORGE G. RUSSELL	Miami	Unopposed
Pawnee		ORRIN S. PALMER	Pawnee	Unopposed
Payne		LEON J. YORK	Stillwater	Unopposed
Pittsburg		DONALD R. HACKLER	McAlester	Unopposed
Pontotoc		CALVERT L. CANNON	Ada	Unopposed
Pottawatomie		GLENN DALE CARTER	Tecumseh	Unopposed
Pushmataha		BURTON DUNCAN	Antlers	Unopposed
Roger Mills		GILES C. PETERSON	Cheyenne	Unopposed
Rogers		AVA POWELL	Claremore	Unopposed
Seminole		FRANK H. SEAY	Seminole	Unopposed
Sequoyah		BILL ED ROGERS	Sallisaw	Unopposed
Stephens		WILL H. WILLIS	Duncan	Unopposed
Texas		DON DALE	Guymon	Unopposed
Tillman		HARRISON ROE	Frederick	Unopposed
Tulsa	Off. 1	WHIT Y. MAUZY	Tulsa	Unopposed
Tulsa	Off. 2	JOE JENNINGS	Tulsa	Unopposed
Tulsa	Off. 3	PHILLIPS BRECKINRIDGE	Tulsa	Unopposed
Tulsa	Off. 4	AMOS T. HALL	Tulsa	Unopposed
Tulsa	Off. 5	R. F. MARTIN	Tulsa	Unopposed
Tulsa	Off. 6	JAMES H. GRIFFIN	Jenks	Unopposed
Wagoner		ANGELYN A. JONES	Wagoner	3,309
		Richard W. Carpenter	Wagoner	2,060
Washington		ARTHUR J. BOOSE	Bartlesville	Unopposed
Washita		JOHN CHARLES EDWARDS	Cordell	Unopposed
Woods		RAY DEAN LINDER	Alva	2,762
		Clifford Joe Robertson	Alva	1,737
Woodward		HARRIS CLAYTON BLECK- LEY	Woodward	2,543
		Harold K. Haxton	Woodward	1,909

DISTRICT ATTORNEYS
(19 OS § 215.20 - Supp 1970)

The Speaker declared elected District Attorneys, from their respective districts, as shown below, the names of candidates appearing in LIGHT CAPS:

FOR DISTRICT ATTORNEY:

Dist. 1	DON E. WOOD	D	Guymon	5,928
	Frank E. Hensley	I	Guymon	1,679
Dist. 2	DENVER W. MEACHAM II	D	Clinton	19,030

Dist. 3	PAUL BRAUN	D Hobart	12,314
	Charles Connally	I Altus	1,189
Dist. 4	EARL E. GOERKE	R Watonga	19,003
	Roger L. Johnston	D Enid	16,934
Dist. 5	VERNON C. FIELD	D Lawton	17,625
Dist. 6	JOSEPH H. HUMPHREY	D Duncan	29,929
Dist. 7	CURTIS P. HARRIS	D Okla. City	74,811
	Dale F. Crowder	R Okla. City	38,030
Dist. 8	RALPH C. HAYNES	D Ponca City	20,750
Dist. 9	K. D. GREINER	D Stillwater	21,252
Dist. 10	WILLIAM HALL	D Pawhuska	7,693
	Theodore F. Dukes	R Hominy	4,385
Dist. 11	WILLARD BOONE	R Bartlesville	18,758
Dist. 12	BOB J. VINZANT	D Claremore	22,046
Dist. 13	LEWIS F. GRAYSON	D Miami	7,198
	Thomas H. May	R Miami	6,350
Dist. 14	S. M. FALLIS Jr.	D Tulsa	110,556
Dist. 15	JAMES J. CONRAD	D Muskogee	17,027
Dist. 16	D. G. HART	D Poteau	10,825
Dist. 17	DON ED PAYNE	D Idabel	12,626
Dist. 18	JAMES BLAKELY MARTIN	D McAlester	13,177
Dist. 19	JACK E. MCGAHEY	D Durant	12,209
Dist. 20	JAMES CLARK	D Ardmore	21,522
Dist. 21	PRESTON TRIMBLE	D Norman	32,270
Dist. 22	GORDON R. MELSON	D Ada	19,730
Dist. 23	JOHN L. CLIFTON Jr.	D Shawnee	20,687
Dist. 24	DAVID YOUNG	D Sapulpa	15,557
Dist. 24A	AUSTIN O. WEBB	D Eufaula	13,283
Dist. 26	L. JACK BARTON	D Woodward	18,338
Dist. 27	J. FRED GREEN	D Sallisaw	24,498

The President presiding.

Senator Terrill moved that the President and the Speaker appoint Committees from the Senate and Honorable House, respectively, as a Joint Committee to notify the Governor the 33d Legislature is now in Joint Session, ready to receive him and hear his Message. The motion was declared adopted and the following were appointed as such Committees:

FOR THE SENATE: Breckinridge, McCune, Garrison, Grantham, and Williams.
FOR THE HOUSE: Camp, Anderson, Hatcett, Kamas, and Hancock.

The President introduced Mr. and Mrs. Joseph L. Smith, Tulsa, Oklahoma, Father and Mother of the President Pro Tempore, Finis W. Smith, and introduced Mrs. Finis W. Smith and Sons Mike,

David, and Donald and Daughter Susan Smith.

The President then introduced Mrs. Rex Privett, Wife of Speaker Privett and their Daughters, Debbie and Patricia.

The Joint Committee, appointed to advise the Governor that the 33d Legislature in Joint Session is ready to receive him and hear his Message, was recognized and announced the presence of Governor Dewey F. Bartlett, who was escorted 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, in its Chamber, was called to order by President Pro Tempore Smith.

Senator Terrill moved that the Message of the Governor, delivered in Joint Session, be incorporated in the Senate Journal for this Day. The motion was declared adopted and the Message follows:

THE STATE OF THE STATE MESSAGE

Delivered by

Governor Dewey F. Bartlett

January 5, 1971

Governor Nigh, Speaker Privett, President Pro Tem Finis Smith, Honorable members of the 33rd Oklahoma Legislature, guests, my fellow OKIES, Ladies and Gentlemen:

Welcome back to Oklahoma City for the start of the Fifth Annual Session of the Oklahoma Legislature.

Eight years of public service to the people of Oklahoma will end for me next week. I value very much this honor and these years, and I thank you for the cooperation I have received — as a Senator, and most particularly the last four years as Governor of Oklahoma.

My special thanks to your leaders — Senator McSpadden and Senator Smith as Presidents Pro Tempore, Representative Privett as Speaker, Senator Garrison and Representative Connor as Minority Floor Leaders.

The record of this Administration is your record and mine combined with the efforts of the entire executive and judicial branches of government, and thousands of concerned citizens of Oklahoma.

Most of you looked for solutions to state problems through a Democratic point of view — I from a Republican viewpoint. This competitive difference, I believe, brought out the best in each of us.

You looked for solutions from the point of view of your constituents in your districts, as well as for the benefit of the entire citizenry — I from the point of view of all the citizens.

BECAUSE of an embryo two-party sys-

tem — NOT in SPITE OF IT — we have had a competitive yet harmonious relationship, 56 vetoes with only 3 final overrides attests to this fact. This relationship has produced a good record — Your record, mine, and that of the executive and judicial branches of Oklahoma State Government — the record of this Administration.

This record is the State of the State of Oklahoma, to which I am required by the Constitution to address myself.

During the four years of this Administration, there was a grand total of \$1,116,148,346 dollars appropriated by the Legislature. This represents a 46.4% increase over the total appropriations during Governor Bellmon's Administration, and an increase of 81.6% over the four years of Governor Edmondson.

During the four years of this Administration, from fiscal 1967 to 1971, total appropriations increased by \$131.8 million, or 65.3%.

Some of the reasons for this tremendous growth in the State's appropriated revenue are a general growth in the State's economy, an amendment to the Budget Balancing Act, an increase in the cigarette and tobacco taxes, and a more vigorous collection of taxes by the State Tax Commission, for example (27,700 more State Income Tax Returns were filed last year as compared with the previous year).

Reviewing the major functions of State Government reveals some astounding accomplishments over the last four years.

Appropriations to our Education System increased by 81.9%, Public Health and Assistance increased by 82.8%, Mental Health was up 29%, Social Services up 19%, Public Safety increased 63%, our Highway Program increased by 27%, the Regulatory Services had an appropriation increase of 70%, and Natural Resources rose 71%.

All of this growth and expansion in the services State Government provides its citizens has been accomplished over the

last four years WITHOUT a General State Tax increase. We have experienced economic growth, and we have learned to stretch the Tax Dollar by bringing better efficiency and economy to State Government.

During the four years of this Administration, a total of \$711,771,000 dollars has been, or will be, invested in new or expanded industry in 67 of the State's 77 counties. According to the companies involved, this industrial growth has created, or will create, more than 37,000 jobs. A World Trade Specialist, added in 1970 to the staff of the Industrial Development and Park Department, will develop Foreign Trade for Oklahoma companies.

For the first time in Oklahoma history, the available labor force in our State passed the One-Million mark — in each of the last two years.

Employment has increased to an estimated 994,000 in 1970. This is an increase of approximately 4,600 over 1969, and is 71,600 more than in 1966, or a 7.8% increase over the four years.

This phenomenal growth and expansion of Oklahoma's economy has been the work of a most competent Industrial Development Team in State Government, coupled with hundreds of leaders at the local level. There is a new enthusiasm in rural Oklahoma — an enthusiasm that is generated by its proven ability to attract industry and job opportunities. It has shown leadership and civic pride by making the small communities of Oklahoma attractive to industry "on the grow." They now face the future with confidence and hope.

Assisting in the economic development of Oklahoma are several programs. The Ozarks Regional Commission has spent \$4.8 million dollars in Oklahoma over the past four years. Oklahoma had the first Economic Development Administration District west of the Mississippi. We now have 6 EDA Districts which have developed \$27.1 million dollars in federal programs during this Administration. Last

year, Oklahoma was 4th among the 50 states in EDA expenditures. The Oklahoma Commission for Full Employment, Operation PRO (Petroleum Retail Ownership), and the Okie-Type Companies were created to boost minority employment and management in the State.

Our Tourism Program generated an estimated \$435 million dollars in expenditures in Oklahoma last year, more than half of which came from out-of-state travelers.

Six years ago, legislation was being prepared to sell the State Lodges because of their large indebtedness and low profits. Last year, not only was the debt paid off two years in advance, but \$690,000 is currently being spent to refurbish the lodges.

The Management Study of State Government is saving the State an estimated \$20 million dollars a year by stretching the tax dollar, producing additional revenues, and using sound business practices. New programs such as the consolidation of Data Processing and the creation of a State Motor Pool were started. The Department of Community Affairs and Planning was created in 1970 to lend state expertise to the local communities in implementing federal programs, overall planning, and coordinating with both the State and the Federal Government. The program for emphasizing State-chartered banks has increased the number from 199 to 231, thus keeping more money in the State. The investment of idle state funds, handled by the Land Office, resulted in \$355,000 additional income in two years. And the rentals charged on Public School Lands were made more realistic, providing an increase of \$750,000 annually. These two increases directly benefit the school children of Oklahoma. The School Land Office operates a greatly expanded program with eight fewer employees. Oklahoma leads all 19 states having insurance funds with the greatest percentage of yield from invested monies. A half-million dollar refund — the largest in history —

was made in 1970 to public agencies which buy Workmen's Compensation Insurance from the State. The State Highway Department is currently responsible for a program increased by \$25 million, yet administered by 126 fewer employees than in December 1966. The Administration's efforts to earn an equitable rate of interest on the taxpayers' money on deposit in Oklahoma banks was instrumental in an increase in state revenues of over \$5 million dollars a year.

Other governmental reforms include the complete overhaul of our Penal System. The Department of Corrections was created in 1967 and is now involved in innovative programs, such as the Pre-Release Centers and the Link Committee, to cut the recidivism rate. During the last four years our inmate population has increased by one-third, while appropriations increased by one-half. The number of probation and parole officers has increased from 13 to 58, increasing the number under supervision from under 1,000 to over 6,000. Construction is underway on a diagnostic evaluation center for adults at McAlester, and on a similar facility for juveniles at the Hissom Home in Sand Springs.

Oklahoma's Judicial System also was revamped during this Administration, and Oklahoma is now considered a leader among states in Court Reform. Judicial salaries were increased significantly; Supreme Court and Court of Criminal Appeals Judges now run on their record; and other judicial races are non-partisan. One of the initial acts of my Administration was the establishment of a voluntary Judicial Nominating Commission to recommend qualified persons for appointment to judicial vacancies. In 1967, our Constitution was changed to adopt this concept for appointment of our appellate judges.

Oklahoma, the only state in the nation to administer its own Office of Economic Opportunity without going through a regional office, is reaching the poor more effectively than other states. This is known

by the federal government as the "Oklahoma Plan". The State OEO Youth Program has received national recognition. Among other things, we appointed the first Youth Advisory Council.

In order to guarantee equal rights to all our citizens, the Civil Rights Act was passed during this Administration. The first black judge and the first blacks on the A & M Board of Regents and the Tulsa Junior College Board of Regents were appointed by this Administration. The first five blacks are now on the Highway Patrol.

The Oklahoma Indian Affairs Commission was created and the first Oklahoma Indian Trade Fair was held during this Administration.

One of the hallmarks of this Administration has been the unprecedented support of our common school education system. Appropriations increased by 89.3% over the last four years, the biggest increase in State History. A grand total of more than \$364 million dollars was appropriated to common school education during this Administration.

For the first time, state monies were appropriated for school counselors, special education, and kindergartens. The number of school counselors has increased from 370 to 540 over the last four years. The number of students receiving special education has increased by 191.1%, from 14,117 to an estimated 41,200 during the four years. The number of kindergarten teachers has increased by 83%, and the number of kindergarten students has increased by 51%.

The average teacher's salary increased by \$1,565 and our Teachers' Retirement Program was so completely overhauled that it is now regarded as one of the finest in the nation. In essence, the retirement benefit for a teacher with 40-years of experience has increased during this Administration from \$180 a month to \$340 a month, an increase of 88%.

Oklahoma ranks SECOND IN THE NA-

TION in enrollment with 95.7% of our children between the ages of 5 and 17 enrolled in school. Seventy percent of our high school graduates go to college, compared with the national average of only 62%.

Appropriations to the State System of Higher Education increased by 66.1% during this Administration. Faculty salaries rose by 31.9%. The first new, fully state-supported institution of Higher Education in Oklahoma in 50 years began operation during this Administration when Tulsa Junior College opened its doors last fall. We greatly increased the output of health and medical technicians to match the needs of the State. This includes a program to increase the output of doctors by 50%. Last fall's freshman class at the University of Oklahoma Medical School enjoyed a 35% increase in enrollment. We also began a Rural Medical Education Scholarship Fund to attract graduating doctors to the rural areas of Oklahoma. A new closed-circuit televised instructional program will soon bring post-graduate courses from four Oklahoma campuses to industrial communities of Oklahoma. Our colleges and universities confer 20% more Bachelors', Masters', and Doctors' Degrees than the average state on a population basis. The first state funding of the Student Loan Program began during this Administration, guaranteeing \$13.9 million in loans to 13,355 students. And plans are underway for the Oklahoma School of Dentistry to open its doors in the fall of 1971.

Our Vocational-Technical Education Program has grown from four to 15 schools in the last four years and is the envy of most every other state. Appropriations have increased by a remarkable 212%. Skilled training, tailor-made to the needs of new or existing industry, proved to be one of the best tools for attracting industry to Oklahoma. The first Residential Rural Skill Center in the United States is located in the former Sulphur Job Corps Center.

Our State Library System saw its appropriation increased by 83%, enabling the number of counties in Multi-County Systems to increase from 8 to 25.

Oklahoma has made a substantial investment in its youth through improving our total education system. We have made an investment in our youth and the promise they hold for ALL of Oklahoma's tomorrows.

Oklahoma has also taken positive steps in the last four years to preserve and protect our environment. We have passed the Scenic Rivers Act of 1970, the Clean Air Act of 1967, the Solid Waste Management Act of 1970, the Feed Yards Act of 1969, the Open Cut Reclamation Act of 1967, and other legislation allowing tax credits for pollution control investments by private industry. The Department of Pollution Control was created in 1968 and expanded in 1970. Oklahoma is among the top four states in the nation in the number of water pollution control projects constructed by municipalities. An Environmental Seminar was held last year at Oklahoma State University which resulted in the creation of the Environmental Quality Council. The Arkansas-Verdigris River Planning Commission of Oklahoma was created to insure the orderly development of our new waterway to the sea with particular emphasis on land use and the environment. Two Environmental Awareness Days were held as a statewide clean-up effort and educational program. We instituted a Pesticide Monitoring Program and there has been increased funding for the environmental programs conducted by state agencies.

To better protect the lives and property of Oklahoma citizens, our State Law Enforcement System has been greatly improved. The Oklahoma Bureau of Investigation added six agents and all 21 agents are now trained in Narcotics and Drug Abuse Control. Last year, the Bureau presented a training course on drug abuse to 848 local police officers and approximately 475 High Patrolmen. During the first quar-

ter of the current fiscal year, the Bureau provided laboratory support to Federal, State and Local law enforcement agencies in 1,088 cases involving marijuana and other drugs. This was an increase of 79% over the same period a year ago. To coordinate the attack on drug abuse, Oklahoma was the first State in the nation to create a Narcotics and Drug Abuse Council by Executive Order.

When another training session is completed early this year, our Highway Patrol strength will have increased by 50%. The Highway Patrol also assumed the responsibility for safety in and around 20 major lakes in Oklahoma. And the Aviation Division of the Highway Patrol is also assisting in forest fire protection by providing a "flying watch tower" for costly forest fires in Eastern and Southeastern Oklahoma. Two-man Highway Patrol units were instituted on a limited basis.

A Statewide Law Enforcement Plan has been adopted which, along with good leadership from every segment of the population, has made Oklahoma probably the largest state in which there has not been a single death or serious injury as the result of racial or campus unrest.

In Highway Safety, we have instituted a Vehicle Inspection Program, a Breathalyzer Test for drinking drivers, a License Re-Examination Procedure, and other Safety Programs. All but six high schools in the State now provide Driver Education Courses and are — for the first time — supported by the State. In the four years of this Administration, the number of highway deaths per 100 million miles driven has dropped from 57 to an estimated 4.6 — the lowest in State History. This compares with an estimated National Highway Death Rate of 5.0.

Providing additional protection for the public was the passage of the Uniform Consumer Credit Code which has eliminated "Loan Sharking" and has provided credit protection for the consumer. Four million dollars already has been returned to debtors in the form of checks and

credits. Oklahoma, the second state in the nation to receive an exemption of credit transaction from federal control, is the nation's recognized leader in Consumer Credit Protection.

To meet the physical and mental health needs of Oklahoma, several steps have been taken. Visiting Nurse Service has been increased from four to 49 counties under the Department of Public Health. The Oklahoma Commission on Alcoholism was created in 1968. There were two important achievements in providing appropriate health facilities to rural Oklahoma — one at Marietta and one at Wakita. An immunization program was begun which should immunize 90% of Oklahoma's school children in the next 8 years.

Oklahoma is the second state in the nation to close a mental hospital as the result of reducing the in-patient population. The "Snake Pit" era of mental health facilities in Oklahoma is long past. The Central State Community Mental Health Center in Norman, completed in July of 1969, is the first of its kind in the nation. Plans for a similar center at McAlester are underway.

To map future plans for better health care, a comprehensive statewide health plan was initiated in 1967.

Under the State Welfare Department, we have increased the number of licensed Day Care Centers to 696 in the last four years. The number of children in these centers has increased from 500 to 3,000. Oklahoma ranks second in the nation in the number of rehabilitation cases served per 100,000 people, and it ranks sixth in the nation in the number of cases closed. A new children's code was enacted in 1969. It modernized our laws relating to delinquent, dependent, and neglected children. The age of boys subject to the Children's Code was increased from 16 to 17. The Taft Mental Hospital is being renovated and used by the older boys under the Children's Code.

The Welfare Department, during this

let me share with you one of the projects my office has been working on over the last few months that could have unparalleled impact on Oklahoma in this age of space travel.

(FOX PULLS THE WRAPS OFF THE MODEL OF THE SHUTTLE.)

This is one of the prototypes of the Space Shuttle now being considered by the National Aeronautics and Space Administration. The lower half of this model is a booster rocket that is larger than the giant 747 passenger plane. The top half, riding piggy-back, is a space orbiting vehicle which is bigger than the 727 jet aircraft. These two vehicles are now in the designing stages of development. They are pollution free during take-off and in-flight because they burn hydrogen and oxygen, thus emitting only pure water. There is a good possibility that OKLAHOMA could become the HOME of the LAUNCH SITE for the Space Shuttle, as well as play a significant role in its production and maintenance.

I recently discussed the technical ramifications of the Space Shuttle and its orbital mechanics with Oklahoma Astronaut Tom Stafford. Based on the Launch Azimuth and the orbital inclinations involved, Oklahoma provides both a desirable launch and recovery location.

The establishment of a Space Shuttle Launch and recovery operation in Oklahoma would involve a substantial investment of millions of dollars and thousands of jobs over the next decade. The economic impact on our State would be tremendous. The attention that would be focused on the Sooner State would be world-wide.

Oklahoma offers a number of advantages over other states in its attractiveness for the launch site. We have good weather at higher altitudes which reduces the cost of the launch. We have an excellent transportation system with new sea ports, major rail lines, major highways, and major airports. We have a wealth of technical and engineering expertise. Both "teams" of companies competing for the

development and production contracts from NASA have plants in Oklahoma: McDonnell-Douglass and North American Rockwell-American Airlines. They also have existing facilities that will further reduce the cost of the space shuttle program.

Clinton-Sherman Air Force Base in western Oklahoma, one possible site for the installation, ranks among the top five airport facilities in the country in terms of strength, usability, and length of runway, which is 13,500 feet.

I have written members of our Congressional Delegation in Washington seeking their support for the nation's space program and Oklahoma's potential future in the National Space Transportation System.

Although I am leaving the Governor's Office, I can assure the citizens of Oklahoma I will do everything within my power in the months and years ahead to promote the location of this space age facility in Oklahoma.

If this dream of a space port in Oklahoma becomes a reality, it will be the result of work by many citizens in both public and private life. It will be the culmination of efforts on the part of business executives at our major aviation companies in Tulsa, our Congressional Delegation, you members of the Oklahoma Legislature who have built this state's capabilities for attracting such a facility, the millions of citizens of our state who have invested their work, money, and private efforts in building a better Oklahoma for future generations. It will be the product of a concern for the future of Oklahoma as expressed by an OKIE astronaut and an OKIE Governor.

Senator Terrill moved that the President Pro Tempore be authorized and directed to approve expense claims for members of the Rules Committee, who may have attended meetings prior to the convening of the 33d Legislature. The motion was declared adopted.

Senator Terrill moved that the President Pro Tempore be authorized and directed to approve claim in payment of postage, providing each member of the Senate with One (1) roll of Six (6) cent stamps immediately. The motion was declared adopted.

Senator Terrill moved that each member of the Senate be allowed \$250.00, in payment of expense incident to the purchase of personal stationery, supplies, and materials. The motion was declared adopted.

COMMUNICATION

The following Communication from the State Board of Equalization was received and, upon motion of Senator Terrill, ordered incorporated in the Journal for this Day:

First Session

Thirty-third 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 9, 1970, 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 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 X, Sec. 23, of the Oklahoma Constitution, as amended April 16, 1968, (State Question No. 453, Referendum Petition No. 166), which provides now in part

as follows: "Within twenty-one days after the adopting of this amendment and thereafter prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenues to be received by the State under the laws in effect at the time such estimate is made, for the next ensuing fiscal year showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund of the State, and the total amount of such estimate for such fiscal year shall not exceed the total revenue which accrued to each such fund for the last preceding fiscal year, to which amount shall be added the cash surplus, * * * and all appropriations made in excess of such estimate shall be null and void; provided, however, that the Legislature may at any regular session or special session called for that purpose, enact laws to provide for additional revenues, other than ad valorem taxes, or transferring the existing revenues or surpluses from one fund to another, whereupon it shall be the duty of the State Board of Equalization to make an estimate of the revenues that will accrue under such laws and to file the same with the Governor and with the President of the Senate and the Speaker of the House of Representatives, and the amount of any increase or decrease, resulting, for any reason, from such laws shall be added to or deducted from each respective fund, as the case may be. The amount of such adjusted estimate shall be the maximum amount which can be appropriated for all purposes from any fund for the fiscal year estimated." and,

WHEREAS, the State Board of Equalization, acting in conformity with the Constitutional requirements as articulated above, and in the discharge of the official duty and authority thus conferred upon it, has caused to be laid before it all the data, items, figures and relevant information from the various state departments concerning the income of the General Revenue Fund and of the various special funds of

the State, including detailed and summarized reports and recommendations prepared and presented by the Director of State Finance, and after careful and thoughtful study of the same, being fully advised in the premises, and on due consideration thereof, has determined the figures which properly represent such itemized estimate of revenue of said funds for the next fiscal year; and has also determined the cash surplus now existing in the hands of the State Treasurer to the Credit of any such fund not previously appropriated by the State Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD OF EQUALIZATION, that the sums and amounts reasonably estimated to accrue to the General Revenue Fund and to the several special funds of the State as herein set forth be, and they are hereby adopted and fixed by this Board as the official estimate of monies to accrue for and during the fiscal

year ending June 30, 1971, which said sums and amounts are in words and figures as follows, to-wit:

Be it further resolved that a duly authenticated duplicate original of this resolution be delivered to the Governor, the President of the Senate and the Speaker of the House of Representatives as provided by Article X, Section 23 of the State Constitution, as amended April 16, 1968.

Dewey F. Bartlett
Governor and Chairman
John M. Rogers
State Examiner and Inspector
and Vice Chairman
Joe Bailey Cobb
State Auditor and Secretary
James N. Ballinger
President of the State Board of Agriculture
G. T. Blankenship
Attorney General
John Rogers
Secretary of State

STATE OF OKLAHOMA

EXECUTIVE DEPARTMENT

DIVISION OF THE BUDGET

GENERAL REVENUE COLLECTIONS

FISCAL YEAR 1970

Taxes	\$202,328,096.53
Licenses, permits and fees	9,372,855.33
Use of money and property	7,664,350.27
Miscellaneous income	122,548.29
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Total collections to General Revenue Fund	\$219,487,850.42
Collections to Special Funds Above Appropriations	3,152,737.46
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TOTAL	\$222,640,587.88
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ANALYSIS OF THE 1970 SURPLUS

1970 Collections	\$222,640,587.88	
Less 1970 Appropriations	226,516,401.33	
Appropriation in excess of income		\$ (3,875,813.45)
Lapsed Appropriations		1,456,026.10
Surplus of Prior Years		55,197,112.88
Collections to Special Funds Above Appropriations (1969)		2,217,371.36
Statutory Cancellations		2,353.73
1970 SURPLUS		<u>\$ 54,997,050.62</u>

FUNDS AVAILABLE FOR APPROPRIATION BY
1ST SESSION OF THE 33RD LEGISLATURE

GENERAL REVENUE

Income of Preceding Fiscal Year	\$222,640,587.88
1970 Surplus	54,997,050.62

Adjustments—Additions:

Estimated increases in fees for bank examinations (H.B. 1648, 2nd Session 32nd Leg.)	\$ 85,000.00
Estimated increase in Motor Vehicle Excise Tax (H.B. 1541, 2nd Session 32nd Leg.)	80,000.00
Estimated increase in fees for credit union examinations (H.B. 1543, 2nd Session 32nd Leg.)	7,500.00

Total Additions	<u>172,500.00</u>
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SUB TOTAL	<u>\$277,810,138.50</u>
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Adjustments—Deductions:

Estimated decrease in Motor Vehicle Tax (H.B. 1776, 2nd Session 32nd Leg.)	\$ 10,000.00	
Estimated increase in Sinking Fund Requirements	3,916,225.00	\$ 3,926,225.00

Total Available for Appropriation	<u>\$273,883,913.50</u>
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SPECIAL FUNDS AVAILABLE FOR APPROPRIATION
BY THE 1ST SESSION OF THE 33RD LEGISLATURE

TECHNICAL & SCIENTIFIC EDUCATION SPECIAL FUND

Income of Preceding Year	\$ 965,748.82
Surplus of Preceding Year	306,124.69

Total Technical & Scientific Education Special Fund	\$ 1,271,873.51
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ALCOHOLIC BEVERAGE FUND

Income of Preceding Year	510,610.00
Surplus of Preceding Year	372,583.00

Total Alcoholic Beverage Fund	883,193.00
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STATE EXAMINER & INSPECTOR FUND

Income of Preceding Year	425,754.52
Surplus of Prior Year	50,000.00

Total State Examiner & Inspector Fund	475,754.52
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Less Reimbursements to Local Sub-Divisions (H.B. 1555, 2nd Session 32nd Leg.)	268,667.94
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Total Available for Appropriation	207,086.58
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PROPERTY & CASUALTY RATES BOARD FUND

Income of Preceding Year	522,685.56
Surplus of Preceding Year	81,666.00

Total Property & Casualty Rates Board Fund	604,351.56
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INSURANCE DEPARTMENT FUND

Income of Preceding Year	677,248.32
Surplus of Preceding Year	318,678.32

Total Insurance Department Fund	995,926.64
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LIQUEFIED PETROLEUM GAS FUND

Income of Preceding Year	129,473.10
Surplus of Preceding Year	10,000.00

Total Liquefied Petroleum Gas Fund	139,473.10
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OKLAHOMA TAX COMMISSION FUND

Income of Preceding Year	8,787,198.60
Surplus of Preceding Year	600,000.00

Total Oklahoma Tax Commission Fund	9,387,198.60
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INDUSTRIAL COURT FUND

Income of Preceding Year	29,360.00
Surplus of Preceding Year	752.73

Total Industrial Court Fund	30,112.73
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Less Estimated Decrease in Revenue (S.B. 138, 2nd Session 32nd Leg.)	10,000.00
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Total Available for Appropriation	20,112.73
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PUBLIC BUILDING FUND

Income of Preceding Year	202,850.47
Surplus of Preceding Year	—0—

Total Public Building Fund	202,850.47
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STATE JUDICIAL FUND

Income of Preceding Year	1,650,287.00
Surplus of Preceding Year	1,698,278.66

	3,348,565.66
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Add Estimated Income from Board of Certified Reporters (S.B. 557, 2nd Session 32nd Leg.)	885.00
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Total State Judicial Fund	3,349,450.66
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Less Reserve for Transfers for Jury Trials (20 O.S.S. 1969 § 1311)	16,000.00
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Reserve for Expenses of Board of Certified Reporters (or appro.?) (S.B. 557, 2nd Session 32nd Leg.)	4,750.00
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Available for Appropriation	3,328,700.66
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(See Comment Following Page)

Surplus accrued during 1970 will be reduced in 1971.
Realistic estimate of funds available in 1972 will not
support appropriations in excess of \$2,500,000.00

OCCUPATIONAL HEALTH AND SAFETY FUND

Estimated Income (H.B. 1702, 2nd Session, 32nd Leg.)	50,000.00
Surplus of Preceding Year	—0—

(Collections for five months = \$20,850.87
average per month \$4,170.17 x 12 = \$50,042.04)

Total Available for Appropriation	\$ 50,000.00
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COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE GENERAL REVENUE FUND FOR THE FIRST
THREE MONTHS OF THE FISCAL YEARS 1970 AND 1971 AND AN ESTIMATED TOTAL FOR 1971 AND 1972

	First Three Months 1970	First Three Months 1971	Estimated Fiscal Year 1971	Estimated Fiscal Year 1972	Preceding Fiscal Year 1970
Alcoholic Beverage Excise Tax	\$ 1,396,308.45	\$ 1,415,608.42	\$ 5,900,000.00	\$ 6,000,000.00	\$ 5,772,964.37
Beverage Tax	2,676,215.26	2,901,800.26	10,000,000.00	10,500,000.00	9,130,515.40
Cigarette Tax	4,074,519.06	4,351,459.69	26,500,000.00*	25,400,000.00*	28,049,312.16
Franchise Tax	5,253,667.22	5,610,559.77	6,200,000.00	6,500,000.00	5,755,257.15
Freight Car Tax	198,919.45	220,208.74	300,000.00	300,000.00	269,260.25
Fuel Excise Tax	290,747.41	309,091.80	1,100,000.00	1,200,000.00	1,079,779.62
Gift Tax	47,770.40	195,092.18	1,750,000.00	1,750,000.00	1,748,240.22
Gross Production Tax	7,117,143.88	7,111,931.22	28,900,000.00	30,200,000.00	27,633,242.84
Income Tax	19,285,109.70	18,496,692.96	75,000,000.00	80,000,000.00	74,220,201.20
Inheritance and Estate Tax	3,163,163.02	3,305,077.44	11,500,000.00	11,500,000.00	11,859,302.46
Insurance Premium Tax	2,982.19	2,914.40	15,200,000.00	16,400,000.00	14,105,112.19
Motor Vehicle Excise Tax	3,506,099.76	3,753,384.18	15,000,000.00	15,200,000.00	14,779,154.40
Tobacco Products Tax	707,397.16	785,149.51	3,000,000.00	3,000,000.00	2,936,889.85
Use Tax	1,124,575.04	1,368,193.56	5,400,000.00	5,900,000.00	4,918,220.81
Beverage Licenses	115,725.74	111,359.31	300,000.00	300,000.00	323,859.12
Cigarette Licenses	38,272.70	38,270.09	200,000.00	200,000.00	223,159.45
Charter Fees, Etc.-Secretary of State	420,917.46	164,713.88	400,000.00	400,000.00	729,533.18
Coin Devices Licenses	90,835.07	91,497.45	500,000.00	500,000.00	467,242.70
Drivers Licenses	1,274,877.53	1,243,168.93	5,100,000.00	5,500,000.00	4,839,214.98
Motor Carrier Identification Plates	9,339.75	13,608.27	250,000.00	270,000.00	236,796.50
Oversize Truck Permits	132,820.00	130,710.00	550,000.00	580,000.00	509,810.00
Title Fees	170,610.95	180,409.75	900,000.00	900,000.00	947,859.44
Other Licenses, Permits and Fees	243,172.71	223,070.43	1,200,000.00	1,300,000.00	1,166,023.57
Interest on Bank Deposits	1,432,432.53	679,523.69	7,500,000.00	7,500,000.00	7,631,122.99
Other Receipts	54,960.16	16,889.84	150,000.00	150,000.00	155,775.57
TOTAL	\$52,828,582.60	\$52,720,385.77	\$222,800,000.00	\$231,450,000.00	\$219,487,850.42

* Cigarette tax reduced due to increase in Sinking Fund Requirements

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
THREE MONTHS OF THE FISCAL YEARS 1970 AND 1971 AND AN ESTIMATED TOTAL FOR 1971 AND 1972

SPECIAL FUNDS	First Three Months 1970	First Three Months 1971	Estimated Fiscal Year 1971	Estimated Fiscal Year 1972	Preceding Fiscal Year 1970
ALCOHOLIC BEVERAGE FUND					
Licenses	\$ 63,810.00	\$ 20,000.00	\$ 500,000.00	\$ 500,000.00	\$ 510,610.00
STATE EXAMINER AND INSPECTOR FUND					
Taxes and License Fees	34,871.77	36,829.32	165,000.00	175,000.00	157,086.58
Reimbursements from Local Sub-Divisions	65,282.15	—0—	—0—	—0—	268,667.94
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
	100,153.92	36,829.32	165,000.00	175,000.00	425,754.52
PROPERTY AND CASUALTY RATES BOARD FUND					
Tax on Insurance Premiums	—0—	12.01	550,000.00	575,000.00	522,685.56
INSURANCE DEPARTMENT FUND					
Tax on Insurance Premiums	—0—	12.01	550,000.00	575,000.00	522,685.56
Insurance Agents' Licenses	26,839.71	75,199.05	320,000.00	335,000.00	308,201.31
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
	26,839.71	75,211.06	870,000.00	910,000.00	830,886.87
LIQUEFIED PETROLEUM GAS BOARD					
Licenses, Permits and Fees	74,881.00	80,219.75	140,000.00	150,000.00	129,473.10

First Day, Tuesday, January 5, 1971

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST
THREE MONTHS OF THE FISCAL YEARS 1970 AND 1971 AND AN ESTIMATED TOTAL FOR 1971 AND 1972

	First Three Months 1970	First Three Months 1971	Estimated Fiscal Year 1971	Estimated Fiscal Year 1972	Preceding Fiscal Year 1970
OKLAHOMA TAX COMMISSION FUND					
Percentage of Taxes Collected	1,544,415.81	1,584,142.92	9,000,000.00	10,000,000.00	8,787,198.60
INDUSTRIAL COURT FUND					
Filing Fees	13,845.00	7,625.00	15,000.00	15,000.00	29,360.00
PUBLIC BUILDING FUND					
Income on Investments	29,432.01	22,731.47	150,000.00	150,000.00	162,523.95
Royalties, Gas and Oil	13,974.74	7,879.20	40,000.00	40,000.00	40,326.52
	<hr/>	<hr/>	<hr/>	<hr/>	<hr/>
	43,406.75	30,610.67	190,000.00	190,000.00	202,850.47
TECHNICAL & SCIENTIFIC EDUCATION SPECIAL FUND					
Documentary Stamps	248,089.19	251,276.94	1,000,000.00	1,100,000.00	965,748.82
STATE JUDICIAL FUND					
Court Fees	—0—	9,395.45	1,650,000.00	1,650,000.00	1,650,287.00
Special Occupational Health & Safety Fund					
Percentage of Workmens Comp. Losses	—0—	12,510.51	50,000.00	50,000.00	—0—

REQUEST FOR LOBBY PERMIT

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

Charles E. Jones, 1817 N.W. 56th Terrace, Oklahoma City, Oklahoma, representing Oklahoma Savings League.

COMMITTEE REPORT

Senator Berrong submitted the follow-

ing Mileage Committee Report, which was adopted upon his motion:

Mr. President: We, your Committee on Mileage allowances for members of the Senate submit the following report, showing distance of each from his place of residence to the State Capitol, ^{and} via reasonable passenger routes, ^{return} and the amount of mileage due each at the rate of ten (10) cents per mile each way:

NAME	ADDRESS	POL.	DIST.	MILES	AMOUNT
Baggett, Bryce	Okla. City	D	41	None	None
Baldwin, Don	Anadarko	D	23	132	\$13.20
Berrong, Ed	Weatherford	D	27	146	14.60
Birdsong, Jimmy	Okla. City	D	45	None	None
Boecher, Roy	Kingfisher	D	22	88	8.80
Bradley, Ed	Tulsa	D	33	234	23.40
Breckinridge, Peyton A.	Tulsa	R	38	240	24.00
Capps, Gilmer N.	Snyder	D	26	278	27.80
Crow, Herschal	Altus	D	25	318	31.80
Dahl, John L.	Barnsdall	D	10	302	30.20
Ferrell, Donald F.	Chandler	R	18	100	10.00
Field, Leon	Texhoma	D	30	574	57.40
Garrett, John L.	Okla. City	D	43	None	None
Garrison, Denzil D.	Bartlesville	R	29	336	33.60
Grantham, Roy E.	Ponca City	D	20	210	21.00
Graves, Ralph W.	Shawnee	D	17	90	9.00
Ham, Glen	Pauls Valley	D	15	130	13.00
Hamilton, James E.	Poteau	D	4	430	43.00
Hargrave, George Jr.	Tulsa	D	34	250	25.00
Holden, Wayne M.	Duncan	D	24	200	20.00
Howard, Gene C.	Tulsa	D	36	240	24.00
Howell, James F.	Midwest City	D	42	None	None
Inhofe, James M.	Tulsa	R	35	240	24.00
Keels, J. Lee	Okla. City	D	44	None	None
Lane, Jimmie	Idabel	D	5	470	47.00
Luton, John D.	Muskogee	D	9	284	28.40
McCune, John R.	Okla. City	R	47	None	None
McGraw, Joseph R.	Tulsa	R	39	240	24.00
McSpadden, Clem	Claremore	D	2	340	34.00
Martin, Ernest D.	Ardmore	D	14	210	21.00
Medearis, Robert P.	Tahlequah	D	3	340	34.00
Miller, George A.	Ada	D	13	180	18.00
Murphy, Robert M.	Stillwater	D	21	134	13.40
Nichols, Allen G.	Wewoka	D	11	144	14.40
Payne, Tom	Okmulgee	D	8	220	22.00

Phillips, Wm. Fred	Miami	D	1	417	41.70
Porter, E. Melvin	Okla. City	D	48	None	None
Rogers, Cleeta John	Okla. City	D	46	None	None
Smalley, Phil	Norman	D	16	52	5.20
Smith, Finis W.	Tulsa	D	37	240	24.00
Stansberry, Richard D.	Okla. City	R	40	None	None
Stipe, Gene	McAlester	D	7	260	26.00
Taliaferro, Jim	Lawton	D	31	207	20.70
Terrill, Al	Lawton	D	32	204	20.40
Trent, Bob A.	Caney	D	6	308	30.80
Williams, G. O.	Woodward	R	28	292	29.20
Young, John W.	Sapulpa	D	12	204	20.40

Respectfully submitted

BERRONG, Vice-Chairman

PRE-FILED — FIRST READING

As provided under Title 75, Section 26.11-14 COS 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 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 a historic site; designating said area a historic site; requesting the federal government to designate said area a national historic site; and declaring an emergency.

SB 2—By Bradley—An Act relating to the legislative council; amending 74 O. S. 1961, § 456, as last amended by Section 4, Chapter 284, O. S. L. 1970 (74 O. S. Supp. 1970, § 456), by deleting subsections (c) and (d) therefrom, pertaining to duties of members of the legislative council and the president pro tempore of the senate and speaker of the house, and to certain business deductions for income tax purposes; and declaring an emergency.

SB 3—By Garrett—An Act relating to game and fish; amending 29 O. S. 1961,

§ 401; providing regulation over game fishing; permitting the use by scuba divers of certain gigs or spears in game fishing; and declaring an emergency.

SB 4—By Terrill—An Act relating to schools; amending 70 O.S. 1961, § 20-1, as amended by Section 1 of Chapter 331, O. S. L. 1970 (70 O. S. Supp. 1970, § 20-1), relating to suspension and expulsion of pupils, to make it unnecessary to publish, post and furnish copies of regulations pertaining to suspension of pupils; and declaring an emergency.

SB 5—By Birdsong—An Act relating to public health; amending Section 1411 of Article 14, Chapter 325, O.S.L. 1963 (63 O.S. Supp. 1970, § 1-1411), to require that cosmetics be labeled to show the ingredients thereof; fixing effective date; and declaring an emergency.

SB 6—By Smith—An Act relating to revenue and taxation; amending Sections 2416, 2458, as last amended by Section 1, Chapter 104, O.S.L. 1969, 2459, 2471, 2472 and 2473 of Section 2 of Chapter 501, O.S.L. 1965 (68 O.S. Supp. 1970, § 2416, 2458, 2459, 2471, 2472 and 2473); prescribing duties of county assessors in connection with preparation and filing of reports and abstracts of assessments with Oklahoma Tax Commission, delivery of assessment rolls to county boards of equalization, and delivery of tax rolls to county treasurers; prescribing duration of sessions and number of days for which members

of boards of equalization and excise boards of counties may be paid; and declaring an emergency.

SB 7—By Grantham—An Act relating to bailiffs; amending 19 O.S. 1961, § 552, as last amended by Section 1, Chapter 219, O.S.L. 1969 (19 O.S. Supp. 1970, § 552); providing for appointment and compensation of bailiffs in certain counties; repealing 19 O.S. 1961, § 551, as amended by Section 1, Chapter 242, O.S.L. 1970 (19 O.S. Supp. 1970, § 551); directing recodification; and declaring an emergency.

SB 8—By Birdsong—An Act relating to insurance; providing certain limitations upon the insurer's rights of subrogation and set-off upon payment of benefits under medical services coverage provisions in automobile liability policies or endorsements thereto; directing codification; and declaring an emergency.

SB 9—By Crow—An Act relating to corporations; prohibiting farming or ranching business corporations with certain exceptions; providing for revocation of licenses and vacating of franchises; and declaring an emergency.

SB 10—By Baggett—An Act relating to the Board of Trustees of the Oklahoma Rural Medical Education Loan and Scholarship Fund; making an appropriation thereto; stating purpose; making the appropriation fiscal; and declaring an emergency.

SB 11—By Young—An Act relating to elections; declaring the making of certain false representations to procure votes and influence elections, to be a misdemeanor; and declaring an emergency.

SB 12—By Terrill—An Act relating to collection agencies; defining terms; providing for the grant of certain authority to Department of Consumer Affairs; providing for issuance of license; making it unlawful to operate or conduct business of collection agency without valid license; providing penalty for violation; and providing for severability.

SB 13—By Garrison—An Act relating to

state officers and employees; creating and establishing an employee suggestion program; providing for a commission and a director thereof and investing in the same certain duties, responsibilities and authority.

SB 14—By Williams—An Act relating to elections; amending 26 O.S. 1961, § 93.18, as amended by Section 5, Chapter 32, O.S. L. 1967 (26 O.S. Supp. 1970, § 93.18); providing restriction on change of party affiliation; providing for certain exceptions; providing for voting in primaries; and declaring an emergency.

SB 15—By Grantham—An Act relating to the acquisition of land by condemnation; amending Section 1708 of Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1708); providing method for selection of commissioners in condemnation proceedings; fixing operative date; and declaring an emergency.

SB 16—By Grantham and Nichols of the Senate and Sandlin of the House—An Act relating to highways; amending Section 1203 of Chapter 415, O. S. L. 1968, as amended by Section 2 of Chapter 322, O. S. L. 1970 (69 O. S. Supp. 1970, § 1203), providing method for selection of commissioners in condemnation proceedings; providing operative date; and declaring an emergency.

SB 17—By Grantham and Nichols of the Senate and Sandlin of the House—An Act relating to acquisition of land by condemnation; amending 66 O.S. 1961, § 53; providing procedure for selection of commissioners in condemnation proceedings; fixing operative date; and declaring an emergency.

SB 18—By Grantham of the Senate and Sandlin of the House—An Act relating to civil procedure; amending Section 5, Chapter 322, O. S. L. 1968 (12 O. S. Supp. 1970, § 1755); prescribing small claims procedure.

SB 19—By McGraw—An Act relating to elections amending 26 O. S. 1961, § 436; prohibiting electioneering or congregating near polls; prohibiting placement of dis-

play of printed material near polls; providing for exceptions; prohibiting disclosure of vote or exposure of ballot; and prescribing penalties for violation of act.

SB 20—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 21—By Crow—An Act relating to elections amending Section 1, Chapter 116, O. S. L. 1970 (26 O. S. Supp. 1970, § 162 1), providing that judicial districts and county residence requirements for district judge candidates shall remain as presently constituted by statute; that each district judge candidate shall run in the entire judicial district in the primary election; and prescribing a one-year county residence requirement for judicial candidates and declaring an emergency.

SB 22—By Keels—An Act relating to crimes and punishments; defining the crime of incitement to riot on a campus and fixing punishment therefor; providing for severability making provisions of act cumulative; and declaring an emergency.

SB 23—By Garrison—An Act relating to property; amending 60 O. S. 1961, § 402, as amended by Section 2, Chapter 299, O. S. L. 1967 (60 O. S. Supp. 1970, § 402), providing for the procedure in giving certain gifts to persons serving as custodians of the gift for the benefit of a minor child under the Uniform Gifts to Minors Act; providing trustee's authority to distribute or pay any trust property to any person for the benefit of a minor; repealing 60 O. S. 1961, § 402, as amended by Section 1, Chapter 50, O. S. L. 1967 (60 O. S. Supp. 1970, § 402); and declaring an emergency.

SB 24—By Baggett—An Act relating to

legislative apportionment; fixing boundaries of state senatorial districts; providing repeals; providing for severability providing operative date; and declaring an emergency.

SB 25—By Murphy—An Act relating to the Oklahoma Turnpike Authority; amending Section 1709, Chapter 415, O. S. L. 1968, as amended by Section 1, Chapter 62, O. S. L. 1969 (69 O. S. Supp. 1970, § 1709); providing for bonds; increasing the maximum interest rate from six percent to eight percent; and declaring an emergency.

SB 26—By Grantham—An Act relating to the courts; providing that the court clerk's failure to comply or his knowingly allowing any deputy not to comply, with any rule, order or directive of the Supreme Court, the presiding judge of the administrative district or the chief judge in the judicial district shall operate to effect a vacation of the clerk's office and a forfeiture of all emoluments provided therefor.

SB 27—By Howard—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.

SB 28—By Smalley and Smith—An Act relating to statutes and reports; providing official publications of Oklahoma Session Laws contain strike lines and underscoring lines of certain matters.

SB 29—By Baldwin—An Act relating to public finance; providing control and management of state moneys shall be the responsibility of the state treasurer; prescribing state treasurer shall maintain a balance to reimburse banks for performing necessary banking services and to invest and reinvest the balance of moneys in the treasury in short term bonds or

notes of the United States; providing the increment from said investments be credited to the State General Revenue Fund; and declaring an emergency.

SB 30—By McGraw—An Act relating to public parks and recreation areas; amending Section 12, Chapter 398, O. S. L. 1965, as amended by Section 2, Chapter 231, O. S. L. 1968 (74 O. S. Supp. 1970, § 1112), to provide for fixing and collection of fees for use of camping sites in state parks; directing deposit of said fees; authorizing use thereof to improve and maintain said camping sites and to protect persons using same; and declaring an emergency.

SB 31—By Inhofe and Smith—An Act relating to public libraries; amending Section 2, Chapter 192, O.S.L. 1965 (65 O.S. Supp. 1970, § 552); providing for applicability of the Metropolitan Library Act; changing the county population figure determining applicability of the act from four hundred thousand to five hundred thousand; and declaring an emergency.

SB 32—By Inhofe—An Act relating to public health and safety; requiring permits for certain mass gatherings; providing for rules and regulations; providing requirements and applications; directing codification; and declaring an emergency.

SB 33—By Howard—An Act relating to uses and trusts; providing for acceptance by the state of the beneficial interest in a trust created for the purposes of providing state funds for grants made pursuant to Federal Environmental Protection Agency requirements; providing for the issuance of bonds by said trust to be retired by funds received from local fees, charges and other monies; authorizing cities and towns to apply for and accept federal assistance in carrying out water pollution control projects; providing funds and making obligations to provide funds for meeting the debt service requirements on bonds issued by the state public trust;

providing for severability; and declaring an emergency.

SJR 1—By Holden and Grantham of the Senate and Sanguin of the House—A Joint Resolution relating to oil and gas; amending Section 4, Chapter 217, O.S.L. 1970 (52 O.S. Supp. 1970, § 319); requiring surety bonds of persons engaged in certain oil or gas operations; changing the date after which such bonds are required; and declaring an emergency.

SJR 2—By Baggett of the Senate and Spearman of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; amending Article V of the Oklahoma Constitution by repealing Sections 11A, 11B, 11C, 11D, and 11E thereof which provide for legislative reapportionment by certain officers under certain circumstances and for supreme court review of their reapportionment orders; and ordering a special election.

SJR 3—By Grantham—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 existing Section 19, Article II, of the Constitution of Oklahoma and establishing in lieu thereof a new Section 19, Article II, providing for the right of trial by jury in all cases except impeachment and in criminal actions wherein the offense charged is punishable by fine only not exceeding one hundred dollars, and in civil actions wherein the amount in controversy does not exceed One Hundred Dollars; providing the numbers of persons to comprise juries and the concurrence essential to a verdict in felony cases; providing the number of jurors in other cases may be fixed by law; providing a ballot title; and ordering a special Election.

SJR 4—By Baggett—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 providing for special Election.

FIRST READING

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

SB 34—By Howard—An Act relating to crimes and punishments; making it a felony for a person to telephone another person and threaten to create an explosion or falsely inform that some other person threatens or intends to create an explosion, and prescribing punishment therefor; making it a felony for a person, by use of a telephone, to impart or convey, or cause to be imparted or conveyed, any threat or false information concerning an explosive or other destructive substance or device, and prescribing punishment therefor and declaring an emergency.

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 employment of temporary personnel for administrative and technical assistance to the State Senate of the First Session of the Thirty-third Oklahoma Legislature; designating positions and emoluments.

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

WHEREAS, Section 1, Chapter 90, O.S.L. 1970 (74 O.S. Supp. 1970, § 292), provides that the State Senate shall, during each regular or special 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-THIRD OKLAHOMA LEGISLATURE:

SECTION 1. The following positions are hereby provided for the First Session of the Thirty-third 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
Parking Lot Attendants	5	\$11.00
Calendar Clerk	1	18.00
Assistant Calendar Clerk	1	16.50
Chaplain (each week)	1	11.00
Communication Technician	1	14.50
Administrative, Clerical and Research Assistants	10	35.00
Engrossing and Enrolling Clerks	6	15.00
Engrossing and Enrolling Assistants to the Supervisor	2	18.50
Engrossing and Enrolling Supervisor	1	23.00
Information Clerks	2	13.00
Assistant Journal Clerk	1	18.50
Machine Operators	2	13.00
Maids	2	9.00
Post Office Clerks	3	13.00
Post Office Supervisor	1	15.50
Pages (each week)	16	8.00
Page Counselor	1	14.00
Assistants to Chief Page	2	13.00
Chief Page	1	16.50
Porters	9	11.00
Assistant Reading Clerk	1	14.00
Receptionists	3	12.00
Chief Bill Locator	1	17.50

Sergeants-at-Arms	20	11.00
Chief Sergeant-at-Arms	1	20.00
Assistant Chief Sergeant-at-Arms	1	15.00
Assistant Bill Locator	1	15.50
Secretaries	38	14.50
Secretary to Assistant Majority Floor Leader	1	16.50
Secretary to Majority Whip	1	16.50
Secretary to Employment Chairman	1	20.00
Committee Secretaries	20	16.50
Secretary to Lieutenant Governor	1	16.50
Night Watchmen	4	11.00

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 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 1st Session of the 33rd Oklahoma Legislature certain committees, delegations, members and employees 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 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. That each member or employee of the Senate who travels to and from any point outside the State of Oklahoma, under authority of the Senate, whether as an individual or as a member of a committee or delegation, shall be paid, out of the funds appropriated for the Senate, the sum of Thirty-five Dollars (\$35.00) per day for necessary expenses, and an additional sum for first class transportation.

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

Second Legislative Day

Wednesday, January 6

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

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Boecher, Bradley, Howard, Phillips, Stansberry, Trent.—6.

One Vacancy — From Resignation.—1.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, and is incorporated herein upon request of Senator Hargrave.

O God who overwhelms our schemes and then beyond our wildest dreams surprises us with gifts of grace we ask that in the hectic pace of business we pause and remember you and have our spirits made anew.

We ask O God for no great miracle, but for the smaller miracles of kindness, patience, and sensitivity to the needs of others.

We thank you Lord for all your gifts to us. We are especially grateful for human gifts; for friends who are loyal, for families who love us, for children who show us hope for the future, for the old who share with us their wisdom, yet

who allow us the freedom to make our own mistakes.

We thank you for men with special gifts for the quick wit and humor which often gives us a needed boost, for the sensitivity of another to see our hurt, for the keen perceptiveness of still another who shows us the right way to tackle a problem.

Today O God we offer our own gift, whatever it may be, to you, and ask that we may accept and use whatever gifts you give us for the enrichment of our fellow man.

In Christ we pray. Amen.

The Journal for the first legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

Requests for Lobby Permit was filed by the following person(s) and ordered referred to the Committee on Lobby Permits:

James R. Williams, 537 N. W. 40th Street, Oklahoma City, representing Oklahoma Public Expenditures Council.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 1 and 2 correctly enrolled.

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

FIRST READING

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

SB 35—By Birdsong, Keels and Miller—An Act relating to crimes and punishments; making it a misdemeanor to sell,

offer to sell, deliver or give certain named substances to persons under seventeen years of age; prescribing punishment therefor; and declaring an emergency.

SB 36—By Birdsong—An Act relating to crimes and punishments; providing for use of wiretapping and eavesdropping in certain cases, and prescribing procedure therefor; defining terms; prohibiting certain types of wiretapping and eavesdropping and providing penalties; making the possession of unregistered eavesdropping or wiretapping devices a misdemeanor; providing for an ex parte order for wiretapping and eavesdropping; providing exceptions; prohibiting information obtained in violation of this act from being admitted into evidence; providing for damages in a civil action; making provisions of act severable; and declaring an emergency.

SB 37—By Young—An Act relating to workmen's compensation; amending 85 O.S. 1961, § 29, as last amended by Section 3, Chapter 185, O. S. L. 1967 (85 O. S. Supp. 1970, § 29); providing for appeals to the Supreme Court, and providing a date when this act shall become operative.

SECOND READING

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

SB 1—Parks, Forestry and Industrial Development.

SB 2—State and Federal Government.

SB 3—Wildlife.

SB 4—Education - Common.

SB 5—Judiciary

SB 6—Governmental Reform.

SB 7—Judiciary.

SB 8—Judiciary.

SB 9—Agriculture.

SB 10—Appropriations and Budget.

SB 11—Committee on Rules.

SB 12—Commerce.

SB 13—State and Federal Government.

SB 14—Committee on Rules.

SB 15—Judiciary.

SB 16—Judiciary.

SB 17—Judiciary.

SB 18—Judiciary.

SB 19—Committee on Rules.

SB 20—Governmental Reform.

SB 21—Committee on Rules.

SB 22—Judiciary.

SB 23—Judiciary.

SB 24—Constitutional Revision and Redistricting.

SB 25—Roads and Highways.

SB 26—Judiciary.

SB 27—Industrial and Labor Relations.

SB 28—Committee on Rules.

SB 29—Banks and Banking.

SB 30—Parks, Forestry and Industrial Development.

SB 31—Municipal Government.

SB 32—Public Safety and Penal Affairs.

SB 33—Environmental Quality.

SB 34—Judiciary.

SJR 1—Oil and Gas.

SJR 2—Constitutional Revision and Redistricting.

SJR 3—Judiciary.

SJR 4—Constitutional Revision and Redistricting.

PENDING CONSIDERATION OF SENATE RULES

Senator Baldwin asked unanimous consent, which was granted, that the Rules Committee Report submitted on the last legislative day be amended Page 6 under Committee "Commerce" by striking the name Holden.

Senator Baldwin moved the adoption of the Committee Reports of the Rules Committee, as amended, submitted on the last legislative day, which motion was declared adopted upon roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Har-

grave, Holden, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—41.

Excused: Boecher, Bradley, Howard, Phillips, Stansberry, Trent.—6.

One Vacancy — From Resignation.—1.

Senator Baldwin asked unanimous consent, and it was granted, that the Rules of the 32d Legislature, as amended, be adopted as permanent rules for the 33d Legislature.

INTRODUCTIONS

Senator Garrison introduced the Honorable Norman Lamb of Enid, the successor

of Richard E. Romang, of the 19th Senatorial District, and asked unanimous consent, which was granted, that he be given the privileges of the floor until such time as he is properly sworn in as a member of the State Senate.

President Pro Tempore Smith extended cordial greetings to the senator-elect on behalf of the entire Senate.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, January 7, 1971, at 10:00 o'clock a.m., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, January 7, 1971, at 10:00 o'clock a.m.

Third Legislative Day

Thursday, January 7, 1971

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

Upon roll call, the following members were present:

Present: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Martin, Nichols, Porter, Rogers, Stipe.—6.

One vacancy from resignation.—1.

The President declared a quorum present.

The following prayer was offered by the Chaplain, and upon request of Senator Crow for unanimous consent, which was granted, is incorporated herein.

We thank thee O God for the joy of life together, for friendship and fellowship, for meaningful work of life renewing play.

We thank thee for the privileges of freedom in this land of hope and glory. We thank thee for men who have not despaired of the possibilities of nobility, of the opportunity of responsible freedom.

We thank thee for men, like these senators, who dedicate themselves to good government for the good of all people. In this day of trouble, give us men who can see opportunities where most of us see problems; who can feel hope where most of us feel despair who can listen behind

the noisy rhetoric of dissenting groups to hear their cry of need.

Grant thy blessing on this gathering, and give to those who seek to serve in public life the spirit of him who said, "Let him that would be greatest among you be the servant of all."

Amen.

The journal for the last legislative day was declared approved.

FIRST READING

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

SB 33—By Garrett—An Act relating to courts; amending Section 2, Chapter 350, O. S. L. 1968, as amended by Section 1 of Chapter 79, O. S. L. 1970 (20 O. S. Supp. 1970, § 123), by enlarging authority of a special judge to include all cases assigned to him by the presiding or chief judge; providing further that no order or judgment is void and subject to collateral attack merely because it was rendered by a special judge; repealing Section 3, Chapter 350, O. S. L. 1968 (20 O. S. Supp. 1970, § 124); establishing operative date; and declaring an emergency.

SB 39—By Garrett and Garrison—An Act relating to the regulation of persons who purport to be able to detect deception or to verify truth of statements through the use of instrumentation as Lie Detectors, Polygraphs, Deceptographs, and/or similar or related devices and instruments; creating as an administrative board, the polygraph examiners board with licensing and/or regulatory powers over all such persons and instruments; providing for administrative proceedings and court

review; establishing minimum instrumentation requirements and prohibiting the use of instruments or devices which do not meet minimum instrumentation requirements; providing for injunctions and penalties for violation of the provisions of this act; providing for severability; and declaring an emergency.

SECOND READING

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

SB 35—Judiciary.

SB 36—Judiciary.

SB 37—Industrial and Labor Relations.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1005**.

Senator Garrison asked unanimous consent, and it was granted, that **HCR 1005** be taken up for immediate consideration.

Senator Garrison asked that all other members of the Senate be made co-authors of **HCR 1005**, which was the order.

HCR 1005 as coauthored was read at length as follows and adopted upon motion of Senator Garrison.

ENGROSSED HOUSE CONCURRENT RESOLUTION NO. 1005—By Ford, Anderson, Camp, Conaghan, Doornbos, Ferguson, Frates, Gooden, Green, Hancock, Hatchett, Holaday, Kamas, Musgrave, Pierce, Taggart, Thornhill, Whorton, Williams, Wixson, Wolfe (Stephen), Privett, Abbott, Andrews, Atkins, Avey, Bamberger, Bengtson, Bernard, Beznoska, Boatner, Boettcher, Boren, Bradley, Briscoe, Carlton, Cate, Cartwright, Clemons, Coffin, Cole, Converse, Cotner, Cox, Davis, Draper, Duke, Dunn, Elder, Ferrell, Finch, Fine, Greenhaw, Hargrave, Harper, Harrison, Hill (Archibald), Hill (Ben), Hopkins, Huddleston, Johnson, Kardokus, Kennedy, Kilpatrick, Lindstrom, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Nance, Odom, Payne, Poulos, Ran-

dle, Riggs, Robinson, Rogers, Sanders, Sandlin, Sanguin, Skeith, Sparkman, Spearman, Stratton, Sullivan, Tarwater, Townsend, Trent, Wayland, Wickersham, Wiedemann, Williamson, Willis, Witt, Wolf (Leland), Wynn and York of the House and Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young of the Senate.

A CONCURRENT RESOLUTION EXPRESSING DEEP SORROW AND REGRET ON BEHALF OF THE PEOPLE OF OKLAHOMA UPON THE DEATH OF MRS. JOAN COLEMAN SMITH; EXTENDING SYMPATHY TO HER FAMILY; AND DIRECTING THAT AUTHENTICATED COPIES BE SENT TO MEMBERS OF HER FAMILY.

WHEREAS, on the 6th day of January, 1971, Mrs. Joan Coleman Smith passed away; and

WHEREAS, Mrs. Smith was born on the 25th day of May, 1894, in the city of Seaforth in the Country of Canada, and survived by her husband, two sisters, three children and six grandchildren; and

WHEREAS, Mrs. Smith was nationalized a Citizen of the United States and enjoyed with deep affection the beauty of God's Creations in nature and life; and

WHEREAS, Joan Coleman Smith was the beloved mother of Mrs. Ann Bartlett, the wife of the Governor of the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. That this Legislature on behalf of its members and the people of the State of Oklahoma does hereby express profound regret upon the demise of Mrs. Joan Coleman Smith.

SECTION 2. That this Legislature on behalf of its members and the people of the State of Oklahoma does hereby express deep sorrow and regret to the family of Mrs. Joan Coleman Smith.

SECTION 3. That special sympathy is extended to Governor and Mrs. Dewey F. Bartlett over the loss of the Sacred relationship of Mother and Child.

SECTION 4. That duly authenticated copies of this Resolution be delivered to the members of her family.

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

ANNOUNCEMENT

Senator McSpadden asked unanimous consent, and it was granted, that the following be incorporated for this legislative day.

"Re: Board of Legislative Compensation Membership, as Senate Appointee.

" 'I quit.' "

"/s/Pat Scudder.

"Best regards and wishes for a Session that you can be happy with."

"/s/Pat."

MESSAGES FROM 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 Terrill asked unanimous consent, and it was granted, that the program of inaugural events of Governor-Elect David Hall be incorporated in this day's Journal.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, January 11, 1971, at 11 o'clock a.m, which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, January 11, 1971, at 11:00 A.M.

FOLLOWING ADJOURNMENT**Monday, January 11, 1971****INAUGURATION****GOVERNOR DAVID HALL**

State of Oklahoma

January 11, 1971

INAUGURAL EVENTS

Legislative Prayer Breakfast

7:30 o'clock, Hilton Inn
Rev. Oral Roberts, Devotional

Inaugural Ceremonies

11:30 o'clock
Oklahoma State Capitol

Reception for the Public

12:30 o'clock
Blue Room, Oklahoma State Capitol

Inaugural Ball

9:00 o'clock
Shepherd Mall, Oklahoma City

GOVERNORS OF OKLAHOMA

Charles N. Haskell — 1907-1911
Lee Cruce — 1911-1915
Robert L. Williams — 1915-1919
James B. A. Robertson — 1919-1923
Jack C. Walton — 1923
Martin Edwin Trapp — 1923-1927
Henry S. Johnston — 1927-1929
William J. Holloway — 1929-1931
William H. Murray — 1931-1935
Ernest W. Marland — 1935-1939

Leon C. Phillips — 1939-1943
Robert S. Kerr — 1943-1947
Roy J. Turner — 1947-1951
Johnston Murray — 1951-1955
Raymond Gary — 1955-1959
J. Howard Edmondson — 1959-1963
George Nigh — 1963
Henry Bellmon — 1963-1967
Dewey F. Bartlett — 1967-1971
David Hall — 1971-

THE INAUGURAL COMMITTEE

Chairman

Ollie W. Gresham

Vice Chairman

Gladys Warren

Executive Committee

J. J. Simmons, Jr.
Charlie Jenkins
Preach Griffith
Georgia Brown

Sue B. Wilson
Pat Gresham
Ed Goodwin
Betty Richerson
Billye Langford

Shirley Cassil
Sandra Simms
Edna Jenkins
Juanita Griffith

INAUGURATION

Bands

The University of Tulsa
The Oklahoma National Guard
Oklahoma City Douglass High School

Master of Ceremonies

Patrick A. Williams

Invocation

Rev. Lorenz W. Huenemann
Southminster Presbyterian Church, Tulsa

Oath of Office to David Hall

*Administered by the Honorable William A. Berry
Chief Justice of the Oklahoma Supreme Court*

Oath of Office to George Nigh and Elected State Officials

*Administered by the Honorable Denver Davison
Vice Chief Justice of the Oklahoma Supreme Court*

John Rogers — Secretary of State
William A. Berry — Justice of the Supreme Court
Pat Irwin — Justice of the Supreme Court
William H. Blackbird — Justice of the Supreme Court
Tom Brett — Judge of the Court of Criminal Appeals
Larry Derryberry — Attorney General
Leo Winters — State Treasurer
John M. Rogers — State Examiner and Inspector
Joe Bailey Cobb — State Auditor
Ray C. Jones — Corporation Commissioner
Leslie R. Fisher — Superintendent of Public Instruction
Joe B. Hunt — Insurance Commissioner
Wilbur Wright — Commissioner of Labor
Jim Cook — Commissioner of Charities and Corrections
Ward Padgett — Chief Mine Inspector

Remarks by the Honorable Carl Albert

Address by Governor David Hall

Benediction

Dr. Herschel Hobbs
First Baptist Church, Oklahoma City

LEGISLATIVE LEADERS

Senate
Fints W. Smith, President Pro Tempore
Al Terrill, Majority Leader
Denzil D. Garrison, Minority Leader

House of Representatives
Rex Privett, Speaker
Joseph E. Mountford, Speaker Pro Tempore
Leland Wolf, Majority Leader
Charles Ford, Minority Leader

INAUGURAL COMMITTEE CO-CHAIRMEN

Mrs. Earl Abernathy
Carolyn Abboud
Gertrude Allen
Haskell Allen
Mrs. Lenore Allenthorpe
Marjorie Ames
Mrs. Jack Annis
Mrs. Emma Archer
Loretta Bachman
Mary Ballew
Jan Barnett
Gerald Barton
Jo Barton
Mrs. Charles Been
Eudora Benson
Mrs. Bane Bigbie
Delma Biribilis
Cull Bivens
Faye Bivens
Suzanne Bivens
Mrs. Coleen Bland
Jan Bloom
Mrs. W. R. Bohon
Gladys Bott
Beth Bradford
Mrs. Bill Bradley
Louise Broach
Betty Brooks
Mrs. Georgia Brown
Wanda Brown
Mrs. Owen Buffington
Mrs. Ed Burris
Gretta Cailloux
Mrs. Crawford Cameron
Genevieve Charlton
Elaine Chibitty
Marilyn Chitwood
Mrs. Joe Christian
Mary Claxton
Rosemary Claxton
Othereine Cobb
Irene Cook
Mrs. Wayman Cornelsen
Mrs. Bud Cowden
Mrs. Jim Cox
Lou Crawford
Gayle Derryberry
Don Drain
Mrs. LuAnn Lavis Duel
Betty Durham
Mrs. Walter Easterling
Carmeletta Eidson
Wanda Enlow
Ernestine Fisher
Jane Flood
Mrs. Ron Ford
Wanda Foster
Mrs. Bill Garrett
Mrs. James Garrett
Minnie Gilmore
Mrs. Donna Goodman
Carolyn Green
Lillie Green
Marlene Green
Robert Green

Fran Gresham
Ethel Groom
Nancy Hall
Mrs. George Hann
Sherill Hansen
Bonnie Harr
Don Harr
J. Don Harris
Shirley Harris
Joy Hass
Lorraine Haynes
Ann Hedges
Harry Hedges
Mrs. Guy Holden
Loren Hoot
Mrs. Grace Hudlin
Mrs. Ernest Hulsey
Anna Maud Hunt
Mrs. G. R. Hurd
Mrs. H. N. Ivey
Mary Jackson
Sarah Jones
Mrs. Wm. Kirkland Juergens
Mrs. Tom Keeter
Mrs. Carroll Kemper
Mrs. Larry Kirkland
Mrs. Ted Lamar
Julie Lampkin
Jim Looney
Morene Looney
R. A. Lotspeich
Rosalee Lotspeich
Ruby Lovelady
Beverly Lundgren
Millicent Mankoff
Mrs. Bennett Marcoux
Mrs. R. L. McDonald
Mrs. Flershel McKee
Betty McKinnis
Rene McMahon
Donna McSpadden
Anne McWilliams
Mrs. Roxie Miller
Lois Milum
Mrs. Bob Murphy, Jr.
Theresa Murphy
Maxine Naifeh
Edna Nash
Marian Nash
Christine Neill
Mrs. Perk Nesbitt
Mrs. Ralph Newcombe
Donna Nigh
Lois Norman
G. Frank Oller
Pat Oller
Diana Owen
Sally Padden
Dorothy Padgett
Mrs. Harry Paramore
Mrs. Bob Parris
Mrs. Othal Patton
Helen Pearce
Mrs. Carl Perkins
Bill Peterson

Bobby Peterson
Mrs. Carl Pettigrew
Laura Pitts
Pat Plowman
Paul Plowman
Mrs. Joe Pray
Mary Price
Bessie Priore
Mrs. Gaynell Pyron
Nadean Ralls
Carroll Ann Rambo
Donna Ramsey
Virginia Red Eagle
Mrs. Bob Reese
Mrs. Fred Reese
Mrs. Charles Reynolds
Mrs. Bob Rhoades
Bill Richerson
Sarah Jane Rodgers
Annette Rogers
Jeannie Rogers
Mrs. Stearns Rogers
Gene Rollins
Mrs. J. D. Ross
Mrs. Henry Royce
Mrs. Jack Ruff
Betty Russow
Molly Sanger
Charlene Sharpnack
Mrs. Jack E. Shelton
Verta Sherrer
Mrs. Nell Sills
Mrs. Bill Silvers
Barry Simms
Vera Stansell
Alice Stewart
Jack Story
Marilee Story
Mark Lee Story
Mrs. Clark Sutherland
Marilyn Sylvan
Tracy Tankersly
Mrs. Bill Thomas
Mrs. John Trease
Hazel Turner
Polly Turner
Mrs. Bert Underwood
Irvine Ungerman
Flora Van Winkle
Jan Vassar
Mrs. Gary L. Walker
Mrs. Ralph Wall
Mrs. Jackie L. Waters
Fannie Webster
Charlotte Weedman
J. T. Weedman, Jr.
Mrs. Maurice Welch
Mrs. Walter Williams
Eve Williamson
R. Richard Williamson, Jr.
Don Wilson
Jenny Wilson
Patti Winters
Ellen Woodlee
Irene Wright
Mary Alice Wright

Fourth Legislative Day

Monday, January 11, 1971

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

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Howard, Inhofe, Keels, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Baldwin, Bradley, Lane, McSpadden, Stipe.—5.

The President Pro Tempore declared a quorum present.

Prayer was offered by the Chaplain, the Reverend Clarence Saint, Pastor, Southeast Christian Church, Tulsa, Oklahoma.

The Journal for the last legislative day was declared approved.

COMMUNICATION

January 11, 1971

MR. PRESIDENT:

Dear Sir:

Upon the face of the returns of the Special Election, held on the 5th day of January, 1971, as certified to this office by the Garfield County Election Board, for Senatorial District No. 19, Garfield County, State of Oklahoma and as verified by this Board, the following named appears to have been regularly elected to membership in the Senate of Oklahoma from Nineteenth (19th) Senatorial District, and

accordingly, Certificate of Election has been issued to him by this Board: Norman Lamb (R), Enid, District No. 19.

Respectfully submitted,
LEE SLATER, Secretary
State Election Board

President Pro Tempore Smith appointed Senators Garrison and Terrill to escort Senator-Elect Norman Lamb to the Bar of the Senate, where the official oath was administered by the Honorable Pat Irwin, Justice of the Supreme Court and former member of the Senate. President Pro Tempore Smith, on behalf of the Senate, welcomed Senator Lamb to membership in the Senate for the 33d Legislature.

COMMITTEE APPOINTMENT

As provided under the Rules, President Pro Tempore Smith made the following announcement of Committee appointments:

Senator Norman Lamb—Education-Common, Judiciary, Public Safety and Penal Affairs, Roads and Highways, Public and Mental Health.

REQUEST FOR LOBBY PERMITS

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

James H. Price, 5718 E. 56th St, Tulsa, Oklahoma, representing the Tulsa Chamber of Commerce.

Louis A. Gatti, 3405 N. W. 69th, Oklahoma City, representing the Oklahoma Malt Beverage Association.

R. B. Moore, Box 251, Wayne, Okla-

homa, representing The Brotherhood of Maintenance of Way Employees AFL - CIO.

Norman Duncan, 606 South Cottonwood, Richardson, Texas, representing the J.C. Penney Company, Inc.

M.E. Vermillion, Rt. 1, Box 213, Kellyville, Oklahoma, representing United Transportation Union.

Quentin Fitzgerald, 15412 Lake Park, Mustang, Oklahoma, representing the Oklahoma Good Roads and Streets Association.

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

Everett W. Baird, 215 E. 12th Street, Edmond, Oklahoma, representing the National Association of Retired Federal Employees.

FIRST READING

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

SB 40—By McCune—An Act relating to Motor Vehicles; authorizing municipalities and political subdivisions of the state to extend special parking privileges to physically disabled persons; providing for issuance of insignia by the Department of Public Safety; and providing penalties.

SB 41—By Garrison, Lamb, Ferrell, and Nichols of Senate and McCune of the House—An Act relating to crimes and punishments; amending 21 O. S. 1961, § 372, as amended by Section 1, Chapter 298, O. S. L. 1967 (21 O. S. Supp. 1970, § 372); prohibiting the mutilation, destruction or treating with indignity the United States Flag; defining words and terms; providing for severability; and declaring an emergency.

SB 42—By Baggett—An Act relating to the State Highway Commission; amending Section 302, Chapter 415, O. S. L. 1968 (69 O. S. Supp. 1970, § 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.

SJR 5—By McCune—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 10 of Article VI of the Constitution of the State of Oklahoma; authorizing and directing the Legislature to create a State Pardon and Parole Board composed of three members with such membership qualifications, terms of office, compensation of members, powers and duties and other provisions as may be necessary to effectuate the purposes of Said Section 10; setting time limit for creation of board; providing for a ballot title; and ordering a special election.

SECOND READING

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

SB 38—Judiciary.

SB 39—Professions and Occupations.

RESOLUTIONS

The following Resolution was introduced and consideration deferred for this legislative day:

SR 3—by Hamilton—A Senate Resolution Commending the Honorable Carl Albert, United States Representative from the Third Congressional District of the State of Oklahoma, for his personal achievements in the service of government; and directing distribution.

MESSAGES FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1004—By Skeith of the House and Stipe of the Senate—A Concurrent Resolution declaring the week of October 4 through October 9, 1971, "Indian Week" in Oklahoma.

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

Senator Terrill asked unanimous consent, which was granted, that the Inaugural Address of Governor David Hall be incorporated in this day's Journal, the message being as follows:

INAUGURAL ADDRESS

Governor David Hall of Oklahoma

Mr. Albert, distinguished officials, my fellow Oklahomans:

In response to the times, a change has come. Through the power of the ballot, our direction is new. By the will of the people, we take up the challenge.

In the opening moments of this administration, it is fitting to describe the priorities and goals we pursue. It is proper to talk of our hopes and our dreams.

First is education; the golden problem solver of the 20th Century. Our highest aim will be excellence in the teaching of our children. Education must be expanded and enriched. Education must be properly financed.

Yet, we must never lose sight that education must be child oriented. Ours is not a mandate for a more elaborate bureaucracy. It is a demand for more meaningful and creative education.

We will not send our children somewhere for others to teach. Education must remain close to home; we must have local controls. Our children are our responsibility. We will provide them with the best education.

Our renewed dedication to education will be rewarding. We know education is the best weapon against unemployment. We know education will attract industry. We know education holds the promise of a better Oklahoma tomorrow.

A real need today is better transportation. As your Governor, I will keep my eyes on the overall challenge. I will keep in perspective our wonderful new waterway, air travel, mass transit and our roads and highways.

Oklahoma—which was settled by people afoot, men on horseback and families in

wagons—can mold the finest transportation system in the world. But our biggest problem is roads.

They tell me that 4,399 miles of roads in Oklahoma are inadequate. I travel those roads. I know they are bad. Some of those miles are death traps. The worst are in rural areas. We will find it very rewarding when we get these roads fixed.

We will be able to move our products—and our people—swiftly across the countryside with comfort, economy and safety. This will strengthen our economy, especially the farms.

And agriculture has long been overlooked in Oklahoma. Yet, agriculture produces our most important products. Farming is the backbone of Oklahoma's economy and farms are an important way of life for our people.

Better life also depends on individual security: the peace and dignity that all men want. We will have order; but there will be justice. Laws will be enforced without question. We will particularly fight the lawlessness and dangers of narcotics. Yet, we will conduct educational programs so the young will know the hazards of drug abuse.

Heavy on our heart is the desire to stop narcotics traffic and use. It is a matter of conscience for all Oklahoma and the Nation.

This administration will place quality of life first. We will work to keep our environment fit. Our hopes are high about the environment. We see the dangers of pollution and we know we must use our resources carefully. We have the good land, fresh water and pure air.

We are conquering land erosion, seeding the earth, and wildlife abounds. We are conserving our water, harnessing its power and fish thrive in our streams. And from the fouled atmospheres of the east and west coasts, people come to Oklahoma and savor our air. These things are for the people.

Oklahoma is a young state. The pioneer

spirit is alive; opportunity remains. Our people have a spark; they are ingenious and bright.

These are qualities that conquered the impossible and made the Arkansas River a navigable stream. These are the strengths that reclaimed the high plains and made the prairies bloom.

We are the people who produce a multitude of national leaders far above our proportion to the population. We have made Oklahoma a good place; we can make it a model for the Nation.

Before me and behind me, in this audience today, are my support and strength. Here are the Oklahomans who are our officials and legislators; people with the daring to lead. This Administration will counsel with the lawmakers, for they are the delegates and representatives of the people. We will be open and we will meet the problems which we all share.

This is the people's administration. Our challenges and needs blend together: Qual-

ity education; roads and highways serving our farms, industry, business and travelers; a society with peace and dignity; an environment where the air, water and land are unspoiled and clean, but most important—the people. We are elected to serve the people.

It is our prayer that history will say: Our administration gave people hope, leadership and inspiration. When the balance is weighed, let no man say we lacked in dedication or work. When the judgments are made, may your trust have been kept. With your help, and God's, we accept the opportunities and challenges you have given me this day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, January 12, 1971, at 1:00 o'clock p.m., which motion prevailed.

The desk being clear, it was upon motion of Senator Terrill that the Senate adjourned to meet Tuesday, January 12, 1971 at 1:00 o'clock p.m.

Fifth Legislative Day

Tuesday, January 12, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, McSpadden, Nichols.—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.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1001—By Privett and Wolf (Le-land) of the House and Smith and Terrill of the Senate—A Concurrent Resolution relating to the Oklahoma Hi-Y Youth Legislature of the Southwest Region of the National Council of the Young Men's Christian Association; authorizing use of the Chambers of the House of Representatives and of the Senate for specified date in 1971; and directing that duly au-

thenticated copies of this resolution be forwarded to certain officials of said Southwest Region of the National Council of the Young Men's Christian Association.

HCR 1003—By Abbott and Rogers—A Concurrent Resolution pertaining to education in economics in grades kindergarten through twelve in the public schools; expressing Legislative intent in regard thereto; and directing distribution.

HCR 1001 was taken up for consideration, read at length, and adopted upon motion of Senator Terrill, properly signed and returned to the Honorable House.

HCR 1003 was taken up for consideration,

Senator Terrill asked to be made a co-author of **HCR 1003**, which was the order.

HCR 1003, as co-authored, was read at length and adopted upon motion of Senator Miller, properly signed and returned to the Honorable House.

LOBBY PERMITS

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

Joe D. Hurt, 325 East Sixth Street, Edmond, representing the Oklahoma State School Boards Association, Inc.

Mrs. Joyce Jacobson, 1332 N.E. 56th, Oklahoma City, representing the League of Women Voters of Oklahoma.

Julius E. Kubier, 1612 Northwest 38th

Street, Oklahoma City, representing the Associated Industries of Oklahoma, Inc.

R. P. (Bob) Moore, Jr., 1227 N.W. 48th, Oklahoma City, representing the Oklahoma City Speakers Forum, Inc.

Raymond P. York, 2608 N.W. 44th, Oklahoma City, representing the Oklahoma City Speakers Forum.

Frank C. Ruland, 1106 Tedford Way, Oklahoma City, representing the Oklahoma City Speakers Forum.

W. M. "Bill" Morgan, 1216 N.W. 38th, Oklahoma City, representing the Oklahoma Lumberman's Association.

Cecil C. Hamilton, 2500 N.W. 51st Street, Oklahoma City, representing the Phillips Petroleum Company.

FIRST READING

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

SB 43—By Terrill and Baggett of the Senate and Ferrell of the House—An Act relating to schools; amending Section 8, Chapter 397, O.S.L. 1965, as amended by Section 3, Chapter 48, O. S. L. 1968 (70 O. S. Supp. 1970, § 18-8A); providing incentive aid flat grant to school districts; providing for disallowing credit in computing the amounts for classes in the elementary grades exceeding certain numbers in average daily attendance; and declaring an emergency.

SB 44—By Baggett—An Act relating to property; enacting the escheat of Postal Savings System Accounts Act; providing for escheat declarations and proceedings; providing for collection and deposit of funds; providing for indemnification; and declaring an emergency.

SB 45—By Baggett—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. 1970, § § 3-4.1 and 3-4.2); and declaring an emergency.

SB 46—By Baggett—An Act relating to the Oklahoma State Library; repealing Sections 1 through 4, Chapter 278, O. S. L. 1970, which makes an appropriation for construction, furnishing and equipping a new library building; and providing the State Board of Public Affairs shall act as contracting agency.

SB 47—By Baggett—An Act relating to schools; amending 70 O. S. 1961, §§ 8-2 and 8-3, as amended by Section 1, Chapter 167, O. S. L. 1963 (70 O. S. Supp. 1970, § 8-3); providing that a pupil transfer from one school district to another shall be granted upon application of the parent or guardian; and making provisions severable.

SB 48—By Baggett—An Act relating to schools and school transfer fees; amending 70 O. S. 1961, §§ 8-1 and 8-11, as amended by Sections 17 and 18, Chapter 397, O.S.L. 1965 (70 O.S. Supp. 1970 § § 8-1 and 8-11); providing for payment of transfer fees by school districts in which a child resides to school districts in which such child attends school; providing for credit upon transfer fees for state foundation aid and incentive aid, auto license and farm truck tax and gross production tax received by district in which child attends school; providing that in the event of failure to appropriate and pay transfer fees owed by a school district the State Board of Education shall deduct same from state aid payable to such district and pay same to district where child attends school; repealing provisions for state payment of transfer fees; providing for transfer fees as to children in state institutions; directing codification; and repealing inconsistent acts.

SB 49—By Baggett—An Act relating to taxation; amending Section 2, Chapter 366, O. S. L. 1963, as renumbered by Section 2, Chapter 215, O.S.L. 1965, and as last

amended by Section 1, Chapter 342, O. S. L. 1969 (68 O. S. Supp. 1970, § 1206); to remove exemptions of small business investment companies and real estate trusts from payment of tax on foreign corporations and business organizations; and declaring an emergency.

SB 50—By Baggett—An Act relating to fees of Secretary of State; amending 28 O. S. 1961, § 111; providing for increase in filing fees of Secretary of State for filing articles of incorporation and issuing licenses; fixing formula for determining amount of authorized capital stock to be invested in Oklahoma; increasing fees on all other instruments filed or attested by Secretary of State; and declaring an emergency.

SB 51—By Grantham of the Senate and Boettcher and Conaghan of the House—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. 1970, § 153); prescribing requisites and form of summons; providing for service by sheriff or by mail; providing time in which answer to be filed; providing copy of answer be furnished to plaintiff or to plaintiff's attorney; and providing effective date.

SB 52—By McSpadden, Young, Birdsong, and Phillips of the Senate and Cole of the House—An Act relating to oil and gas; relating to furnishing of bond for the plugging of pollutant oil and gas wells; repealing Section 4, Chapter 217, O. S. L. 1970 (52 O. S. Supp. 1970, § 319); and declaring an emergency.

SB 53—By Smith and Terrill—An Act relating to State Senatorial Districts; defining area to be included in each of certain numbered State Senatorial Districts; repealing Section 2, Chapter 531, O. S. L. 1965, as amended by Sections 15 through 20, Chapter 225, O. S. L. 1967 (14 O. S. Supp. 1970, § 79); and declaring an emergency.

SB 54—By Young—An Act relating to counties and county officers; establishing a county sheriffs' evidence fund; provid-

ing for application, distribution and the purpose of said fund; providing for certain agencies to promulgate rules and regulations for strict accounting of said fund; providing for the counties to appropriate funds for the purpose of this act; and declaring an emergency.

SJR 6—By Baggett—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 7—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 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.

SJR 8—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 Oklahoma Constitution, amending Sections 27 and 35 of Article X thereof; removing the requirement that voters in elections provided for by said Sections be property taxpayers; providing a ballot title; and ordering a special election.

SECOND READING

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

SB 40—Roads and Highways.

SB 41—Judiciary.

SB 42—Governmental Reform.

SJR 5—Constitutional Revision and Redistricting.

ANNOUNCEMENT

A Committee from the Honorable House was received, which advised that the House is ready to meet with the Senate in Joint Session at 1:30 P.M. The Committee was advised by Senator Terrill, the hour of 1:30 P.M. was agreeable with the Senate.

The hour of 1:30 P.M. having arrived, 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 Honorable House of the 33rd Legislature, in Joint Session, was called to order by Lieutenant Governor George Nigh, President of the Senate.

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

Present: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, McSpadden, Nichols.—3.

The President declared a quorum of the Senate. present.

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

Present: Abbott, Anderson, Andrews, Atkins, Avey, Bamberger, Bengtson, Ber-

nard, Beznoska, Boatner, Boettcher, Bor-en, Bradley, Briscoe, Camp, Carlton, Cartwright, Cate, Clemons, Coffin, Cole, Conaghan, Converse, Cotner, Cox, Davis, Doornbos, Draper, Duke, Dunn, Elder, Ferguson, Ferrell, Finch, Fine, Ford, Frates, Gooden, Green, Greenhaw, Hancock, Hargrave, Harper, Harrison, Hatchett, Hill (Ben), Holaday, Hopkins, Huddleston, Johnson, Kamas, Kardokus, Kennedy, Kilpatrick, Lindstrom, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Musgrave, Nance, Odom, Payne, Pierce, Poulos, Randle, Riggs, Robinson, Rogers, Sanders, Sandlin, Sanguin, Skeith, Sparkman, Spearman, Stratton, Sullivan, Taggart, Tarwater, Thornhill, Townsend, Trent, Wayland, Whorton, Wickersham, Wiedemann, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen), Wynn, York, Mr. Speaker.—98.

Excused: Hill (Archibald).—1.

The Speaker declared a quorum of the Honorable House present.

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

Invocation was offered by the Reverend Vernon L. Daniels, Pastor of the Parkview Baptist Church, Norman, Oklahoma, House Chaplain.

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 Governor David Hall that the 1st Regular Session of the 33rd Legislature is now in Joint Session and ready to receive him and hear his message. The motion was declared adopted and the following were appointed as such Committees:

FOR THE SENATE: Boecher, Graves, Hargrave, Phillips and Porter.

FOR THE HOUSE: Sanguin, Atkins, Boettcher, Harrison and Riggs.

Awaiting the arrival of the Governor, the President introduced Mrs. Finis W.

Smith, wife of President Pro Tempore Smith; Mrs. Rex Privett, wife of Speaker Privett, and Mrs. David Hall and Miss Nancy Hall, wife and daughter of the Governor.

The Joint Committee, appointed to advise the Governor that the 33rd Legislature in Joint Session is ready to receive him and hear his Message, was recognized and announced the presence of Governor David Hall, who was escorted to the Speaker's desk.

The President presented Governor Hall to the Joint Session, where he delivered 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.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, McSpadden, Nichols.—3.

The President Pro Tempore declared a quorum present.

Senator Terrill asked unanimous consent, which was granted, that the first Executive Message of Governor David Hall, delivered in Joint Session today, be included in this day's Journal, which is as follows:

MESSAGE OF GOVERNOR DAVID HALL

**To First Session of the Thirty-third
Legislature of Oklahoma**

January 12, 1971

Lieutenant Governor Nigh, President

Pro-Tempore Smith, Speaker Privett, members of the Senate and House of Representatives, my fellow Oklahomans:

Together, today, we take the first step in an exciting journey. The dreams, the hopes, the visions and the problems of Oklahoma now take their places. We now begin to reshape the future of Oklahoma. And it has never been more promising nor more challenging.

The commitments I made in the past campaign now become an old program which I place, without fear, before a bold legislature.

The campaign promises — and now this program — were born out of the needs of Oklahoma. People at the crossroads, towns and cities of our State told us these are the things they want and need. This supplementary budget is how it can be done.

The people of Oklahoma have done an outstanding job of electing their legislators. You are the representatives of the people and you have an administration dedicated to helping you make Oklahoma a better and more prosperous place for the people to live.

I stand humbly before this joint session of the Oklahoma Legislature. But I am proud for we now are opening the greatest era of cooperation between the legislative and executive branches this State has ever known.

I want your help. I need your help. I ask for your help.

I am pleased to have the pledge of personal cooperation from the men you have selected as your leaders. There is a mutual respect between us as men. It will be reflected in unparalleled harmony throughout the coordinate branches of government. This unity of purpose will permit Oklahoma to now achieve commitments which heretofore have been evasive dreams of the future.

I pledge to each of you representatives of the people my complete cooperation.

We will work together. We, together, will build Oklahoma.

You have before you the annual budget prepared in accordance with the Constitution and laws of this State. This budget is based upon the available revenues certified to me by the State Equalization Board for the ensuing fiscal year.

I also have prepared a supplement to this budget recommending additional sources of revenue to achieve a program of excellence for all the people of Oklahoma.

FINANCIAL CRISIS

A severe financial crisis exists today in Oklahoma. We approach the new fiscal year July 1 without the funds legally expendable to support State Government at its existing level — and no money to meet rising costs and improve necessary programs. There will be no windfalls or giant surpluses to fall back on this year.

To the contrary, current projections of funds available for appropriation are that we will have in fiscal year 1972 four to six million dollars less operational funds than were certified last month by the State Equalization Board. In addition, it is estimated that in fiscal year 1973, if the average growth remains the same, we will have fourteen to sixteen million dollars less. This means that unless substantial changes are made, the available funds for operation of government have peaked and we face a declining revenue source in the months and years to come. The State Budget Officer advises me that shortages in the cash flow of the General Revenue Fund will be critical before the end of 1971. Drastic curtailments will be necessary unless you act immediately to provide new sources of revenue. It is my responsibility to provide the leadership to reverse this disastrous trend. It is also my duty to present this problem to you and to recommend solutions.

The crisis in State financing in Oklahoma can be solved. We face the need for

expanded State services with most of our people already over-burdened by taxes.

It is time we faced these hard decisions in our budget. Oklahoma cannot stand still. Schools and colleges cannot stagnate in the pool of indifferences.

In the search for revenue to meet the needs of our growing State, our expanding population and economy, I have steadfastly promised and proposed that no general tax increase be levied upon our people. I restate that commitment and affirm it before you today.

Oklahoma's broadly based tax system requires review. It requires action to bring about an equitable balance in our tax load. We are long overdue for tax relief. This Session will provide some of that relief.

REVENUE AND TAXATION PROPOSALS

I promised and I now propose that the burden of sales tax upon food and drugs be removed. This action must clearly define the area of relief because drug and grocery stores sell a vast range of products. In order to relieve the small grocery merchant from the complex and costly accounting between food and non-food items, to protect the cities who vitally need the present tax base, to provide the needed services to the aged, the crippled, the sick, the blind and the infirm and to avoid problems in the administration of our present sales tax laws, I proposed the following measures:

First, an outright exemption of all prescription drugs for human needs.

Second, a direct income tax credit — and a cash refund for non-income taxpayers — equivalent to the sales tax paid on human consumable food for off-premises use.

Tax relief means lifting an unfair burden — tax relief means closing loopholes — tax relief means stopping an unfair preference given to a privileged few.

I now propose that those Oklahoma taxpayers with high incomes, some in excess

of \$200,000 a year, who paid no income tax to this State last year because of various exemptions and deductions, be taxed a fair and equitable amount on such income.

Oklahoma has simply not kept pace! Since 1947 there have been no substantial changes in our income tax laws. Meanwhile, Congress enacted major tax reforms in 1948, 1954, 1966 and 1969. Our present income tax collections are 7.1 per cent of the Federal income tax collected in Oklahoma. The national average amount in 33 states that levy an income tax is 16.1 per cent.

Numerous tax studies have resulted in a recommendation that we simplify our State income tax by basing it upon the net taxable income as determined under Federal law. I propose this change effective for the current calendar year. We can no longer justify a dual system and the mounting administrative costs.

The enactment of the simplified tax bill as I propose will eliminate the existing exemption of corporate dividends. This loophole in our tax structure has enabled a few taxpayers to escape tax upon a large part of their incomes in the past. We can no longer justify this unfair tax shelter.

Other adjustments resulting from the Federal tax base would include elimination of the deduction for Federal tax paid. Our personal exemptions would be matched to the Federal exemptions.

This would result in an additional net revenue of \$43,500,000 and the net cost to the Oklahoma taxpayers would be much less. Approximately 20 to 52 per cent of this increase would be borne by the Federal government because it is deductible for Federal income tax purposes, but the most important feature of this plan is that it would give tax relief to thousands of low-income families in Oklahoma. My proposal will remove all income tax from the 200,000 low-income families who paid a State income tax of \$20 or less. This

tax relief will help these families to provide the necessities of life for their children. **Under this plan, a family of four with an income of less than \$5,000 per year would not pay any Oklahoma income tax.**

Our tax structure in Oklahoma has always included a tax upon the mining and production of certain minerals and oil and gas. This mineral wealth cannot be replaced and is being depleted at a rapid rate. Those who extract mineral wealth must bear a fair share of taxation. I have carefully reviewed present gross production taxes and am making certain recommendations.

First, Oklahoma has imposed no gross production tax upon coal and certain other minerals, although we have granted a depletion allowance for these minerals. Oklahoma's valuable coal reserves are among the greatest in the nation.

The extraction of this mineral will multiply as the commerce of the mighty Arkansas River System increases. I propose a three per cent gross production tax.

As students of revenue and taxation, members of this Legislature have frequently considered a revision of our State tax on natural gas. My research reveals that 60 per cent of the total production of this resource is transported by pipeline to consumers in other states. I propose a gross production tax of three cents per thousand cubic feet of natural gas produced and sold, in lieu of other taxes on natural gas. This will produce from consumers outside the State of Oklahoma an estimated \$24,000,000 a year in new revenues. For the average Oklahoma family, it will cost little more than a penny or two a day. This increase in revenue would total \$39,000,000. To meet our financial crisis, it is imperative that this natural gas tax becomes effective as soon as possible.

FAIR TAX REFORM

Other areas of taxation in which inequities may exist require your attention. These include ad valorem taxation,

various fields of commerce and industry, the insurance industry and other areas. It is my commitment that whatever reforms we propose will be fair, equitable and in the best interests of the citizens of the State of Oklahoma.

We must discharge our responsibility to provide a balanced tax structure under which every citizen assumes his fair share of the cost of government. No one should pay more than his fair share. It is my firm belief that a judicious revision of our tax code will reduce the oppressive burden upon many of our citizens and also assure that those who have in the past escaped their obligation will pay their fair share.

REVENUE SHARING

Every state has seen its costs of government soar. I pledge to work closely with the Governors of other states in considering Congressional enactment of a Federal revenue sharing plan that will give our State a greater percentage of the Federal tax dollar that is taken from our citizens. It is important that this State improve its ranking as to its own tax effort in order to realize a fair apportionment of revenue sharing. My proposals will greatly improve Oklahoma's position.

EDUCATION

The Number One priority for Oklahoma now becomes education. Last year we ranked 45th in our per pupil expenditure for public schools — we are near the bottom for higher education. I recommend increased financing for education to provide long-range solutions for the betterment of this State. I now propose that we take the first steps in striving toward the national per pupil expenditure average. In addition to the increase of \$3,750,569 for public school education proposed in this budget, I propose an increase of \$40,000,000 under the supplement to this budget.

For higher education I propose an increase of \$20,000,000. For vocational and technical education I propose an increase

of \$1,000,000 from new revenue to be added to the \$646,250 provided in the regular budget for two new schools.

These increases will help provide many improved services, including:

Reduced teacher-pupil ratio.

Kindergarten for every child.

Special education for all children who need it.

Improved guidance counseling.

A brake on the spiraling increase in college tuition.

An improvement of graduate programs.

A drug education program.

Improved free textbook program.

A means of attracting new industries through greater research capability.

The teaching of a basic law course in high school.

In addition, I am asking our colleges and universities to include students in the rule-making activity of the administration and I am asking that once these rules are made that the governing boards strictly enforce these rules. I am asking that our colleges and universities place the elected head of the student government as a non-voting representative on the governing Board of Regents.

ROADS AND HIGHWAYS

Another area that demands our attention is the condition of our secondary roads. I propose that this administration undertake the elimination of death traps in our State highway system and that we initiate a long-range secondary road program that will support our primary road program.

I am directing the Highway Commission to carefully examine the roads in our 77 counties, identify the death traps and high accident areas, and immediately furnish such information to me with an estimate of the cost of making these roads safe.

I am also directing the Highway Com-

mission to conduct a study of needs and priorities for a great secondary road program.

The challenge to the Legislature is to help us develop a method of financing these costs consistent with our acknowledgment that Oklahoma is opposed to a general tax increase and it is committed to provide tax relief to our over-burdened citizens.

TAX EXEMPTION FOR NEW INDUSTRY

In an effort to provide long-range help to our economy, we will pursue every means possible to bolster Oklahoma businesses who are experiencing financial difficulties. We will vigorously pursue new industries for our State. However, our present laws permit governmental agencies to provide plant and facilities for new industries to avoid the ad valorem tax laws of this State. I propose that any ad valorem tax exemption for the benefit of new industry be limited to not more than ten years. This will still be competitive with surrounding states, but will reduce the tax burden on the home communities of the new industry.

LABOR

In the field of labor I recommend four legislative measures to provide more equitable and fair practices for Oklahoma's work force:

1. Increased unemployment compensation.
2. Improved death benefits provided under workmen's compensation laws.
3. A negotiations bill for public employees coupled with a specific no-strike clause.
4. Include all State employees under unemployment compensation.

DISTRICT ATTORNEY SYSTEM

It is my firm belief that the functions of local government should be handled at the local level and the functions of the State government should be handled by the State. Therefore, I propose that the

cost of the present district attorney system be borne entirely by the State of Oklahoma and that the counties be relieved of this responsibility. I propose that the State provide as a supplement to this budget \$2,000,000 to finance the district attorneys' functions for the coming fiscal year.

NARCOTICS ENFORCEMENT

Narcotics abuse is the number one law enforcement problem in Oklahoma. I have recommended more funds to increase the number of full-time narcotic investigation agents to help deal with this serious problem. I also initiated yesterday a no-parole policy for adult drug peddlers in addition to my drug education proposal.

Together we must seek the answer to what is causing this increasing problem while we work for an expanded rehabilitation program.

ENVIRONMENT PROTECTION

It is our responsibility, and that of the entire public, to take every means necessary to prevent the spoiling and fouling of our land, air and water.

I recommend that the anti-pollution enforcement powers be concentrated in one control agency, with the exception of those functions now performed by the Corporation Commission. I recommend that the existing Pollution Control Board be designated as the agency and that it be strengthened with injunctive enforcement powers and a full-time staff and director.

As a general business management policy, I believe it is more economical to utilize an existing agency rather than create more bureaucracy. It is important to have a single source to obtain the necessary information for compliance with Oklahoma's program to protect our environment.

STATE EMPLOYMENT

In order to guarantee efficient public services at an adequate level and an effective use of our tax dollars, it will be necessary for us to make certain that

the State economizes in every way possible. It will require innovative and creative managerial practices. I am asking each agency head to carefully review the productivity of his work force and the economy of his management practices.

AGRICULTURAL INDUSTRIES

We must direct a renewed emphasis on the State's agriculture and related industries. Traditionally, this has been Oklahoma's greatest industry and presently accounts directly and indirectly for more than 50 per cent of the State's gross income. We must make certain that this industry does not suffer from a lack of attention from the Governor and the Legislature. I am placing an agriculture advisor on the Governor's staff to keep me appraised of development and needs in the area at all times.

Specifically at this time, I recommend that you provide for the creation of a blood disease diagnostic center at Oklahoma State University to serve the State's livestock needs. Further, I recommend that appropriate action be taken to require that all foreign beef marketed in our State be labeled as imported beef. I plan to join with the Governors of the other beef producing states and work for Federal legislation in this area.

DYNAMITE SALE RESTRICTION

In other areas of public safety, we recommend that you enact legislation providing for sensible restrictions on the sale of dynamite and high explosives.

WATER

We need to review and implement our long-range planning for a total water program for the entire State with particular emphasis upon a development program for Western Oklahoma. Water is critical to the development of all of Oklahoma.

MINORITY ASSISTANCE

We must see that racial and ethnic minorities in Oklahoma are provided the assistance necessary to help overcome

the inequities of many conditions present today. We must institute programs to develop these minorities economically — as this is the surest way to realize equal opportunity. We must establish programs to seek more middle income and upper middle income jobs for minorities.

OFFICE OF

INTER-AGENCY COORDINATION

I am abolishing the Office of Inter-Agency Coordination, as I believe our present law enforcement agencies are sufficient.

MEDICAL SERVICES

We call upon the physicians and allied professions to structure a more comprehensive program for voluntary medical assistance on a regular basis. I recognize the voluntary service that many professionals are already rendering and find it commendable. However, we need a more structured program to provide voluntary medical assistance to those in Oklahoma who presently cannot have it. We also believe that the Legislature should expand its incentive program to attract more physicians and medically related professions to rural areas. Many rural areas presently have no medical assistance available nearby.

I recommend that funds be provided to pay for the cost of prescribed drugs used by the blind, the totally and permanently disabled and elderly persons receiving welfare who have catastrophic and chronic illnesses. Experience has shown that the funds presently provided for these individuals are not sufficient for this unique need. We should provide for purchase on a vendor basis of these drugs and should obtain Federal matching funds available for this program. This program should be subject to State office control.

LEGISLATIVE REAPPORTIONMENT

I am optimistic that the Legislature can and will be able to meet its obligation to reapportion. I will offer my advice and counsel.

CONGRESSIONAL REDISTRICTING

I am also confident that the Legislature can and will meet its obligation of Congressional Redistricting. I will offer my advice and counsel.

I look forward with optimism and enthusiasm to a close association with our Congressional delegation in the vital area of cooperation between State and Federal government.

Oklahoma is particularly fortunate that its native son, The Honorable Carl Albert, is to be the Speaker of the United States House of Representatives of the 92nd Congress. We are fortunate that this outstanding statesman is a dedicated public servant for our State. He is expert and powerful in the affairs of government and sensitive to the needs of all of Oklahoma.

CLOSING

This message and the proposed budget set forth some of the goals I will seek to accomplish during my term as Governor. Needless to say, I will make other proposals to you during your legislative term. In addition, I encourage each of you to help me develop new approaches to better serve the people of this great State.

I anticipate a new tone of governmental cooperation for the benefit of the entire State and expect that we will maximize our efforts to serve our State by joining together in legislative-executive cooperation. I solicit the advice and counsel of the various committees of each body of the Legislature. My office and my home are open to you and I ask that you counsel and work with me any time my assistance can be of value to you.

I have made no commitment or promise that I do not feel we can keep! Together we will etch a new era in Oklahoma government and Oklahoma history.

God bless you as we serve our State and people.

SUPPLEMENT TO THE BUDGET

Estimated Additional Revenue
Proposed:

Income Tax Revision	\$43,500,000.00
(Net after credit and/or refund for sales tax paid on food)	
Natural Gas Tax Revision	39,000,000.00
(After freeze of existing dedications)	
Tax on Coal	180,000.00
	<hr/>
	82,680,000.00
Less Reserve for Surplus Deficiency	6,000,000.00
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ADDITIONAL
REVENUE

\$76,680,000.00

Allocation of Additional
Revenue as Realized:

52.2% Common Schools	\$40,000,000.00
26.1% Higher Education	20,000,000.00
1.3% Vocational and Technical Education	1,000,000.00
2.6% District Attorney System	2,000,000.00
17.8% Essential Govern- mental Services*	13,680,000.00
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ADDITIONAL
APPROPRIATIONS

\$76,680,000.00

* Includes Roads and Highways, Public Safety, Public Health and Mental Health.

PENDING CONSIDERATION

SR 3 by Hamilton was taken up for consideration and Senator Hamilton asked that all members of the Senate be made co-authors of SR 3, which was ordered.

SR 3, as co-authored, was read at length as follows, adopted upon motion of Senator Hamilton, and ordered referred for enrollment:

SR 3—By Hamilton, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Senate Resolution commending the Honorable Carl Albert, United States Representative from the Third Congressional District of the State of Oklahoma, for his personal achievements in the service of government; and directing distribution.

WHEREAS, the Honorable Carl Albert, the distinguished Representative from the Third Congressional District of the State of Oklahoma, has rendered outstanding service to this nation and the State of Oklahoma for almost two and one-half decades as a member of the United States Congress; and,

WHEREAS, the Honorable Carl Albert has been elected by the members of his party in the United States House of Representatives to serve as Majority Leader of that august body throughout the past nine years; and,

WHEREAS, the first order of business before the House of Representatives after the convening of the First Session of the Ninety-second Congress January 21, 1971, will be election of the Speaker of the House of Representatives, the third highest office in the government of the United States; and,

WHEREAS, in recognition of his statesmanship, dynamic leadership and outstanding ability as a legislator the Honorable Carl Albert is destined to be nominated by his party to become the fifty-fourth Speaker of the House of Representatives; and,

WHEREAS, the impending election of

the Honorable Carl Albert to the prestigious office of Speaker of the House of Representatives will mark the attainment of the highest pinnacle in government ever reached by an Oklahoman; and,

WHEREAS, it is fitting and proper that the Oklahoma Senate officially express its commendation and extend its best wishes to this illustrious Oklahoman, "The Little Giant from Little Dixie", who is held in the highest esteem by the people of this State and this Nation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate of the 1st Session of the 33rd Oklahoma Legislature hereby commends the Honorable Carl Albert for his towering personal achievements and illustrious contributions in the service of government, and extends its heartiest best wishes for his continued success.

SECTION 2. That duly authenticated copies of this Resolution be transmitted to the Honorable Carl Albert, to the Chairman of the Democratic Caucus and to each member of the Oklahoma Congressional Delegation.

RESOLUTIONS

The following Resolution was introduced and consideration deferred for this legislative day:

SCR 1— by Stipe of the Senate and Huddleston of the House—A Concurrent Resolution Memorializing The Congress of The United States to Provide Legislation for the Labeling of Imported Beef as Such; and Directing Distribution.

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 16—Judiciary-Coauthored by Representatives Boettcher and Conaghan.

Upon order of President Pro Tempore Smith, 250 extra copies of today's Journal were ordered printed.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, January 13, 1971, at 1:00 o'clock p.m., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, January 13, 1971, at 1:00 o'clock P.M.

Sixth Legislative Day

Wednesday, January 13, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—46.

Excused: Bradley, McSpadden.—2.

The presiding officer declared a quorum present.

The following prayer was offered by Senator Rogers, and upon request of Senator Terrill for unanimous consent, which was granted, is incorporated herein:

Our dear Heavenly Father, who, in the wisdom that is beyond our understanding has given to us the privilege of self-government, we pray that the presence of Thy Divine Spirit will be with us today. May we bear with dignity and strength the responsibility of proper decisions; impart unto us the desire to seek truth. Grant us the vision to see beyond ourselves so that the light of Thy Presence will dispel the shadows of fear and brighten the corridors of our faith. We have called upon Thee before and You have heard our pleas. We pray that You will be with us here today and help us do our tasks. We petition Thee in the name of

Him who taught us that only as we serve do we cross the threshold of the commonplace and enter into the realm of greatness, even Jesus Christ, Thy Son and 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 referred to the Committee on Lobby Permits:

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

Walter D. Hanson, 3228 Wilshire Terrace, Oklahoma City, Oklahoma, representing American Insurance Association.

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

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

Mrs. D. C. (Ludy) Worther, 7605 S. Hillcrest Dr., Oklahoma City, Oklahoma, representing Fair Taxation Committee.

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

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

Eldon G. Roscher, 4124 N.W. 60th, Okla-

homa City, representing Oklahoma Retail Grocers Association.

FIRST READING

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

SB 55—By McSpadden and Hamilton 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; and declaring an emergency.

SB 56—By McSpadden and Hamilton 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; making said appropriation nonfiscal; making provisions of this act severable; and declaring an emergency.

SB 57—By McSpadden and Hamilton 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; and declaring an emergency.

SB 58—By McSpadden and Hamilton 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; authorizing the Director of State Finance to appoint and fix the duties and compensation of personnel; making a reappropriation to the division of the budget; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 59—By McSpadden and Hamilton 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; and declaring an emergency.

SB 60—By McSpadden and Hamilton 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 nonfiscal; making the provisions of this act severable; and declaring an emergency.

SB 61—By McSpadden and Hamilton 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 for transfer of certain unappropriated funds; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 62—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of Community Affairs and Planning; making appropriations thereto; providing for expenditure of funds appropriated herein to carry out provisions of Sections 1 through 12 and Sections 14 through 17, Chapter 251, O.S.L. 1970, and Section 14, Chapter 398, O.S.L. 1965, as amended by Section 13, Chapter 251, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 1114 and 1501 through 1516); providing for the appointment of personnel; placing responsibility for ad-

ministration of the Oklahoma State Health Planning Agency in the Office of Community Affairs and Planning; making an appropriation for the Oklahoma State Health Planning Agency and stating the purpose; limiting expenditure and transfer of said funds; providing for expenditures in conjunction with federal funds; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 63—By McSpadden and Hamilton 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; and declaring an emergency.

SB 64—By McSpadden and Hamilton 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 65—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the District Courts and making appropriations thereto; stating the purpose; providing for the payment of salaries, travel and other expenses for authorized personnel of the District Courts with certain limitations; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 66—By McSpadden and Hamilton 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; making an appropriation for the Court of Appeals, stating the purpose and limiting expenditures for personal services; making an appropriation for expenses of the Court on the Judiciary; making an appropriation for the expenses of the Judicial Nominating Commission; limiting expenditures and transfer of certain funds; appropriating funds to the State Judicial Retirement Fund and directing transfer of funds; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 67—By McSpadden and Hamilton 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; stating the purpose; providing lapse date; making the provisions of this act severable; and declaring an emergency.

SB 68—By McSpadden and Hamilton 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; and declaring an emergency.

SB 69—By McSpadden and Hamilton 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; and declaring an emergency.

SB 70—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Commission on Education; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 71—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Board of Trustees of the Oklahoma Rural Medical Education Loan and Scholarship Fund; making an appropriation thereto; stating the purpose; making provisions of this act severable; providing lapse date; and declaring an emergency.

SB 72—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Teachers' Retirement System; making an appropriation thereto; providing effective date for appropriations from sinking funds; stating the purpose; providing for allocation and transfer of funds; making provisions of this act severable; and declaring an emergency.

SB 73—By McSpadden and Hamilton 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 74—By McSpadden and Hamilton 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; and declaring an emergency.

SB 75—By McSpadden and Hamilton 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 and other funds; providing for quarterly allotments by fund, account and year of each fund; 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, Okiahoma General Hospital, and Western Oklahoma Tuberculosis Sanatorium; stating purposes; designating controlling board; providing lapse date; making the provisions of this act severable; and declaring an emergency.

SB 76—By McSpadden and Hamilton 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 77—By McSpadden and Hamilton 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; and declaring an emergency.

SB 78—By McSpadden and Hamilton 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 appointment and compensation of personnel; providing for maximum salary for the director; limiting amount of funds for expenses of commission meetings; providing lapse date;

making provisions of this act severable; and declaring an emergency.

SB 79—By McSpadden and Hamilton 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; and declaring an emergency.

SB 80—By McSpadden and Hamilton 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.

SB 81—By McSpadden and Hamilton 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; and declaring an emergency.

SB 82—By McSpadden and Hamilton 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; making appropriations thereto; stating the purpose; providing that the Director of the Department of Corrections shall appoint personnel and fix their duties and compensation; providing employees of the Department of Corrections shall not be employed by other state Departments or Institutions; providing for appointment of the Director and prescribing maximum salary for said Director; appropriating funds for the oper-

ation of the State Penitentiary and expressing Legislative intent; appropriating funds for the operation of the Oklahoma State Reformatory and dedicating funds for operation of a school; providing offices and residences for the wardens at the Oklahoma State Penitentiary and Reformatory; prescribing salary grade of the wardens of the Penitentiary and Reformatory; limiting the expenditure of medical research program funds; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 83—By McSpadden and Hamilton 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; fixing the salary of the Director of Aeronautics; limiting expenditures for workshops; reappropriating certain funds and stating the purpose; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 84—By McSpadden and Hamilton 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, including the Director; providing maximum salary for the Director; authorizing the purchase of insurance on motor vehicles; authorizing purchase of automobiles; providing for the transfer of the unappropriated balance in the Alcoholic Beverage Control Fund; providing lapse date; providing for severability; and declaring an emergency.

SB 85—By McSpadden and Hamilton 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; providing for per diem of

Banking Board Members and Savings and Loan Board Members; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 86—By McSpadden and Hamilton 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; providing for lapse date; making provisions of this act severable; and declaring an emergency.

SB 87—By McSpadden and Hamilton 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; providing for transfer of unappropriated funds to the General Revenue Fund; providing lapse date; providing for severability; and declaring an emergency.

SB 88—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Department of Labor and making appropriations thereto; stating the purpose; making appropriations for the operation of the Division of Health and Safety Education and Training, and 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; and declaring an emergency.

SB 89—By McSpadden and Hamilton 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; providing maximum salary for the Administrator; providing for

transfer of unappropriated balance at end of the fiscal year; providing for lapse date; making provisions of this act severable; and declaring an emergency.

SB 90—By McSpadden and Hamilton 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; and declaring an emergency.

SB 91—By McSpadden and Hamilton 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; and declaring an emergency.

SB 92—By McSpadden and Hamilton 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; and declaring an emergency.

SB 93—By Baggett—An Act relating to schools; requiring school districts to provide free public kindergarten after September 1, 1971; providing for reduction of State Incentive Aid otherwise payable to school districts which fail to provide kindergarten; and repealing inconsistent laws.

SB 94—By Barrett and Birdsong—An Act relating to insurance; creating an Insurers Insolvency Pool and prescribing rules for formation, operation, and termination thereof; providing for assess-

ments; providing for Insurers Solvency Board; providing for severability; directing codification; and establishing effective date.

SB 95—By Taliaferro—An Act relating to intoxicating liquors; amending 37 O.S. 1961, §§ 507; creating the Oklahoma Alcoholic Beverage Control Board; providing for appointment and term of office of members; providing certain requirements and duties for said members; providing for what constitutes a quorum; providing for office space, and certain requirements for the keeping of records; providing for quarterly meetings and additional regular and special meetings; and declaring an emergency.

SECOND READING

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

SB 43—Education - Common.

SB 44—Revenue and Taxation.

SB 45—Education - Common.

SB 46—Appropriations and Budget.

SB 47—Education - Common.

SB 48—Education - Common.

SB 49—Revenue and Taxation.

SB 50—Revenue and Taxation.

SB 51—Judiciary.

SB 52—Oil and Gas.

SB 53—Constitutional Revision and Redistricting.

SB 54—Judiciary.

SJR 6—Constitutional Revision and Redistricting.

SJR 7—Constitutional Revision and Redistricting.

SJR 8—Constitutional Revision and Redistricting.

INTRODUCTION

Senators Terrill and Taliaferro asked that the nurse of the day, Ann Hambrick, of Lawton, who was unavoidably detained, be shown of record as nurse of the day.

PENDING SENATE ACTION

Senator Stipe asked for consideration of **SCR 1**, which was granted.

By unanimous consent, all Senators were made co-authors of **SCR 1**, except Senator Smalley.

Senator Payne moved to amend **SCR 1** by adding after the word "beef", whenever appearing, the words "and pork or pork products", which amendment was adopted.

President Pro Tempore Smith presiding.

SCR 1, as amended and co-authored, was read at length, adopted upon motion of Senator Stipe and ordered referred for engrossment.

Senator Stipe asked for consideration of **HCR 1004**, which was granted.

Senator Ham asked that all members of the Senate be made co-authors of **HCR 1004** which was the order.

HCR 1004, as co-authored, was read at length, adopted upon motion of Senator Stipe, properly signed, and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1001** and **1003**.

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

GENERAL ORDER

Senator Grantham asked that **SB 16** by Grantham and Nichols of the Senate and Sandlin, et al, of the House, be taken up for consideration, which was granted, the bill being read at length.

Senator Grantham moved that **SB 16** be advanced to engrossment, which motion prevailed.

Senator Grantham asked unanimous consent, which was granted, that **SB 16** be considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—46.

Excused: Bradley, McSpadden.—2.

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—46.

Excused: Bradley, McSpadden.—2.

The emergency was declared passed.

SB 16 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 3 correctly enrolled.

Enrolled **SR 3** was properly signed and ordered transmitted to the Secretary of State.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, January 14, 1971, at 10:00 o'clock A.M., which motion prevailed.

COMMITTEE REPORTS

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

DO PASS:

SB 18—Judiciary—coauthored by Garrett, Howell, Lamb and Young of the Senate, and Boettcher and Conaghan of the House.

SB 23—Judiciary.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, January 14, 1971, at 10:00 o'clock a.m.

Seventh Legislative Day

Thursday, January 14, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—42.

Excused: Bradley, Ham, Lane, McSpadden, Murphy, Payne—6.

The President Pro Tempore declared a quorum present.

Prayer was offered by Senator Nichols.

The Journal for the last legislative day was declared approved.

FIRST READING

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

SB 96—By Baggett and Terrill—An Act relating to schools; providing for transfer of handicapped exceptional children to districts providing special education under certain circumstances; and providing for transfer fees and payment thereof.

SECOND READING

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

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—Appropriations and Budget.

SB 85—Appropriations and Budget.

SB 86—Appropriations and Budget.

SB 87—Appropriations and Budget.

SB 88—Appropriations and Budget.

SB 89—Appropriations and Budget.

SB 90—Appropriations and Budget.

SB 91—Appropriations and Budget.

SB 92—Appropriations and Budget.

SB 93—Education - Common.

SB 94—Insurance.

SB 95—State and Federal Government.

GENERAL ORDER

SB 23 by Garrison was taken up for consideration and read.

Senator Garrison moved that **SB 23** be advanced to engrossment, which motion prevailed.

Senator Garrison asked unanimous consent, which was granted, that **SB 23** be considered engrossed and placed on third reading and final passage.

THIRD READING

SB 23 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Berrong, Bradley, Ham, Lane, McSpadden, Murphy, Payne, Phillips, Rogers—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Berrong, Bradley, Ham, Lane, McSpadden, Murphy, Payne, Phillips, Rogers—9.

The emergency was declared passed.

SB 23 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of the transmitting for consideration Engrossed **HCR 1006**—By Wolfe (Leland), et al of the House and Terrill of the Senate—A Concurrent Resolution commending the Honorable Carl Albert, member of the United States House of Representatives, for his service to the State of Oklahoma and the United States of America; acclaiming his many achievements; expressing appreciation; commending the Honorable Carl Albert upon his election as Speaker of the United States House of Representatives of the 92nd Congress; and encouraging the Oklahoma Legislators to attend the oath of office ceremonies; adjourning the 1st Session of the 33rd Oklahoma Legislature from the 19th day until the 25th day of January, 1971.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1004**.

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

COMMITTEE REPORTS

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

DO PASS:

SJR 1—Oil and Gas.

DO PASS, as amended:

SB 8—Judiciary, co-authored by Howell of Senate and York of the House.

SB 15—Judiciary, co-authored by Boettcher and Conaghan of the House.

Senator Terrill moved that after the desk is cleared that the Senate stand adjourned to meet Monday, January 18, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, January 18, 1971, at 1:00 o'clock P.M.

Eighth Legislative Day

Monday, January 18, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Boecher, Bradley, Garrison, Phillips, Porter, Stipe.—6.

The President Pro Tempore declared a quorum present.

The following prayer was offered by Reverend J. T. Roberts, Secretary Department of Missions, Baptist Convention of Oklahoma, 1141 Baptist Building, Oklahoma City, and incorporated upon request of Senator Hamilton.

O Lord, our God - the creator of all men; our refuge and strength, whose mercy endureth forever. We give thanks unto thee for every expression of thy love toward us, but especially the giving of thy son, Jesus Christ to die on calvary's cross to provide for all men the great plan of salvation.

We pray a special prayer for these men who have been elected by the people of Oklahoma to serve in the Senate of our state government. Help them to so live and conduct themselves that their souls shall thirst for thee and their flesh shall long for thee. We pray they shall fear thee

and trust thee to the degree that when this session of the legislature has adjourned that what they have done shall declare the work of God and magnify his holy name.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Garrison announced that it was the 12th birthday of his daughter, Kathy and that all members of the Senate were invited to attend a Birthday Party in honor thereof immediately after adjournment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 16 and 23 and SCR 1 correctly engrossed.

Engrossed **SBs 16 and 23 and SCR 1** were properly signed and ordered transmitted to the Honorable House for consideration.

REQUEST FOR LOBBY PERMIT

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

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

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 40—Roads and Highways—co-authored by Trent.

SB 25—Roads and Highways—co-authored by Lamb and Medearis.

FIRST READING

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

SB 97—By Berrong—An Act relating to property; requiring lease contracts between Public Trust Authorities or Trustees thereof and privately owned industrial tenants to provide for payment of certain payments-in-lieu-of-taxes; providing for appraisals; and directing codification.

SB 98—By Murphy—An Act relating to contracts; providing for the Oklahoma Franchise Investment Act; defining terms; vesting authority in the Administrator of the Oklahoma Securities Commission to administer act and prescribing his powers and duties; providing procedure for enforcement of provisions of act; providing for registrations; prescribing fees; declaring certain violations of this act to be unlawful and providing punishment thereof; providing for severability; and providing for codification.

SB 99—By Smalley—An Act relating to licensing of new motor vehicles; amending 47 O.S. 1961, § 22.30a, as amended by Section 1, Chapter 104, O.S.L. 1963 (47 O.S. Supp. 1970, § 22.30a); relating to temporary tags for new motor vehicles furnished by dealers and making applicable the license fee as of the date of delivery of physical possession; and declaring an emergency.

SB 100—By Crow—An Act relating to schools; providing for the establishment of a kindergarten program under certain conditions in independent school districts; providing for exceptions; providing for certain reports; and declaring an emergency.

SB 101—By Crow of the Senate and Payne of the House—An Act relating to Agriculture; enacting the conservation

district act; making declaration of policy; defining terms; providing for the establishment, powers and duties of the Oklahoma Conservation Commission; providing for conservation districts and directors thereof; providing powers and duties of districts and directors; providing for resource conservation program and annual plan; providing for land use regulations and proceedings relating thereto; providing for establishment and proceedings of Board of Adjustment; providing for small watersheds flood control fund; providing for Liberal Construction; providing act is not to limit authority of other agencies; providing effect of headings; providing severability; repealing conflicting laws and 2 O.S. 1961, Chapter 20, as amended, and providing effect of repeal; setting effective date; and declaring an emergency.

SB 102—By Young—An Act relating to the Judiciary; providing that the Administrative Director of the Courts, and Legal Assistants and Referees of the Supreme Court and Court of Criminal Appeals, meeting prescribed qualifications may elect to become members of the Uniform Retirement System for Justices and Judges; Prescribing procedure for exercising such election; authorizing such personnel, upon retirement, to apply to the Supreme Court for assignment to active service without additional compensation; and authorizing the Court to make such work assignments.

SECOND READING

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

SB 96—Education - Common.

PENDING SENATE ACTION

HCR 1006—By Wolf of the House and Terrill of the Senate was called up for consideration.

Senator Baldwin moved that **HCR 1006** be read at length, which was the order.

Senator Terrill asked that all other members of the Senate be made Co-authors of the Resolution, which was the order.

Upon motion of Senator Terrill, **HCR 1006**, as co-authored, was adopted, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 1**—coauthored by Privett, Anderson, Bernard, Boettcher, Cotner, Gooden, Harrison, Kamas, McKee, Murphy, Payne, Sanguin, Wayland, Wiedemann and Witt.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

SJR 1 by Holden and Grantham of the Senate and Sanguin of the House was read and considered.

Senators Birdsong, Ferrell, Payne, and Luton asked to be made co-authors of **SJR 1**, which was the order.

Senator Berrong moved to amend **SJR 1** by deleting after the word "January 1" and before the figures "1971," "March 1" and substituting therefor, "April 1", which amendment was adopted.

Upon motion of Senator Holden, **SJR 1** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SJR 1** as amended was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 1 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden,

Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Hamilton.—1.

Excused: Boecher, Bradley, Garrison, Phillips, Porter, Stipe.—6.

The Resolution was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Hamilton.—1.

Excused: Boecher, Bradley, Garrison, Phillips, Porter, Stipe.—6.

The emergency was declared passed.

SJR 1 was referred for engrossment.

RESOLUTION

The following Resolution was introduced:

SR 4 by Smalley and Hamilton — A Senate Resolution Commending and Expressing Gratitude to the Nongovernmental Members Of The Special Committee On Tax Revision For Their Outstanding Service To The Legislature And To the State of Oklahoma During The Last Interim; And Directing Distribution.

Senators Ham, Howard, and Taliaferro asked to be made co-authors of **SR 4**, which was the order.

SR 4, as co-authored, was read at length as follows, adopted upon motion of Senator Smalley, and ordered referred for enrollment:

SR 4—By Smalley, Hamilton, Ham, Howard, and Taliaferro—A Senate Resolution commending and expressing gratitude to

the nongovernmental members of the Special Committee on Tax Revision for their outstanding service to the Legislature and to the State of Oklahoma during the last interim; and directing distribution.

WHEREAS, Mr. G. Douglas Fox of Tulsa, Mr. Noel Kirch of Oklahoma City, Mrs. Wilson Mahone of Hobart, Mr. Gerald R. Preston of Bartlesville, Mr. Charles Robertson of Tulsa, and Mr. John Speck of Oklahoma City have rendered outstanding service to the Legislature and to the State of Oklahoma as nongovernmental members of the Special Committee on Tax Revision; and

WHEREAS, they have contributed considerable expertise and much time and effort in analyzing the tax structure of the state during the past interim, and have added materially to the recommendations of the committee through their suggestions; and

WHEREAS, they have brought their collective experience in many specialized aspects of fiscal and taxation policy to bear upon the problems facing the committee in an objective and scholarly manner, thereby providing an invaluable source of information which, in their absence, could only have been gained at considerable expense; and

WHEREAS, they have unselfishly and conscientiously attended the several meetings of the committee over the past six months, freely foregoing whatever social and economic pursuits of their own they might have otherwise been engaged in; and

WHEREAS, it is fitting and proper that the Oklahoma Senate officially commend and express gratitude to the above named citizen members of the committee for their noteworthy assistance to the state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the 1st Session of the 33rd Oklahoma Legislature

does hereby commend and express its gratitude to Mr. G. Douglas Fox of Tulsa, Mr. Noel Kirch of Oklahoma City, Mrs. Wilson Mahone of Hobart, Mr. Gerald R. Preston of Bartlesville, Mr. Charles Robertson of Tulsa, and Mr. John Speck of Oklahoma City for their dedicated efforts as citizen members of the Special Committee on Tax Revisions.

SECTION 2. Duly authenticated copies of this resolution shall be transmitted to each of the previously named individuals.

GENERAL ORDER

SB 8 by Birdsong and Howell of the Senate and York of the House was read and considered.

Senator Birdsong moved to amend SB 8 Line 6, Page 1, and Line 1, Page 2, by striking after the word "policy" the following language: "shall be valid and enforceable", and inserting in lieu thereof, the following:

" , to a named insured under the policy, or to any relative of the named insured who is a member of the named insured's household shall be valid and enforceable; provided, that such policy or endorsement may provide for said insurer's rights of subrogation and set-off upon such payments to any person who is not a named insured under the policy or a relative of the named insured who is a member of the named insured's household", which amendment was adopted.

Senator Hargrave, asked to be made a co-author to SB 8, which was the order.

Upon motion of Senator Birdsong, SB 8, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, SB 8 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 8 was read for the third time at length.

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

2 Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, —41.

Nay: Young.—1.

Excused: Boecher, Bradley, Garrison, Phillips, Porter, Stipe.—6.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, —41.

Nay: Young.—1.

Excused: Boecher, Bradley, Garrison, Phillips, Porter, Stipe.—6.

The emergency was declared passed.

SB 8 was referred for engrossment.

GENERAL ORDER

SB 15 by Grantham of the Senate and Boettcher and Conaghan of the House was read and considered.

Upon motion of Senator Grantham SB 15 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 15 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 15 was read for the third time at length.

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

3 Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Boecher, Bradley, Garrison, Hargrave, Keels, Nichols, Phillips, Porter, Stipe.—9.

The bill was declared passed.

SB 15 was referred for engrossment.

Senators Garrison and Stipe asked to be shown present.

GENERAL ORDER

SB 18 by Grantham, Garrett, Howell, Lamb, and Young of the Senate and Sandlin et al of the House was read and considered.

Senator Grantham moved to amend SB 18, Page 2, Line 6, by inserting after the word "undelivered" and before the comma, "and sufficient time remains for making service", which amendment was adopted.

Senator Grantham moved to amend SB 18, Page 2, Line 9, by striking the figures "1967" and inserting in lieu thereof "1956", which amendment was adopted.

Upon motion of Senator Grantham, SB 18, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, 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:

4 Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Gran-

tham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams. Young.—43.

Excused: Boecher, Bradley, Keels, Phillips, Porter.—5.

The bill was declared passed.

SB 18 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 1 correctly enrolled.

Enrolled **SCR 1** was properly signed and

ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Tuesday, January 19, 1971, at 1:00 o'clock P.M.

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.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, January 19, 1971, at 1:00 o'clock P.M., which motion prevailed.

Ninth Legislative Day

Tuesday, January 19, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—42.

Excused: Boecher, Bradley, Breckinridge, Ham. Porter, Young.—6.

The President Pro Tempore declared a quorum present.

The following prayer was offered by Reverend Robert Haskins, Baptist Convention of Oklahoma, Oklahoma City, and incorporated upon request of Senator Hamilton:

O God our Father, history and experience have borne out so many evidences of Thy guidance to nations, to states, and to individuals that we should not doubt Thy power or Thy willingness to help and to direct us. Therefore, we dare ask you today to bless our Governor, our Lieutenant Governor, each Representative and each Senator as they seek to direct the affairs of our State. Bless the gathering of the Senate today. We pray for each Senator. Give to each one the knowledge, the wisdom and the fortitude of character they need. Bless each deliberation and the actions of this day.

Give us the faith to believe that when

you want us to do or not to do any particular thing, you always find a way of letting us know it.

May we not make it more difficult for you to guide us but be willing to be led of Thee, that Thy will may be done in us and through us for the good of our State, our Nation and all mankind. This we ask in Jesus Name. Amen.

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:

C. Sue Klingler, R.N., 2708 N.W. 17, Oklahoma City, Oklahoma, representing Oklahoma State Nurses Association.

Andy T. Miller, 3244 N.W. 25th, Oklahoma City, Oklahoma, representing Oklahoma State Firefighters Association.

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

Ben S. Hutchinson, 909 Choctaw, Muskogee, Oklahoma, representing Oklahoma State AFL-CIO.

Mardell Daws, 6312 S. Robinson Ave, Oklahoma City, Oklahoma, representing Fair Taxation Committee.

CITATION

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Danny Bean, Eagle Scout, Troop No. 30, Poteau, Oklahoma.

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

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 41—Judiciary — co-authored by Young and Howard of the Senate.

SB 34—Judiciary — co-authored by Wayland of the House.

SB 38—Judiciary — co-authored by York of the House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 8 and **SJR 1** correctly engrossed.

SR 4 correctly enrolled.

Engrossed **SB 8** and **SJR 1** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 4** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

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

SJR 9—By Field of the Senate and McKee of the House—A Joint Resolution authorizing and empowering the Oklahoma Industrial Development and Park Department to enter into a long-term lease agreement with the Pioneer Memorial Park Association, a nonprofit association, to lease the surface rights in and to certain lands in Beaver County, Oklahoma, for the purpose of establishing a State Park thereon.

SB 103—By Berrong of the Senate and Stratton of the House—An Act relating to the Western Oklahoma Tuberculosis Sanatorium; making an appropriation thereto; stating purpose of this act; stating authority for source of funds appropriated; providing that funds appropriated

are to be utilized in construction, furnishing and equipping hospital; providing that the State Board of Public Affairs shall act as contracting agency; providing that funds appropriated be available on a non-fiscal basis; and declaring an emergency.

SB 104—By Smith of the Senate and Privett of the House—An Act relating to Public Health and Safety; providing for control of explosives and blasting agents; defining terms; prescribing powers and duties of the State Fire Marshal Commission and the State Fire Marshal; providing for permits; prohibiting certain acts; providing penalties; providing severability; and declaring an emergency.

SB 105—By Smith of the Senate and Mountford and Privett of the House—An Act relating to cities and towns; establishing the "Firefighters' and Policemen's Arbitration Law"; stating public policy; defining terms; providing for collective bargaining and procedures relating thereto; prescribing rights and duties of firefighters, policemen and municipalities; providing for arbitration board and proceedings thereof; prohibiting certain acts and prescribing penalties; providing for severability; and declaring an emergency.

SECOND READING

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

SB 97—Commerce.

SB 98—Commerce.

SB 99—Revenue and Taxation.

SB 100—Education — Common.

SB 101—Soil and Water Resources.

SB 102—Judiciary.

GENERAL ORDER

SB 40 by McCune and Trent of the Senate was read and considered.

Upon motion of Senator McCune, **SB 40** was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **SB 40** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

SB 40 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—35.

Nay: Baldwin, Hamilton, Holden, Nichols.—4.

Excused: Boecher, Bradley, Breckinridge, Ham, Luton, Porter, Smalley, Stipe, Young.—9.

The bill was declared passed.

SB 40 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 reassembled in open session, with President Pro Tempore Smith presiding.

RESOLUTION

SCR 2 by Terrill was introduced, read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment:

SCR 2—By Terrill and Garrison of the Senate and Wolf (Leland) of the House—A Concurrent Resolution relating to the Boy Scouts' Report to the State of the North Range of Region Nine of the National Council of the Boy Scouts of America; authorizing use of the Chambers of the House of Representatives and of the Senate and of the Supreme Court for specified

dates in 1971; and directing that duly authenticated copies of this resolution be forwarded to certain officials of said North Range and Region Nine of the National Council of the Boy Scouts of America.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, January 25, 1971, at 1:00 P.M. under **HCR 1006**.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1006**.

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

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1007—By Poulos, Pierce, Draper, York and Davis of the House and Smalley of the Senate—An Act relating to holidays; amending 25 O.S. 1961, §§ 82.1 and 82.2; designating certain days legal holidays; and declaring an emergency.

HB 1050—By McCune, Cate, Davis, Green, Riggs, Elder, Boren and Sparkman—An Act relating to the Oklahoma Commission on Criminal Justice; declaring purpose; defining duties and powers of said commission; providing its offices and facilities shall be provided by the Law Center of University of Oklahoma; providing constituency of commission's membership and director; authorizing payment of travel expenses of members; providing for codification; and declaring an emergency.

HB 1056—By Payne and Sandlin—An Act relating to venue of certain actions in small claims procedure; laying venue of actions arising upon contract; providing for codification; repealing Section 2, Chapter 322, O.S.L. 1968, and Section 2, Chapter 322, O.S.L. 1968, as amended by Section 1, Chapter 190, O.S.L. 1970 (12 O.S.

Supp. 1970, § 1752); and providing for effective date.

HB 1066—By Spearman—An Act relating to State Officers and Employees; amending 74 O.S. 1961, § 456, as last amended by Section 4, Chapter 284, O.S.L. 1970 (74 O.S. Supp. 1970, § 456); providing for committees and reimbursement of members of the State Legislative Council; deleting certain requirements of members, the President Pro Tempore and the Speaker of the House and provisions for income tax deductions relating to such requirements; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and trasmitting for consideration Engrossed:

HCR 1002—By Hill (Ben)—A Concurrent Resolution relating to proposed constitutional amendments; providing for an explanation of proposed amendments to news media; and directing the drafting of the explanation.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, January, 25, at 1:00 P.M. under **HCR 1006**.

Tenth Legislative Day

Monday, January 25, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—44.

Excused: Bradley, Ham, Smalley, Young.—4.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Reverend Millard McGuire, Pastor, West Side Free Will Baptist Church, Sapulpa, Oklahoma and incorporated upon request of President Pro Tempore Smith:

Our Heavenly Father, we thank You for the privilege of standing here today, before this assembly of law-makers from the great state of Oklahoma.

Bless these Senators, at this important time in history and give them all things needful to the faithful discharge of their responsibilities.

We pray especially today for the one who will preside over this session.

Give them good health for the physical strains of their office — good judgment for the decisions they must make — wisdom beyond their own — and clear understanding for the problems of this hour.

We pray that they will rely on you as their councillor, advisor and guide — and may they come often to the throne of grace, as we commend them to your loving and guiding hand — thru Jesus Christ, our Lord, Amen.

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:

Ellis Freeny, 2324 N.W. 43rd, Okla. City, Okla., representing Oklahoma Cattlemen's Association.

Mrs. Eulalie Pegg, 1817 Meyers Pl., Okla. City, Okla., representing Communications Workers of America.

Mr. Kenneth R. Henderson, 5917 N.W. 62nd, Okla. City, Okla., representing Democrat - Republican - Independent - Voters - Education.

Mr. H. L. McDaniel, 7402 N.W. 23, Apt. 100, Bethany, Okla., representing Democrat - Republican - Independent - Voters - Education.

Charles H. Murphy, P. O. Box 395, Milerton, Okla., representing DRIVE - Democrat - Republican - Independent - Voters - Education.

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 4—Education-Common, Co-Authorred by Howell, Trent and Lamb of Senate and Abbott of House.

SB 48—Education-Common.

SB 55—Appropriations and Budget.

SB 56—Appropriations and Budget.

SB 57—Appropriations and Budget.

DO PASS, as amended:

SB 43—Education-Common, as co-authored by Senator Miller.

DO NOT PASS:

SB 45—Education-Common.

COMMITTEE APPOINTMENT

President Pro Tempore Smith advised the withdrawal of Senator Breckinridge from the Committee of Parks, Forestry and Industrial Development and advised of his appointment to the Committee on Education-Common.

FIRST READING

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

SB 106—By Berrong—An Act relating to insurance; amending 36 O.S. 1961, § 610, as amended by Section 1, Chapter 231, O.S.L. 1967 (36 O.S. Supp. 1970, § 610); providing capital requirements of insurers; increasing such requirement for certain insurers; setting operative date; and declaring an emergency.

SB 107—By Smith of the Senate and McCune of the House—An Act relating to and providing for state buildings and facilities; providing for the construction, equipping, operation and financing of a state office building, service building or buildings, or facilities, for the use of state and/or federal agencies and departments; creating the "Oklahoma Facilities Development Authority," and prescribing the composition, powers and duties thereof; providing for bonds; prohibiting certain acts; providing for payment of rent by occupants; providing that provisions of the act are severable; and declaring an emergency.

SB 108—By Howard—An Act relating to

public health and safety; providing for safeguarding persons and property and promoting the welfare of the public; creating within the Office of the State Fire Marshal the positions of the Chief Electrical Inspector and such electrical inspectors as may be necessary and prescribing their duties, rights and authority; creating an Electrical Advisory Board and prescribing its duties; establishing standards for electrical equipment and its installation; providing for appeals; providing penalties; providing act not to relieve liability; providing severability; repealing conflicting laws; and declaring an emergency.

SB 109—By Garrison of the Senate and Boettcher of the House—An Act relating to corporations; amending 18 O.S. 1961, § 803, as last amended by Section 1, Chapter 95, O.S.L. 1970 (18 O.S. Supp. 1970, § 803); defining terms of the Professional Corporation Act; including physical therapists within the definition of "professional service"; and declaring an emergency.

SB 110—By Grantham of the Senate and Boettcher and Conaghan of the House—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. 1970, § 8-11); providing basis for payment by transferring district of transfer fees of students transferred; authorizing payment of per capita cost; and declaring an emergency.

SB 111—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to fees and costs in criminal cases; amending 28 O.S. 1961, § 101, as last amended by Section 3, Chapter 202, O.S.L. 1969 (28 O.S. Supp. 1970, § 101); providing for fees and costs as part of the penalty in criminal cases and enforcement of payment of same by imprisonment; further providing that costs shall include services furnished at public expense or for which payment was waived because of defendant's indigency.

SECOND READING

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

SB 103—Appropriations and Budget.

SB 104—Public Safety and Penal Affairs.

SB 105—Industrial and Labor Relations.

SJR 9—State and Federal Government.

HB 1007—State and Federal Government.

HB 1050—Judiciary.

HB 1056—Judiciary.

HB 1066—Governmental Reform.

PENDING SENATE ACTION

Senator Terrill asked unanimous consent that **HCR 1002** be referred to the committee on Governmental Reform, which was the order.

GENERAL ORDER

SB 38 by Garrett was read and considered.

Senator Garrett asked consideration be deferred momentarily, which was granted.

SB 38 was considered further.

Senator Payne presiding.

Senator Garrett moved to amend **SB 38**, Page 2, Line 6, by inserting after the word "matters" and before the word "except," "including default divorces", which amendment was declared adopted.

Senator Rogers moved to amend **SB 38**, Page 4, Line 13, by striking Section 2 and renumbering the following sections which amendment was declared adopted.

Senator Garrett moved to amend **SB 38**, Page 3, Line 17, by striking the words "less than" and inserting on Line 18 after the figures "\$10,000.00)", the words "or less", which amendment was declared adopted.

Senator Lane moved to amend **SB 38**, Page 4, Line 1, by striking the remainder of Line 1 after the word "Judge" and striking the word "Lawyer" on Line 2.

Senator Garrett moved to table the Lane amendment to **SB 38**, which motion failed of adoption.

Upon motion of Senator Lane, his amendment to Page 4, Line 1 was declared adopted.

Upon motion of Senator Garrett, **SB 38**, as amended, was advanced to engrossment.

Senator Garrett asked unanimous consent that **SB 38** be considered engrossed and placed upon third reading, which was granted.

THIRD READING

Upon motion of Senator Garrett, the vote was reconsidered by which **SB 38** was considered engrossed and placed upon third reading and final passage.

Upon motion of Senator Garrett, the vote was reconsidered by which **SB 38** was advanced to engrossment and third reading.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 15, 18, and 40, and SCR 2 correctly engrossed.

Engrossed **SBs 15, 18, and 40, and SCR 2** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 34 by Howard of the Senate and Wayland of the House was read and considered.

Senators Birdsong, Inhofe, McSpadden, Payne, Terrill, Trent, and Smith asked to be made co-authors to **SB 34**, which was the order.

Upon motion of Senator Howard, **SB 34** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—44.

Excused: Bradley, Ham, Smalley, Young.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—44.

Excused: Bradley, Ham, Smalley, Young.—4.

The emergency was declared passed.

SB 34 was referred for engrossment.

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

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Tuesday, January 26, 1971, at 1:00 o'clock P.M., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1016—By Wayland and McCune of the House and Ham and Garrison of the Senate—An Act relating to civil proceedings; fixing venue in actions for divorce, annulment and separate maintenance; providing for codification; repealing Section 1, Chapter 283, O.S.L. 1965 (12 O.S. Supp. 1970, § 138); and declaring an emergency.

HB 1093—By Briscoe, Stratton, Harrison, Wickersham, Thornhill, Whorton, Harper, Ferrell, Wynn, Gooden and Kamas—An Act relating to taxation; amending Section 1 of Chapter 495, O.S.L. 1965 (68 O.S. Supp. 1970, § 1305b), to broaden exemption from consumers sales tax to cover certain sales of agricultural fertilizer; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, January 26, 1971, at 1:00 o'clock P.M.

Eleventh Legislative Day

Tuesday, January 26, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Garrison, Phillips, Smalley.—4.

The Presiding Officer declared a quorum present.

President Pro Tempore Smith presiding.

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

Our Heavenly Father

We pause again this day to give Thee thanks for the blessings of life. We pray for the members of this body and it's officers—that Thou would clear each mind for the transaction of business today. Refresh us with Thy peace.

Heavenly Father, we are reminded, as we stand in this assembly, of Hebrews 12:10 thru 12, "Be kindly affectioned one to another with brotherly love, in honour, preferring one another. Not slothful in business, fervent in spirit—serving the Lord. Rejoicing in hope—patient in tribu-

lation—continuing instant in prayer." For this is the whole duty of man to keep Thy law. In Christ's name we pray.

Amen.

The Journal for the last legislative day was declared approved.

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.

Senator Payne presiding.

REQUESTS 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 Okla. State School Boards Association.

David M. Dank, 117 Chevy Chase, Midwest City, representing Okla. Retail Merchants Association.

John O. Conner, 4701 N.W. 61, Okla. City, Okla., representing Okla. Auto Dlr. Assn.

Leo E. Meyers, 4908 N.W. 31st, Okla. City, Okla., representing Okla. Oil Marketers Assn.

J. V. Bradshaw, 3521 N.W. 64, Okla. City Okla., representing Associated Credit Bureaus of Okla.

William J. Robinson, 2200 Northwest 56

Terrace, Okla. City, Okla., representing American Mutual Insurance Alliance.

Jack W. Lawter, 5678 N.W. 39th, Okla. City, Okla., representing Association of Okla. Life Insurance Companies.

Claud Thompson, 839 N. Tulsa, Okla. City, Okla., representing S-A-N-E.

T. R. Watts, 801 N.W. 19th, Okla. City, Okla., representing Okla. City Chamber of Commerce.

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 62—Appropriations and Budget.

DO PASS, as amended:

SB 75—Appropriations and Budget.

SB 60—Appropriations and Budget.

FIRST READING

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

SB 112—By Breckinridge—An Act relating to professions and occupations; creating the Department of Occupational Licensing; prescribing powers and duties; providing for licensing; providing severability; and setting effective date.

SB 113—By Murphy—An Act relating to children; amending 10 O.S. 1961, § 405, as amended by Section 5, Chapter 89, O.S.L. 1963 (10 O.S. Supp. 1970, § 405); providing for licenses; providing that all licenses issued hereunder shall be in force for three years from date of issuance; and declaring an emergency.

SB 114—By Baggett—An Act relating to the State Board of Public Affairs; making an appropriation thereto for the Capitol-Medical Center Improvement and Zoning Commission; stating the purpose; providing lapse date; and declaring an emergency.

SB 115—By Stansberry—An Act relat-

ing to public health; granting minors the capacity to consent to examination and treatment by a licensed physician of certain diseases; and declaring an emergency.

SB 116—By Murphy and Smith—An Act relating to the Commission on Fire Protection Personnel Standards and Education; creating the "Fire Service Training Fund"; making appropriations thereto; stating purpose; making appropriation nonfiscal; and declaring an emergency.

SJR 10—By Breckinridge—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution, amending Section 27 of Article X thereof; removing the requirement that voters in elections provided for by said section be property taxpayers; providing a ballot title; and ordering a special election.

SECOND READING

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

SB 106—Insurance.

SB 107—Social Welfare.

SB 108—Municipal Government.

SB 109—Commerce.

SB 110—Education-Common.

SB 111—Judiciary.

HB 1016—Judiciary.

HB 1093—Revenue and Taxation.

GENERAL ORDER

Senator Garrett asked unanimous consent that **SB 38** be withdrawn from the calendar and re-referred to Committee on Judiciary, which was the order.

SB 25 by Murphy, Lamb, and Medearis of the Senate was read and considered.

Senator Stipe moved to amend **SB 25**, Page 2, Lines 11 and 12, by striking after the words "[six percent (6%)]" and before the word "per," the words "seven and one-half percent (7½%)" and remov-

ing the brackets from "six percent (6%)".

Senator Murphy moved to table the Stipe amendment to **SB 25**, which motion was adopted upon roll call as follows:

Aye: Breckinridge, Crow, Ferrell, Garrett, Grantham, Graves, Hamilton, Howard, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smith, Terrill, Williams, Young.—24.

Nay: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Field, Ham, Hargrave, Holden, Keels, Lane, Luton, Porter, Stansberry, Stipe, Taliaferro, Trent.—19.

Excused: Bradley, Garrison, Phillips, Rogers, Smalley.—5.

Senators Hamilton and Baggett moved to amend **SB 25**, Page 3, Line 2 by adding after the word "bonds" and before the words "The Authority," the words: "provided, however, that from and after March 1, 1972, no bonds may be issued which bear interest at a rate in excess of six percent (6%)".

Senator Hamilton moved to amend the above amendment by adding after "six percent (6%)", the words "per annum," which amendment was adopted.

The vote occurring on the Hamilton-Baggett amendment, as amended, it was declared adopted.

Upon motion of Senator Murphy, **SB 25**, as amended, was advanced to engrossment.

Senator Murphy asked unanimous consent that **SB 25** be considered engrossed and placed upon third reading, which was granted.

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: Boecher, Breckinridge, Capps, Crow, Ferrell, Grantham, Graves, Ham-

ilton, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smith, Terrill, Williams, Young.—26.

Nay: Baggett, Baldwin, Berrong, Birdsong, Dahl, Field, Garrett, Ham, Holden, Keels, Lane, Porter, Stansberry, Stipe, Taliaferro, Trent.—16.

Excused: Bradley, Garrison, Hargrave, Phillips, Rogers, Smalley.—6.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smith, Terrill, Williams, Young.—32.

Nay: Baggett, Baldwin, Berrong, Field, Ham, Lane, Stansberry, Stipe.—8.

Excused: Bradley, Garrison, Hargrave, Phillips, Rogers, Smalley, Taliaferro, Trent.—8.

The emergency was declared passed.

SB 25 was referred for engrossment.

GENERAL ORDER

SB 4 by Terrill, Howell, Trent and Lamb of the Senate and Abbott of the House was read and considered.

Senators Inhofe and McSpadden asked to be made co-authors to **SB 4**, which was the order.

Upon motion of Senator Howell, **SB 4** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 4** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 4 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Baggett, Grantham, Howard, Medearis, Porter.—5.

Excused: Bradley, Garrison, Phillips, Rogers, Smalley, Stansberry.—6.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Baggett, Grantham, Howard, Medearis, Porter.—5.

Excused: Bradley, Garrison, Phillips, Rogers, Smalley, Stansberry.—6.

The emergency was declared passed.

SB 4 was referred for engrossment.

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

GENERAL ORDER

SB 48 by Baggett was read and considered.

Upon motion of Senator Baggett **SB 48** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 48** was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Smith presiding.

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, Breckinridge, Garrett, Garrison, Grantham, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Medearis, Murphy, Nichols, Rogers, Smith, Terrill, Young.—24.

Nay: Boecher, Capps, Crow, Dahl, Field, Graves, Ham, Hamilton, Holden, Lane, McSpadden, Martin, Miller, Payne, Stansberry, Stipe, Taliaferro, Trent, Williams.—19.

Excused: Bradley, Ferrell, Phillips, Porter, Smalley.—5.

The bill failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **SB 48** failed of passage.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 2**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1051—By McCune—An Act relating to taxation of cigarettes; amending Section 317 of Section 2, Chapter 195, O.S.L. 1965 (68 O.S. Supp. 1970, § 317), making it a felony to falsely or fraudulently forge, counterfeit or use any stamp, impression, copy, facsimile or any other evidence of payment of the tax levied by the Cigarette Stamp Tax Law, §§ 301 through 325, Title 68 of the Oklahoma Statutes; fixing penalty therefor; and declaring an emergency.

HB 1088—By Payne and Bamberger—An Act relating to taxation; authorizing

compensation to the chairman for attendance upon meetings of the county board of tax-roll corrections; and declaring an emergency.

HB 1156—By Abbott, York, Clemons, Trent, Bengtson and Harrison of the House and Miller of the Senate—An Act relating to schools; amending Section 12, Chapter 397, O.S.L. 1965 (70 O.S. Supp. 1970, § 18-12A), pertaining to apportionment of state funds to school districts; directing manner of payment of State Aid to certain school districts; and declaring an emergency.

HJR 1009—By Spearman, Andrews, Sullivan, Miskelly, Trent, Cox, Fine, York, Wayland, Sanders, Townsend, Boren, Green, Hopkins, Hatchett, Nance, Kilpatrick, Bamberger, Clemons, Ferguson, Cox and Wiedemann of the House and Baggett, Capps, Rogers and Garrett of the Senate—A Joint Resolution changing the name of Central State College at Edmond to Central State University; and declaring an emergency.

The above numbered HBs and/or HRS were read for the first time.

GENERAL ORDER

SB 57 by McSpadden and Hamilton of the Senate and Willis 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane,

Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Ferrell, Lamb, Miller, Nichols, Phillips, Porter, Smalley, Stansberry.—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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Ferrell, Lamb, Miller, Nichols, Phillips, Porter, Smalley, Stansberry.—9.

The emergency was declared passed.

SB 57 was referred for engrossment.

GENERAL ORDER

SB 56 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

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, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune,

McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Ferrell, McGraw, Nichols, Phillips, Porter, Smalley, Stansberry.—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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Ferrell, McGraw, Nichols, Phillips, Porter, Smalley, Stansberry.—8.

The emergency was declared passed.

SB 56 was referred for engrossment.

GENERAL ORDER

SB 55 by McSpadden and Hamilton of the Senate and Willis 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Mc-

Graw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—42.

Excused: Bradley, Nichols, Phillips, Porter, Smalley, Williams.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—42.

Excused: Bradley, Nichols, Phillips, Porter, Smalley, Williams.—6.

The emergency was declared passed.

SB 55 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1007—By Davis, Beznoska, Ferrell and Lindstrom of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution commending and congratulating the 1970 Lawton High School "Wolverines" for their outstanding season and for winning the State Class 4A Championship; commending the team members and the coaching staff; and directing distribution of copies of this resolution.

HCR 1008—By Kamas and Harrison of the House and Williams and Field of the Senate—A Concurrent Resolution of congratulations to Miss Jeana Day for her many attainments and contributions to the sport of rodeoing.

HCR 1009—By Harrison and Kamas of the House and Field and Williams of the Senate—A Concurrent Resolution of congratulations to Miss Joleen Hurst for her

many attainments and contributions to rodeoing.

HCR 1010—By Cox of the House and Ferrell of the Senate—A Concurrent Resolution of congratulations to the Stroud High School football team for winning the Class "A" State Football Championship and its second consecutive state championship; and directing distribution.

HCR 1011—By Bengtson of the House and Field of the Senate—A Concurrent Resolution urging the Department of the Interior to allocate funds for the purpose of increasing the spillway height at Altus-Lugert Reservoir; and directing distribution.

RESOLUTIONS

Senator Terrill asked unanimous consent, which was the order, that the above Resolutions be taken up for consideration:

Engrossed **HCR 1007** was read at length and adopted upon motion of Senator Terrill, properly signed and ordered returned to the Honorable House.

Engrossed **HCR 1008** was read at length and adopted upon motion of Senator Williams, properly signed and ordered returned to the Honorable House.

Engrossed **HCR 1009** was read at length and adopted upon motion of Senator Field, properly signed and ordered returned to the Honorable House.

Engrossed **HCR 1010** was read at length and adopted upon motion of Senator Garison on behalf of Senator Ferrell, properly signed and ordered returned to the Honorable House.

Engrossed **HCR 1011** was read at length. Senator Crow asked unanimous consent that all members of the Senate be shown as co-authors to **HCR 1011**, which was the order.

Engrossed **HCR 1011**, as co-authored, was adopted upon motion of Senator Field, properly signed and ordered returned to the Honorable House.

RESOLUTION

Senate Berrong introduced the following resolution, which was taken up for consideration, read at length, adopted upon his motion and referred for enrollment:

SR 5—By Berrong—A Resolution memorializing Dr. Dora Ann Stewart, longtime beloved faculty member of Southwestern State College, who was claimed by death at the age of ninety-four on January 2, 1971; and directing distribution.

WHEREAS, Dr. Dora Ann Stewart, 94, who was a member of the faculty of Southwestern State College at Weatherford for some 39 years, did on the 2nd day of January, 1971, succumb to death at Alva; and

WHEREAS, the said Dr. Dora Ann Stewart will always be remembered by the students, faculty and administrators of said Southwestern State College as well as by all others who knew her as a warm-hearted person who was generous of her time, of her knowledge and of her money; and

WHEREAS, the said Dr. Dora Ann Stewart was recognized during her lifetime with many honors, such as being chosen "Outstanding Teacher of the Year" by the Oklahoma Education Association in 1941, being selected as a member of the Oklahoma Historical Society's Hall of Fame and having the first women's dormitory, Stewart Hall, on the Southwestern State College campus named for her; and

WHEREAS, the said Dr. Dora Ann Stewart accomplished many acts which have gone unchronicled, such as her generous use of part of her faculty salary to financially aid needy students during the years of the great depression.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The said Dr. Dora Ann Stewart and her acts and accomplishments are hereby memorialized by the Senate

of the Thirty-third Oklahoma Legislature, which further commends the memory of this great woman and teacher to the people of the State of Oklahoma and to the human community of the World.

SECTION 2. Copies of this resolution shall be dispatched to and presented to Dr. Stewart's surviving relatives, to wit: A. Mansur Stewart, Los Alamos, N. M., W. M. Stewart, Norman, T. M. Stewart, Washington, D. C., Lige Stewart, Tulsa and W. M. McGuire, Sun City, Arizona, nephews; and Mrs. B. E. Deason, Arlington, Texas, Mrs. W. M. Williams, Alva and Marguerite Stewart, Tulsa, nieces; and, further, that a copy of this resolution be dispatched to and presented to Southwestern State College at Weatherford.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Wednesday, January 28, 1971, at 1:00 o'clock P.M., which motion prevailed.

CITATIONS

Upon motion of Senator Hargrave, it was the order of the Senate that a Citation of Commendation be issued to Officer Don Eaker, Tulsa Police Department, for arresting a skyjacker on an airliner on the 19th day of December, 1970 at Tulsa International Airport.

Upon motion of Senator Crow, it was the order of the Senate that a Citation of Commendation be issued to Malcolm Mollison, M.D., of Altus, for interest in public service by giving of his time to serve as "Doctor of the Day" Oklahoma State Senate, January 28, 1971.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, January 28, 1971, at 1:00 o'clock P. M.

Twelfth Legislative Day

Wednesday, January 27, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ferrell, Howard, Lane, Porter.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Young:

Our Heavenly Father —

As we come to Thy throne of grace — Thanking You for salvation thru Thy son, Jesus Christ, in whom by faith — we have access to one that heareth our petition.

We thank You for men who willingly accept the responsibilities of making, and holding true — the laws of this state. May the laws of this state be in accordance with the eternal laws of God. May these laws build character and unity for the progress and prosperity for the state of Oklahoma. — As Thou has said, "I would that all men prosper."

We ask Lord, that Thou will be an in-

vited guest in this days session — that this body may be blessed, for it is in Christ's name we pray — Amen.

The Journal for the last legislative day was declared approved.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 4, 25, 55, 56, and 57 correctly engrossed.

Engrossed SBs 4, 25, 55, 56, and 57 were properly signed and ordered transmitted to the Honorable House for consideration.

REQUEST(s) FOR LOBBY PERMIT(s)

Request(s) for Lobby Permit(s) were filed by the following person(s) and ordered referred to the Committee on Lobby Permits:

O.W. Clark, 4918 South Waco, Tulsa, Oklahoma, representing Operating Engineers.

Don Kirkham, 2207 S. Sinclair, Oklahoma City, Oklahoma, representing Oklahoma County AFL-CIO.

Gobel F. Cravens, 2516 S.W. 66th Street, Oklahoma City, Oklahoma, representing Hotel & Restaurant Employees & Bartenders Union No. 246.

Finis F. Lafon, 1900 N.W. 32nd Street, Oklahoma City, Oklahoma, representing various clients, including garages, insurance companies, banks, contractors and others.

COMMITTEE REPORTS

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

DO PASS:

SB 13—State and Federal Government.

SB 61—Appropriations and Budget.

SB 70—Appropriations and Budget.

SB 95—State and Federal Government.

SJR 9—State and Federal Government.

HB 1016—Judiciary.

DO PASS, as amended:

SB 3—Wildlife.

SB 22—Judiciary.

SB 59—Appropriations and Budget.

HB 1056—Judiciary, co-authored by Luton of the Senate.

FIRST READING

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

SB 117—By Smith—An Act relating to the commission on fire protection personnel standards and education; creating the "Fire Service Training Fund"; making appropriations thereto; stating purpose; making appropriation nonfiscal; and declaring an emergency.

SECOND READING

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

SB 112—Professions and Occupations.

SB 113—Social Welfare.

SB 114—Appropriations and Budget.

SB 115—Public and Mental Health.

SB 116—Appropriations and Budget.

SJR 10—Constitutional Revision and Redistricting.

HB 1051—Revenue and Taxation.

HB 1088—Revenue and Taxation.

HB 1156—Education - Common.

HJR 1009—Education - Higher.

GENERAL ORDER

SB 41 by Garrison, Lamb, Ferrell, Nichols, Young and Howard of the Senate and McCune of the House was read and considered.

Senators Capps, Dahl, Taliaferro, McCune, Hargrave, Howell, Stipe, Crow, Payne, Trent, Birdsong, Smith, Terrill, McSpadden, Inhofe, Luton, Grantham, and Graves asked to be made co-authors to **SB 41**, which was the order.

Upon motion of Senator Garrison, **SB 41** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ferrell, Howard, Lane, Nichols, Porter.—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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ferrell, Howard, Lane, Nichols, Porter.—6.

The emergency was declared passed.

SB 41 was referred for engrossment.

GENERAL ORDER

SB 60 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 60** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 60** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 60 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—40.

Excused: Bradley, Ferrell, Field, Howard, Lane, Porter, Stansberry, Young.—8.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—40.

Excused: Bradley, Ferrell, Field, Howard, Lane, Porter, Stansberry, Young.—8.

The emergency was declared passed.

SB 60 was referred for engrossment.

Senators Howard and Lane asked to be shown present, which was the order.

GENERAL ORDER

SB 62 by McSpadden and Hamilton of the Senate and Willis 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, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Ferrell, Porter, Stansberry.—4.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Ferrell, Porter, Stansberry.—4.

The emergency was declared passed.

SB 62 was referred for engrossment.

GENERAL ORDER

SB 75 by McSpadden and Hamilton of the Senate and Miskelly 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, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—40.

Nay: Birdsong, Rogers.—2.

Excused: Bradley, Ferrell, Murphy, Porter, Stansberry, Taliaferro.—6.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—40.

Nay: Birdsong, Rogers.—2.

Excused: Bradley, Ferrell, Murphy, Porter, Stansberry, Taliaferro.—6.

The emergency was declared passed.

SB 75 was referred for engrossment.

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

MOTION TO RECONSIDER

Senator Baggett asked for consideration of his motion to reconsider the vote by which **SB 48** failed of passage.

Senator Trent, as a substitute, moved that **SB 48** be withdrawn from the calendar and re-referred to the Committee on Education-Common, which motion was ruled out of order by the Presiding Officer who stated the motion to reconsider the vote by which the bill failed of passage took precedence.

Senator Stipe moved to table the Baggett motion, which motion failed of adoption by roll call as follows:

Aye: Boecher, Capps, Crow, Dahl, Ferrell, Field, Graves, Ham, Hamilton, Lane, McSpadden, Martin, Miller, Payne, Stansberry, Stipe, Trent.—17.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Terrill, Williams, Young.—28.

Excused: Bradley, Porter, Taliaferro.—3.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Garrett, Garrison, Grantham, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Terrill, Young.—26.

Nay: Boecher, Capps, Crow, Dahl, Ferrell, Field, Graves, Ham, Hamilton, Lane, McSpadden, Martin, Miller, Payne, Stansberry, Stipe, Trent, Williams.—18.

Excused: Bradley, Holden, Porter, Taliaferro.—4.

THIRD READING

On the question of passage of **SB 48**, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Terrill.—26.

Nay: Boecher, Capps, Crow, Dahl, Ferrell, Field, Graves, Ham, Hamilton, Lane, McSpadden, Martin, Miller, Payne, Stansberry, Stipe, Taliaferro, Trent, Williams, Young.—20.

Excused: Bradley, Porter.—2.

The bill was declared passed.

MOTION TO RECONSIDER

As provided under Rule 19b, Senator Hamilton moved that the vote be reconsidered by which **SB 48** passed.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1043—By Elder and McCune of the House and Garrett of the Senate—An Act relating to civil procedure; amending 12 O.S. 1961, § 968, as amended by Section 1, Chapter 185, O.S.L. 1967 (12 O.S. Supp. 1970, § 968); providing for stay of executions on judgments or final orders of trial courts under certain circumstances; and providing a date for this act to become operative.

HB 1106—By McCune, Hancock and Frates of the House and Grantham of the Senate—An Act relating to highways; amending Section 1708, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1708); authorizing condemnation proceedings for acquisition of land and interests in land; imposing certain duties upon district judge; providing procedure for district courts ob-

taining jurisdiction of the parties; prescribing procedures; providing manner of determination of issues involved; providing for appeals; prescribing certain appeal procedure; and providing interests of certain persons contractually disabled may be, with approval of judge of district court, granted by their guardian, or the administrator or executor of the estate from which distribution will be eventually made to them.

HB 1108—By Monks, Sullivan, Huddleston, Bernard, Pierce, Beznoska, Boatner, Cartwright, Duke and Williamson—An Act relating to game and fish licenses; amending Section 1, Chapter 336, O.S.L. 1967, as last amended by Section 1, Chapter 144, O.S.L. 1970 (29 O.S. Supp. 1970, § 252); providing license fees for hunting and fishing licenses; fixing fees for certain licenses to hunt and/or fish and the duration thereof; and declaring an emergency.

HJR 1003—By Bengtson, Payne and Boatner—A Joint Resolution designating the pollution control coordinating board as the proper agency to receive and administer certain federal grants; directing said board to make joint application for certain federal funds with the state of Texas for the planning of a pollution control program; directing the board to make use of existing agencies; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1012—By Miskelly and Monks—A Concurrent Resolution relating to marking of State-owned motor vehicles; expressing legislative intent that the State Board of Public Affairs give notice to certain agencies of their responsibility to mark the motor vehicles used or operated by such agency upon the repeal of 47 O.S. 1961, § 152.

Upon motion of Senator Terrill **HCR 1012** was referred to the Committee on Public Safety and Penal Affairs.

MESSAGE FROM THE HOUSE

Transmitting herewith Motions for adoption and concurrence by the Senate, in the issuance of Concurrent Citations by the Oklahoma State Legislature as listed below:

CCR 1—By Davis of the House and Taliaferro and Terrill of the Senate—Extending congratulations to Euell Pope of Lawton High School for outstanding athletic achievement.

CCR 2—By Davis of the House and Taliaferro and Terrill of the Senate—Extending congratulations to Edward Gholson of Lawton High School for outstanding athletic achievement.

CCR 1 was adopted upon motion of Senator Terrill and citation properly signed and ordered returned to the Honorable House.

CCR 2 was adopted upon motion of Senator Terrill and citation properly signed and ordered returned to the Honorable House.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

January 19, 1971

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:

Baird, Everett W., 215 East 12th Street, Edmond, Natl. Assoc. of Retired Federal Employees.

Claiborne, Ben, 6205 Wildewood Drive, Oklahoma City, Oklahoma Assoc. of Insurance Agents, Inc.

Crumpler, G. R., 620 Springs Avenue, Checotah, Oklahoma Municipal League.

Duncan, Norma, 606 South Cottonwood, Richardson, Texas, J. C. Penney Company, Inc.

Fitzgerald, Quentin, 15412 Lake Park, Mustang, Oklahoma, Okla. Good Roads and Streets Association.

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

Gatti, Louis A., 3405 N.W. 69th, Oklahoma City, Oklahoma Malt Beverage Association.

Hamilton, Cecil, 2500 N. W. 51st Street, Oklahoma City, Phillips Petroleum Company.

Hanson, Walter D., 3228 Wilshire Terrace, Oklahoma City, American Insurance Association.

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

Hurt, Joe D., 325 East 6th Street, Edmond, Oklahoma State School Boards Assoc., Inc.

Hutchinson, Ben S., 909 Choctaw, Muskogee, Oklahoma State AFL-CIO.

Jacobson, Mrs. Joyce, 1332 N. E. 56th, Oklahoma City, League of Women Voters of Oklahoma.

Jones, Charles E., 1817 N. W. 56th Terrace, Oklahoma City, Oklahoma Savings League.

Kubier, Julius E., 1612 N. W. 38th, Oklahoma City, Associated Industries of Oklahoma.

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

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

Moore, R. B., Box 251, Wayne, Oklahoma, Brotherhood of Maintenance of Way Employees AFL-CIO.

Moore, R. P. "Bob" Jr., 1227 N. W.

48th, Oklahoma City, Oklahoma City Speakers Forum Inc.

Morgan, W. M. "Bill", 1216 N. W. 38th, Oklahoma City, Oklahoma Lumberman's Association.

Price, James H., 5718 East 56th Street, Tulsa, Metropolitan Tulsa Chamber of Commerce.

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

Roscher, Elden, 4124 N. W. 60th, Oklahoma City, Oklahoma Retail Grocers Association.

Ruland, Frank C., 1106 Tedford Way, Oklahoma City, Oklahoma City Speakers Forum.

Vermillion, M. E., Route 1, Box 213, Kellyville, Okla., United Transportation Union.

Williams, James R., 537 N. W. 40th Street, Oklahoma City, Oklahoma Public Expenditures Council.

Worther, Mrs. D. V. (Ludy), 7605 South Hillcrest Drive, Oklahoma City, Fair Taxation Committee.

York, Raymond P. 2608 N. W. 44th, Oklahoma City, Oklahoma City Speakers Forum.

Respectfully submitted,

BERRONG—Vice-Chairman.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Thursday, January 28, 1971, at 10:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, January 28, 1971, at 10:00 o'clock A.M.

Thirteenth Legislative Day

Thursday, January 28, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—46.

Excused: Bradley, Phillips.—2.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Young:

Heavenly Father—

We bow in Thy presence—to give Thee thanks for the unmerited favor of God. We thank Thee for America—and for a way of life—and for a government that permits us to worship, discuss and vote the desire of our hearts.

Lord, we would not forget the sacrifices that have been made, that we may have this freedom. We pray for those that are making the supreme sacrifice daily—to preserve this freedom.

Lord—we pray for this Senate, and every official of this state, may we walk upright before Thee, and do Thy will—in Jesus name. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

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

Robert L. Hicks, 5229 South Vandalia, Tulsa, Oklahoma, representing Hicks-Sampsel & Co.

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 9—Agriculture, co-authored by Fred Boettcher of the House.

SJR 7—Constitutional Revision and Redistricting.

DO PASS, as amended:

SJR 2—Constitutional Revision and Redistricting.

SJR 4—Constitutional Revision and Redistricting.

SUPPLEMENTAL COMMITTEE REPORT

Senator Berrong submitted the following Supplemental Committee Report on Mileage, which was adopted upon his motion:

Mr. President: We, your Committee on Mileage allowances for members of the Senate submit the following report showing the distance of Senator Norman Lamb from his place of residence to the State Capitol, via reasonable passenger routes,

and the amount of mileage due him at the rate of ten (10) cents per mile each way:

NAME	ADDRESS	POL.	DIST.	MILES	AMOUNT
Lamb, Norman	Enid	R	19	176	\$17.60
Respectfully submitted, BERRONG, Vice-Chairman.					

FIRST READING

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

SB 118—By Hamilton of the Senate and Sullivan of the House—An Act relating to insurance; amending 36 O.S. 1961, §§ 902 and 1003; providing restrictions and regulations governing rates; providing for consideration of certain income; and declaring an emergency.

SB 119—By Hamilton of the Senate and Sullivan of the House—An Act relating to insurance; amending 36 O.S. 1961, §§ 910 and 1016, as amended by Section 3, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, § 1016); providing for review of orders or decisions relating to rates; changing time for notice of appeal; providing that appeals stay orders or decisions; directing expeditious appellate determination; and declaring an emergency.

SJR 11—By Crow and Smalley—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Article X, Section 6, of the Oklahoma Constitution; providing for exemption of certain property or certain classes of property from taxation; providing for a ballot title; and ordering a special election.

SECOND READING

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

SB 117—Appropriations and Budget.

HB 1043—Judiciary.

HB 1106—Judiciary.

HB 1108—Wildlife.

HJR 1003—Environmental Quality.

RESOLUTIONS

Senator Stipe introduced the following Resolution:

SCR 3 by Stipe of the Senate—A Concurrent Resolution expressing gratitude and commending the Kerr Foundation and Oklahoma Baptist University for the Legislative Internship Program whereby student interns were furnished to aid and assist the Legislature and to educate said student interns in government; and providing for distribution.

Senator Stipe asked that all members of the Senate be made co-authors to **SCR 3**, which was the order.

Upon motion of Senator Stipe, **SCR 3**, as co-authored, was adopted and referred for engrossment.

Senator Murphy introduced the following Resolution:

SCR 4 by Murphy of the Senate and Draper of the House—A Concurrent Resolution recognizing and commending Mrs. Tommye Thompson for her outstanding work in the conservation of natural resources and recommending her for the 1970 Edward J. Meeman Award.

Senator Field asked to be made a co-author to **SCR 4**, which was the order.

Upon motion of Senator Murphy, **SCR 4**, as co-authored, was adopted and referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 41, 60, 62, and 75 correctly engrossed.

SCR 2 and **SR 5** correctly enrolled.

Engrossed **SBs 41, 60, 62, and 75** 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 signature of the Speaker.

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

GENERAL ORDER

SB 3 by Garrett of the Senate was read and considered.

Senators Inhofe, Keels, McSpadden, and Terrill asked to be made co-authors to **SB 3**, which was the order.

Senator Inhofe moved to amend **SB 3** Page 2, Line 8, by adding after the word "conservation" the sentence: "Game species open to taking by spear gun include all except black bass, striped bass, walleye, and northern pike", which amendment was adopted.

Senator Inhofe moved to amend **SB 3**, Page 2, Line 8, by adding after the word "pike" the following sentence: "Authority to designate the waters, seasons, species, daily limits and rules and regulations necessary to administer the program shall be vested in the Oklahoma Department of Wildlife Conservation", which amendment was tabled, upon motion of Senator Garrett.

Senator Stipe moved to amend **SB 3**, Page 2, Line 8, by adding after the word "conservation" the words "or the Department of Public Safety", which amendment was tabled, upon motion of Senator Inhofe.

Senator Young moved to amend **SB 3**, Page 2, Line 8, by adding after the word "walleye" and before the word "and" the words "channel, flat-head, or blue catfish", which amendment was tabled upon motion of Senator Garrett.

Senator Trent moved to amend **SB 3**, Page 4, by adding another sub section (F): "It shall be unlawful to practice the art of scuba diving in connection with spear fishing in Lake Texoma", which amendment was tabled upon motion of Senator Garrett.

Upon motion of Senator Garrett, **SB 3** was advanced to engrossment.

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

THIRD READING

SB 3 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams.—34.

Nay: Dahl, Lane, Martin, Medearis, Porter, Trent, Young.—7.

Excused: Bradley, Crow, Ham, Hamilton, Phillips, Stansberry, Stipe.—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, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams.—34.

Nay: Dahl, Lane, Martin, Medearis, Porter, Trent, Young.—7.

Excused: Bradley, Crow, Ham, Hamilton, Phillips, Stansberry, Stipe.—7.

The emergency was declared passed.

SB 3 was referred for engrossment.

GENERAL ORDER

SB 59 by McSpadden and Hamilton of the Senate and Willis 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, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Crow, Ham, Hamilton, Inhofe, Phillips, Stansberry, Stipe.—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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Crow, Ham, Hamilton, Inhofe, Phillips, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 59 was referred for engrossment.

GENERAL ORDER

SB 70 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

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, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Boecher, Bradley, Dahl, Ham, Hamilton, Howard, Phillips, Stipe, Trent.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—39.

Excused: Boecher, Bradley, Dahl, Ham, Hamilton, Howard, Phillips, Stipe, Trent.—9.

The emergency was declared passed.

SB 70 was referred for engrossment.

GENERAL ORDER

SB 61 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Senator McSpadden moved to amend **SB 61**, Page 3, Line 10, by striking Section 3, which amendment was adopted.

Senator McSpadden moved to amend **SB 61**, Page 3, Line 18, by striking after the word "fund" the words "and from the State Examiner," which amendment was adopted.

Senator McSpadden moved to amend **SB 61**, Page 4, Line 1, by striking the words "Inspector Fund," which amendment was adopted.

Senator McSpadden moved to amend **SB 61**, Page 4, Lines 7 and 8, by striking after the word "fund" on Line 7 and before the word "after" on Line 8, the words "and in the State Examiner and Inspector Fund," which amendment was adopted.

Upon motion of Senator McSpadden, **SB 61**, as amended, 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, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Boecher, Bradley, Dahl, Ham, Hamilton, Keels, Phillips, Smalley, Stipe.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Boecher, Bradley, Dahl,

Ham, Hamilton, Keels, Phillips, Smalley, Stipe.—9.

The emergency was declared passed.

SB 61 was referred for engrossment.

GENERAL ORDER

SB 95 by Taliaferro was read and considered.

Upon motion of Senator Taliaferro, **SB 95** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **SB 95** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 95 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrison, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—33.

Nay: Baggett, Crow, Grantham, Howell, Murphy, Rogers.—6.

Excused: Boecher, Bradley, Dahl, Garrett, Ham, Hamilton, Medearis, Phillips, Stipe.—9.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrison, Graves, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—33.

Nay: Baggett, Crow, Grantham, Howell, Murphy, Rogers.—6.

Excused: Boecher, Bradley, Dahl, Gar-

rett, Ham, Hamilton, Medearis, Phillips, Stipe.—9.

The emergency was declared passed.

SB 95 was referred for engrossment.

GENERAL ORDER

SB 13 by Garrison was read and considered.

Senators Baggett, Lamb, and Grantham asked to be made co-authors to **SB 13**, which was the order.

Senator Rogers moved to amend **SB 13**, Page 4, Line 9, by striking Section 3 and renumbering the following sections, which amendment was adopted.

Upon motion of Senator Garrison, **SB 13**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 13** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 13 was read for the third time at length.

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

Aye: Baggett, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—33.

Nay: Baldwin, Berrong, Crow, Holden, McSpadden, Martin.—6.

Excused: Boecher, Bradley, Dahl, Ham, Hamilton, Medearis, Phillips, Stipe, Taliaferro.—9.

The bill was declared passed.

SB 13 was referred for engrossment.

GENERAL ORDER

SJR 9 by Field was read and considered.

Upon motion of Senator Field, **SJR 9** was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SJR 9** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 9 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—38.

Excused: Baldwin, Boecher, Bradley, Dahl, Ham, Hamilton, Medearis, Phillips, Stipe, Taliaferro.—10.

The Resolution was declared passed.

SJR 9 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1017—By Kilpatrick and McCune of the House and Garrett of the Senate—An Act relating to civil procedure; amending Section 1, Chapter 94, O.S.L. 1965 (12 O.S. Supp. 1970, § 142); providing for venue in actions to collect upon open accounts or instruments of indebtedness; repealing Section 2, Chapter 94, O.S.L. 1965 (12 O.S. Supp. 1970, § 143); and providing for effective date.

HB 1020—By Draper, McCune, Green, Riggs, Elder and Davis—An Act relating to courts; providing that the chief judge of a district court may direct the destruction of exhibits and reporter's notes in certain cases; and declaring an emergency.

HB 1044—By Elder and McCune—An Act relating to oil and gas; amending 52 O.S. 1961, § 113, to provide that an ap-

peal from a decision of the Corporation Commission under the Oil and Gas Conservation Act may be taken by filing in the Supreme Court a petition in error within thirty days from the date of the decision; and providing a date when the provisions of this act shall become operative.

HB 1049—By Draper and McCune—An Act relating to the Court on the Judiciary; amending Section 1, Chapter 256, O. S.L. 1969 (20 O.S. Supp. 1970, § 1404), providing additional grounds to the causes set forth in Article VII-A of the Constitution of Oklahoma for removal of a judicial officer from office; providing grounds for removal of a judicial officer for continued willful failure to comply with any administrative rule, order or directive issued by the Supreme Court or by an administrative superior; and declaring an emergency.

HB 1060—By Lindstrom—An Act relating to state officers and employees; amending Sections 9 and 13, Chapter 398, O.S.L. 1965 (74 O.S. Supp. 1970, §§ 1109 and 1113) and amending Section 12, Chapter 398, O.S.L. 1965, as amended by Section 2, Chapter 231, O.S.L. 1968 (74 O.S. Supp. 1970, § 1112); creating certain divisions within the Industrial Development and Park Department; prescribing duties of certain divisions of the Industrial Development and Park Department; changing the name of certain divisions; and declaring an emergency.

HB 1067—By Bengtson, Anderson, Boatner, Green, Boren and Murphy—An Act relating to state officers and employees; amending Section 13, Chapter 398, O.S.L. 1965 (74 O.S. Supp. 1970, § 1113); prescribing duties of a certain division of the Industrial Development and Park Department.

HB 1166—By Hancock, Elder and Bamberger of the House and Baggett of the Senate—An Act relating to property; enacting the Escheat of Postal Savings Sys-

tem Accounts Act; providing for escheat declarations and proceedings; providing for collection and deposit of funds; providing for indemnification; and declaring an emergency.

HJR 1001—By Townsend and Miskelly—A Joint Resolution expressing the intention of the Legislature as to a provision of Section 11, Chapter 251, O.S.L. 1970 (74 O.S. Supp. 1970, § 1511), to transfer to the Office of Community Affairs and Planning the employees of the division of research and planning without any loss of rights afforded members of the classified service of the merit system, but not to confer upon any person merit system classified member's rights and privileges.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1013—By Elder and Bernard of the House and Baldwin of the Senate—A Concurrent Resolution of congratulations to the Minco High School football team for winning the state class "B" football championship; and directing distribution.

HCR 1014—By Elder of the House and Ham of the Senate—A Concurrent Resolution of congratulations to the Purcell High School football team for achieving the semifinals in the state class "A" football championship playoffs; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 1007, 1008, 1009, 1010, 1011.

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

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.

CITATION

Upon motion of Senator Howard, it was the order of the Senate that a Citation of Congratulations be issued to Miss Debra Shirley for winning senior division title of "Miss Indian Tulsa".

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

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, February 1, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, February 1, 1971, at 1:00 o'clock P.M.

Fourteenth Legislative Day

Monday, February 1, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—46.

Excused: Bradley, Phillips.—2.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Reverend Finley W. Tinnin, Jr., Baptist Temple Church, Oklahoma City, Oklahoma, and incorporated upon request of Senator McCune:

Our Heavenly Father, we pause to reverence the reality of God. We would not pray in a perfunctory way and be guilty of meaningless rhetoric. We would open the line of communication with our All-wise God and seek counsel from Thee. This group of Senators, though they must be responsive to their constituents, must also be responsible to The God who has ordained and authorized human government. May we give attention to the still small voice and not be unduly swayed by the strident sounds of our world's confusion.

The Journal for the last legislative day was declared approved.

COMMUNICATION

Upon request of Senator Terrill the following communication was ordered incorporated in the Journal:

The Honorable Al Terrill
State Senator
State Capitol
Oklahoma City, Oklahoma 73105

Dear Senator:

It is impossible for me to express to you my appreciation for the action of the Oklahoma State Senate in adopting the resolution commending me for my government service. I am honored by what you and your colleagues have done and pledge to you my full cooperation as we work together for the benefit of our great state.

Warmest regards.

Sincerely,

CARL ALBERT, M.C.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 3 and 4, SJR 9, and SBs 3, 13, 59, 61, 70, and 95 correctly engrossed.

Engrossed SCRs 3 and 4, SJR 9, and SBs 3, 13, 59, 61, 70, and 95 were properly signed and ordered transmitted to the Honorable House for consideration.

CITATION

Upon motion of Senator Medearis, it was the order of the Senate that a Citation of Congratulations be issued to Miss Cathy

Pinkerton of Wagoner County, who was named Miss Port of Catoosa, Tuesday, January 26, 1971.

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

FIRST READING

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

SB 120—By Martin—An Act relating to children; amending Section 1, Chapter 108, O.S.L. 1969 (10 O.S. Supp. 1970, § 1505); providing for the appointment of juvenile officers in certain counties; providing salaries subject to the approval of the Chief Justice of the Supreme Court and mileage; providing operative date; and declaring an emergency.

SB 121—By Howard—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 122—By Howard—An Act relating to cities and towns; amending 11 O.S. 1961, § 524, relating to vacation of streets and alleys; eliminating the provisions 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.

SJR 12—By Terrill—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Article X, Section 9, of the Oklahoma Constitution; providing tax levy effective until repealed; providing method of repeal; providing for ballot title; and ordering special election.

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

SB 118—Committee on Rules.

SB 119—Committee on Rules.

SJR 11—Constitutional Revision and Redistricting.

HB 1017—Judiciary.

HB 1020—Judiciary.

HB 1044—Judiciary.

HB 1049—Judiciary.

HB 1060—Parks, Forestry and Industrial Development.

HB 1067—Parks, Forestry and Industrial Development.

HB 1166—Judiciary.

HJR 1001—Municipal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1115—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

HB 1116—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

HB 1117—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Board of Equalization and making appropriations thereto; stating the purpose; providing that the 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; and declaring an emergency.

HB 1121—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

HB 1123—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the Office of the State Industrial Court and emergency.)

HB 1126—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—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; and declaring an emergency.

HB 1128—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Accrediting Agency and making an appropriation to said agency; stating the purpose; authorizing transfer of funds; authorizing appointment of personnel and expenditure of funds; providing lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1129—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the Oklahoma Department of Libraries and emergency.)

HB 1131—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—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 this Act severable; and declaring an emergency.

HB 1134—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the Governor's Committee on Employment of the Handicapped and emergency.)

HB 1135—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State

Employees Group Health and Life Insurance 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, as amended by Section 11, Chapter 70, O.S.L. 1970 (74 O.S. Supp. 1970, § 1313); providing for approval of operating budget by the State Employees Group Health Board; providing lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1137—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the Office of the Governor-Division of Economic Opportunity and emergency.)

HB 1140—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

HB 1142—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

HB 1144—By Willis and Miskelly of the House and McSpadden and Hamilton 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 lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1151—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Petroleum Research Center and making an appropriation thereto; stating the purpose;

providing for the appointment and compensation of employees; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

REQUEST FOR LOBBY PERMIT

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

Leo Cravens, 323 East Madison, Oklahoma City, Oklahoma, representing Oklahoma Education Association.

COMMITTEE REPORT

The following Committee Report on Lobby Permits was submitted, read and declared adopted upon motion of Senator Berrong, 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:

Bradshaw, J. V.—3521 N. W. 64th, Oklahoma City, Associated Credit Bureaus of Oklahoma.

Bumpus, J. O.—617 East Bouse Drive, Midwest City, Oklahoma State School Boards Association.

Clark, O. W.—4918 South Waco, Tulsa, Oklahoma Operating Engineers.

Cooner, John O.—4701 N. W. 61st, Oklahoma City, Oklahoma Automobile Dealers Association.

Dank, David M.—117 Chevy Chase, Midwest City, Oklahoma Retail Merchants Association.

Daws, Mardell—6312 South Robinson, Oklahoma City, Fair Taxation Committee.

Freeny, Ellis—2324 N. W. 43rd, Oklahoma City, Oklahoma Cattlemen's Association.

Henderson, Kenneth R.—5917 N. W. 62nd, Oklahoma City, Democrat-Republican-Independent Voters Education.

Klinger, C. Sue—2708 N. W. 17th, Oklahoma City, Oklahoma State Nurses Association.

Lawter, Jack W.—5678 N. W. 39th, Oklahoma City, Association of Oklahoma Life Insurance Companies.

McDaniel, H. L.—7402 N. W. 23rd Apt. 100, Bethany, Democrat-Republican-Independent Voters Education.

Meyers, Leo E.—4908 N. W. 31st, Oklahoma City, Oklahoma Oil Marketers Association.

Miller, Andy T.—3244 N. W. 25th, Oklahoma City, Oklahoma State Firefighters Association.

Murphy, Charles H.—P. O. Box 395, Millerton, Democrat - Republican - Independent Voters Education.

Pegg, Mrs. Eulalie—1817 Meyers Place, Oklahoma City, Communications Workers of America.

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

Robinson, William J.—2200 N. W. 56th Terrace, Oklahoma City, American Mutual Insurance Alliance.

Thompson, Claud—839 North Tulsa, Oklahoma City, S A N E.

Watts, T. R.—801 N. W. 19th, Oklahoma City, Oklahoma City Chamber of Commerce.

Respectfully submitted,
Senator Ed Berrong, Vice-Chairman
Committee on Lobby Permits

PENDING SENATE ACTION

Upon motion of Senator Berrong, the Committee Report on Requests for Lobby Permits submitted January 27, 1971, was adopted and Permits ordered issued from the Office of the President Pro Tempore.

PENDING SENATE ACTION

HCR 1013 by Elder of the House and

Baldwin of the Senate was called up for consideration.

Senator Baldwin asked unanimous consent, which was granted, that all members of the Senate be shown as co-authors to **HCR 1013**.

HCR 1013 was read at length, adopted upon motion of Senator Baldwin, properly signed, and ordered returned to the Honorable House.

HCR 1014 by Elder of the House and Ham of the Senate was called up for consideration.

Senator Ham asked unanimous consent, which was granted, that all members of the Senate be shown as co-authors to **HCR 1014**.

HCR 1014 was read at length, adopted upon motion of Senator Ham, properly signed, and ordered returned to the Honorable House.

GENERAL ORDER

SJR 4 by Baggett of the Senate was read and considered.

Senators Birdsong, Graves, McSpadden, Rogers, Smith, Stipe, and Terrill asked to be made co-authors to **SJR 4**, which was the order.

Senator Baggett asked that Representative Cate of the House be shown as co-author to **SJR 4**, which was the order.

Senator Baggett moved to amend **SJR 4**, Page 4, Line 13, by striking the word "election" and substituting the words special election or the next statewide primary runoff election, whichever is earlier", which amendment was adopted.

Upon motion of Senator Baggett, **SJR 4** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SJR 4** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 4, as amended, was read for the third time at length, as follows:

SJR 4, as amended—by Baggett, Birdsong, Graves, McSpadden, Rogers, Smith, Stipe and Terrill of the Senate 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 providing for special election.

Be it resolved by the Senate and the House of Representatives of the First Session of the Thirty-Third 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, 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 SHALL 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 OR STATE OF THEIR PERMANENT RESIDENCE. No person shall be a qualified elector of this state who is adjudged guilty of a felony, SUBJECT TO SUCH EXCEPTIONS AS THE LEGISLATURE MAY PRESCRIBE NOR SHALL ANY PERSON BE A QUALIFIED ELECTOR OF THIS STATE 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 residences, 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 the date of the next statewide special election or the next statewide primary runoff election whichever is earlier, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in SECTION 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Hol-

den, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, Hamilton, Phillips.—3.

The Resolution was declared passed.

The question being, "Shall **SJR 4**, by Baggett 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 providing for 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 the date of the next statewide special election or the next statewide primary runoff election, whichever is earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized date of the next statewide special election or the next statewide primary runoff election, whichever is earlier, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Hamilton, Hargrave, Phillips.—4.

The Presiding Officer, in open session, declared that a constitutional two-thirds ma-

jority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 4, as amended, was ordered referred for engrossment.

GENERAL ORDER

SJR 2 by Baggett of the Senate and Spearman of the House was read and considered.

Upon motion of Senator Baggett, **SJR 2** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SJR 2** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 2, was read for the third time at length, as follows:

SJR 2, as amended—by Baggett of the Senate and Spearman of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; amending Article V of the Oklahoma Constitution by repealing Sections 11A, 11B, 11C, 11D, and 11E thereof which provide for legislative reapportionment by certain officers under certain circumstances and for supreme court review of their reapportionment orders; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the first session of the thirty-third 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 V of the Oklahoma Constitution:

Section 1. Sections 11A, 11B, 11C, 11D and 11E of Article V of the Oklahoma Constitution which now direct the Secretary of State, State Treasurer and Attor-

ney General to reapportion the membership of the State Legislature if the Legislature fails to adopt an apportionment within sixty (60) days after convening after each Federal Decennial Census and which provide for Oklahoma Supreme Court review of such reapportionment orders are hereby repealed.

SECTION 2. The ballot title for the proposed Constitutional Amendment shall be in the following form:

BALLOT TITLE

Legislative Referendum No. -----

State Question No. -----

THE GIST OF THE

PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment amending Article V of the Oklahoma Constitution by repealing Sections 11A, 11B, 11C, 11D and 11E thereof which now direct the Secretary of State, State Treasurer and Attorney General to reapportion the membership of the State Legislature if the Legislature fails to adopt an apportionment within sixty (60) days after convening after each Federal Decennial Census and which provide for Oklahoma Supreme Court review of such reapportionment orders 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 set forth in **SECTION 2** hereof, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the next ensuing statewide election, at which time 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 the State of Okla-

homa for their approval or rejection, as and in the manner provided by law.

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

Aye: Baggett, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—33.

Nay: Baldwin, Berrong, Boecher, Crow, Holden, Lane, McSpadden, Rogers, Stansberry, Williams.—10.

Excused: Bradley, Hargrave, Howard, Phillips, Stipe.—5.

The Resolution was declared passed.

The question being, "Shall **SJR 2**, by Baggett of the Senate and Spearman of the House entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; amending Article V of the Oklahoma Constitution by repealing Sections 11A, 11B, 11C, 11D, and 11E thereof which provide for legislative reapportionment by certain officers under certain circumstances and for supreme court review of their reapportionment orders; 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 at the next ensuing statewide election as provided in Section 4 of said Resolution which, Special Election is hereby ordered and authorized at the next ensuing statewide election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamil-

ton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—34.

Nay: Baldwin, Berrong, Boecher, Crow, Lane, McSpadden, Stansberry, Williams, Young.—9.

Excused: Bradley, Hargrave, Phillips, Porter, Stipe.—5.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 2, was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Breckinridge asked for consideration of the Hamilton motion to reconsider the vote by which **SB 48** was passed.

Senator Hamilton raised a point of order which was sustained, against the Breckinridge request, citing Rule 19-b.

GENERAL ORDER

SJR 7 by Baggett of the Senate was read and considered.

Upon motion of Senator Baggett, **SJR 7** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SJR 7** was considered engrossed and placed upon third reading and final passage.

President Pro Tempore Smith presiding.

THIRD READING

SJR 7 was read for the third time at length.

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

Aye: Baggett, Berrong, Breckinridge, Garrison, Grantham, Hargrave, Howard, Howell, Inhofe, Lamb, McCune, McGraw,

grossed and placed upon third reading and final passage.

THIRD READING

SB 9 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Nay: Baldwin, Breckinridge, Garrison, McCune, Martin, Medearis, Payne, Smalley, Stipe, Trent, Young.—11.

Excused: Baggett, Boecher, Bradley, Garrett.—4.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Nay: Baldwin, Breckinridge, Garrison, McCune, Martin, Medearis, Payne, Smalley, Stipe, Trent, Young.—11.

Excused: Baggett, Boecher, Bradley, Garrett.—4.

The emergency was declared passed.

SB 9 was referred for engrossment.

GENERAL ORDER

Senator Ham asked unanimous consent that **HB 1016** be withdrawn from the calendar and rereferred to the Committee on Judiciary, which was the order.

SB 22 by Keels was read and considered.

Senators Birdsong, Dahl, Howard, Lamb,

and Payne asked to be made co-authors to **SB 22**, which was the order.

Senator McGraw moved to amend **SB 22**, Page 4, Line 6, by inserting after the period a new Section 5 and renumbering the following sections, said Section 5 to read as follows: "No law enforcement official shall be allowed to carry a gun upon the campus of any such university, college, or school without the expressed consent of the head of such institution or his representative or the Governor of the State of Oklahoma", which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Birdsong, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Breckinridge, Crow, McGraw, Murphy, Smalley.—5.

Excused: Baggett, Boecher, Bradley, Garrett, Hargrave, Nichols, Porter, Rogers.—8.

Senator Berrong moved to amend **SB 22**, Page 2, Line 9, by adding after the word "institution, and before the word "any", the words "the normal and usual movement of faculty and duly enrolled students", which amendment was declared adopted.

Senator Stipe moved to amend **SB 22**, Page 2, Line 14, by striking after the word "exceed" and before the word "or" the words "Ten Thousand Dollars (\$10,000.00)" and insert in lieu thereof "One Hundred Thousand Dollars (\$100,000.00)", which amendment was tabled upon motion of Senator Keels.

Senator Stipe moved to amend **SB 22**, Page 2, Line 15, by striking after the word "exceed" and before the word "or" the word "ten (10)" and substituting therefor the words "one hundred (100)", which amendment was tabled upon motion of Senator Keels.

Senators Murphy and Smalley moved to amend **SB 22**, Page 4, Line 3, by inserting after the word "peace" and before the word "officers" the words "provided that the President or his representative of the university, college, or school shall have requested the police officers or sheriff and deputy sheriffs",

Senator Payne presiding.

Senator Smalley moved to amend the above amendment by removing therefrom "or sheriffs and deputy sheriffs", which amendment was adopted.

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

The vote occurring on the Murphy-Smalley amendment, as amended, it was declared failed of passage.

Upon motion of Senator Keels, **SB 22**, as amended, and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **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: Baggett, Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Breckinridge, McGraw, Murphy, Porter, Smalley, Smith, Stipe.—7.

Excused: Boecher, Bradley, Garrett, Garrison, Hargrave.—5.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Bird-

song, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Breckinridge, McGraw, Murphy, Porter, Smalley, Smith, Stipe.—7.

Excused: Boecher, Bradley, Garrett, Garrison, Hargrave.—5.

The emergency was declared passed.

SB 22 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Hamilton asked for consideration of his motion to reconsider the vote by which **SB 48** passed.

Senator Baggett moved to table the Hamilton motion, which motion failed of adoption, upon roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Garrison, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Medearis, Murphy, Phillips, Rogers, Smalley, Smith, Terrill.—20.

Nay: Berrong, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Lane, McSpadden, Martin, Miller, Nichols, Payne, Stansberry, Stipe, Taliaferro, Trent, Williams.—22.

Excused: Boecher, Bradley, Garrett, Hargrave, Porter, Young.—6.

The vote occurring on the Hamilton motion, the same was adopted upon roll call as follows:

Aye: Berrong, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Lane, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Stansberry, Stipe, Taliaferro, Trent, Williams, Young.—25.

Nay: Baggett, Baldwin, Birdsong, Breckinridge, Garrison, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Mc-

Graw, Murphy, Phillips, Rogers, Smalley, Smith, Terrill.—19.

Excused: Boecher, Bradley, Garrett, Hargrave.—4.

Senator Hamilton asked that **SB 48** be rereferred to Education-Common.

Senator Baggett, as a substitute therefor, asked that **SB 48** be stricken from the calendar, which motion prevailed.

RESOLUTION

By unanimous consent, **SR 6** by Smalley was introduced.

Senator Smalley asked that all members of the Senate be made co-authors thereto, which was the order.

SR 6, as co-authored, was read at length as follows, adopted upon motion of Senator Smalley, and ordered referred for enrollment.

SR 6—By Smalley, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Senate Resolution commending Dr. Eugene O. Kuntz of Norman for his service as Vice Chairman of the Special Committee on Tax Revision; noting his many achievements and contributions to the State of Oklahoma; and directing distribution.

WHEREAS, Dr. Eugene O. Kuntz of Norman has served the State of Oklahoma capably and efficiently as Vice Chairman of the Special Committee on Tax Revision; and

WHEREAS, he has brought to this work an understanding and depth of knowledge acquired through many years of service as a scholar in the College of Law of the University of Oklahoma; and

WHEREAS, his dedication and interest in the work of the Special Committee

throughout the 1970 Interim have provided inspiration and guidance to his fellow Committee members; and

WHEREAS, his extensive knowledge of our tax laws and their relationship to vital segments of the economy, as demonstrated in his treatise *KUNTZ ON OIL AND GAS*, and other writings, has proven invaluable to the Legislature; and

WHEREAS, he has contributed generously and unselfishly of his time and effort throughout the duration of the Committee's study while serving simultaneously as Professor and Acting Dean of the College of Law of the University of Oklahoma; and

WHEREAS, it is fitting and proper that the Oklahoma Senate accord recognition to Dr. Kuntz for his achievements and officially commend and applaud him for his many contributions to the Legislature and to the people of this State.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the 1st Session of the 33rd Oklahoma Legislature does hereby commend and applaud Dr. Eugene O. Kuntz of Norman for his many achievements and particularly for his service as Vice Chairman of the Special Committee on Tax Revision.

SECTION 2. A duly authenticated copy of this resolution shall be prepared and transmitted to Dr. Eugene O. Kuntz.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1080—By Finch, Abbott, Boatner, Cotner, Draper, Elder, Harper, Kamas, Kennedy, Whorton, Wickersham, Williamson, Wynn, Robinson, Harrison and Gooden of the House and Murphy of the Senate—An Act relating to the Corporation Commission; amending 17 O.S. 1961, § 151; exempting nonprofit water and sewer corporations from jurisdiction of Corporation Commission and declaring same not

a public utility; providing for severability; and declaring an emergency.

HB 1099—By Ford, McCune, Spearman and Taggart—An Act relating to legislative districts; amending Sections 1 and 3, Chapter 142, O.S.L. 1967 (14 O.S. Supp. 1970, §§ 80 and 108); providing qualifications for candidates to the State Senate and House of Representatives; and permitting members whose districts are changed by reapportionment to change residence and become qualified for reelection without vacating their existing office.

HB 1157—By Abbott, Cate, Musgrave, Ferguson, Clemons, York, Coffin, Duke, Sanders, Conaghan, Davis, Draper, Hancock, Lindstrom and Williamson of the House and Terrill and Miller of the Senate—An Act relating to schools; amending Section 5 of Chapter 157, O.S.L. 1969, as amended by Section 3 of Chapter 176, O.S.L. 1970 (70 O.S. Supp. 1970, § 17-105), pertaining to the Teacher's Retirement System; providing for cost of living increases on monthly retirement benefits for certain members of the Retirement System for certain specified years and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1016—By Lindstrom, et al, of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution memorializing the passing of the Honorable Delmer Dee Raibourn; expressing the feeling of the Legislature concerning his accomplishments and contributions; and directing distribution.

HCR 1016 by Lindstrom of the House and Taliaferro and Terrill of the Senate was called up for consideration.

Senator Taliaferro asked unanimous consent, which was granted, that all members of the Senate be shown as co-authors to **HCR 1016**.

HCR 1016 was read at length, adopted upon motion of Senator Taliaferro, properly signed, and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 1**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 3** as co-authored by Wayland of the House and **SCR 4**.

The above numbered Bills and/or Resolutions were referred for enrollment.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1013** and **1014**.

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

Senator Payne presiding.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Wednesday, February 3, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, February 3, 1971, at 1:00 o'clock P.M.

Sixteenth Legislative Day

Wednesday, February 3, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—40.

Excused: Berrong, Boecher, Bradley, Ferrell, Hargrave, Murphy, Porter, Young.—8.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator McCune:

Our Heavenly Father, how timely and timeless is the ancient prayer of David. We would pray it anew today: "O Lord, Thou hast searched me and known me. Thou knowest my downsitting and my uprising, Thou understandest my thought afar off. Thou compassed my path and my lying down, and art acquainted with all my ways.

Thou hast beset me behind and before, and laid Thine hand upon me.

Whither shall I go from Thy spirit? Or whither shall I flee from Thy presence?

Search me, O God, and know my heart; try me, and know my thoughts: and see if there be any wicked way in me, and lead me in the way everlasting". Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 51—Judiciary.

REQUEST FOR LOBBY PERMIT

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

James G. Hamill, 4632 N.W. 34 St., Oklahoma City, Oklahoma, representing The City of Oklahoma City.

CITATIONS

Upon motion of Senator Martin, it was the order of the Senate that a Citation of Congratulations be issued to Al Sadler, Jaycee President in Ardmore, Oklahoma for being awarded Jaycee's "Distinguished Service Award".

Upon motion of Senator Crow, it was the order of the Senate that a Citation of Congratulations be issued to Miss Stefani Rodda, Altus, Oklahoma who will be installed as Worthy Advisor, Rainbow Order—Eastern Star, May, 1971.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

Senator Payne presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 9 and 22 were each correctly engrossed.

SR 6 and **SJR 1** were each correctly enrolled.

Engrossed **SBs 9** and **22** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 6** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SJR 1** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Smith presiding.

FIRST READING

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

SB 131—By Crow, Williams, Capps, Field, Lane and Trent—An Act relating to schools; amending 70 O.S. 1961, § 2A-4, as last amended by Section 1, Chapter 87, O.S.L. 1969 (70 O.S. Supp. 1970, § 2A-4), to provide probationary accreditation to certain high schools for periods of one year to enable said schools to increase their average daily attendance; and declaring an emergency.

SB 132—By Holden and Smith—An Act relating to the State Fire Marshal Commission; amending Section 3, Chapter 257, O.S.L. 1965 (74 O.S. Supp. 1970, § 324.3); providing for compensation and expenses of Commission members; and declaring an emergency.

SECOND READING

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

SB 123—Committee on Rules.

SB 124—Revenue and Taxation.

SB 125—State and Federal Government.

SB 126—Revenue and Taxation.

SB 127—Judiciary.

SB 128—Judiciary.

SB 129—Revenue and Taxation.

SB 130—Social Welfare.

HB 1080—Commerce.

HB 1099—Committee on Rules.

HB 1157—Education - Common.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1022—By Kennedy, McCune, Sandlin and Draper—An Act relating to criminal procedure; withdrawing authorization for suspending a judgment and sentence after an appeal thereof; repealing Section 1, Chapter 160, O.S.L. 1965 (22 O.S. Supp. 1970, § 994); and declaring an emergency.

HB 1045—By McCune and Riggs—An Act relating to courts; providing for removal of a Section from the Statutes because the provisions thereof are covered by the subsequently enacted Section 1, Chapter 319, O.S.L. 1969, as amended by Section 1, Chapter 202, O.S.L. 1970 (20 O.S. Supp. 1970, § 104); repealing Section 2 of Chapter 358, O.S.L. 1967 (20 O.S. Supp. 1970, § 105.1).

HB 1047—By McCune and Riggs—An Act relating to clerks of courts; providing for the deletion of an obsolete Section from the Statutes; repealing 19 O.S. 1961, § 221.

HB 1053—By McCune—An Act relating to elections; amending Section 1, Chapter 116, O.S.L. 1970 (26 O.S. Supp. 1970, § 1621), providing that judicial districts and county residence requirements for District Judge candidates shall remain as presently constituted by Statute; that each District Judge candidate shall run in the entire judicial district in the primary election; and prescribing a one-year county residence requirement for judicial candidates; and declaring an emergency.

HB 1096—By Poulos and Atkins of the House and Howard of the Senate—An Act relating to Community Social Service Centers; amending Section 3, Chapter 211, O.S.L. 1967 (63 O.S. Supp. 1970, § 2053); broadening the definition of "Community"; authorizing the building of such service centers on land leased from a govern-

mental agency; and declaring an emergency.

HB 1162—By Coffin of the House and Boecher of the Senate—An Act relating to the militia; amending 44 O.S. 1961, § 24; authorizing the appointment of adjutant General; prescribing qualifications; allowing appointee who was a federally recognized officer of the Oklahoma and United States National Guard within last five years as eligible; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

RESOLUTIONS

President Pro Tempore Smith introduced **SR 7**.

SR 7 was read at length as follows, adopted upon motion of President Pro Tempore Smith, and ordered referred for enrollment:

SR 7—By Smith—A Resolution designating Monday, March 22, 1971, as Senate Memorial Day; directing that certain named officers be invited to participate in Memorial Services; authorizing the appointment of a special committee to make necessary arrangements for such occasion.

WHEREAS, March 20, 1961, was designated by the Oklahoma State Senate of the Twenty-eighth Session of the Oklahoma Legislature as Senate Memorial Day; and

WHEREAS, the Senate did at that time invite all living members of the State Senate and former members, Lieutenant Governor and former Lieutenant Governors, Governor and former Governors to attend said Memorial Service and festivities; and

WHEREAS, a period of ten years is about to elapse since the day of the last Memorial Day; and

WHEREAS, it is both fitting and proper that an appropriate committee should be appointed by the President Pro Tempore of the Senate for the purpose of making

arrangements in regard to this occasion in order that a proper service in memory of the deceased members of the State Senate, deceased Lieutenant Governors and deceased Governors of the State may be held; and

WHEREAS, March 22, 1971, is a Legislative day in this the First Session of the Thirty-third Oklahoma Legislature; and

WHEREAS, it will be a suitable and fitting tribute to those members of the Senate, Lieutenant Governors and Governors of this Great State who have passed on to their reward if this Legislative Body designates another Memorial Day during this Session of the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. That Monday, March 22, 1971, be set aside as Senate Memorial Day and that on said day proper tribute and respect be paid to the memory of deceased members of the Oklahoma State Senate, deceased Lieutenant Governors and deceased Governors, and paying honor and respect to the living former members of the State Senate, living former Lieutenant Governors and living former Governors.

SECTION 2. That on Monday, March 22, 1971, the Oklahoma State Senate hold the proper Memorial Service for those who have passed to their final reward during the intervening ten-year period and that each living officer so named above be invited to participate therein and be guests of this Body for said occasion.

SECTION 3. That the President Pro Tempore of the Oklahoma State Senate be authorized to appoint a committee from the membership of this Body for the purpose of making all necessary arrangements in regard to said occasion.

COMMITTEE APPOINTMENT

As provided under **SR 7**, President Pro Tempore Smith appointed a special committee, the membership of which is as follows: Chairman—Senator Rogers. Senators Field, Ham, Garrison and Nichols were appointed members thereof. The Reverend Joe Dickens was appointed *ex-officio* member.

By unanimous consent, upon request of Senator Nichols, **SR 8** was introduced.

Senator Payne asked that all members of the Senate, with the exception of Senators Garrison and Stipe, be shown as co-authors of **SR 8**, which was the order.

SR 8, as co-authored, was read at length, adopted upon motion of Senator Nichols and ordered referred for enrollment:

SR 8—By Nichols, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young—A Resolution expressing appreciation and gratitude to Senators Gene Stipe and Denzil D. Garrison for their efforts in defense of Marine Private Randy Herrod, of Calvin, Oklahoma; commending Senators Stipe and Garrison for their unselfish and unstinting pursuit of the ideals of justice and fair play; and directing distribution of copies of this resolution.

WHEREAS, Senators Gene Stipe and Denzil D. Garrison, at considerable sacrifice of time, money and effort and at great personal risk, undertook in the spring of 1970 the seemingly hopeless task of defending a young Oklahoma serviceman, Marine Private Randy Herrod, of Calvin, Oklahoma, who, although awarded the Silver Star for gallantry in the Vietnamese conflict, had subsequently been charged, along with several of his Marine

comrades, in the deaths of Vietnamese civilians in a combat action near Da Nang, South Vietnam, on February 19, 1970; and

WHEREAS, in the wake of reactions to the earlier My Lai incident by various segments of the public as well as the military establishment, Senators Stipe and Garrison perceived their mission as one of securing to their client, a decorated fellow Oklahoman, justice and fair play at a time when the climate of popular opinion militated against the attainment of such ideals for members of the armed forces serving in the Vietnamese conflict; and

WHEREAS, during the course of defending Private Herrod, Senator Stipe journeyed to South Vietnam on three separate occasions, in April, June and August, 1970: in April, he was joined by Private Herrod's grandfather, Mr. Alvin Self, of Holdenville; in June, he was accompanied by Senator Garrison; and in August, by Senator Garrison and fellow defense attorneys Mr. Harry Palmer, Jr., Oklahoma City and Mr. Dick Miller, II, Poteau; and by Dr. Hayden H. Donahue, Norman; and

WHEREAS, guided by the conviction that a wrong was being committed against a young Oklahoma serviceman endeavoring only to carry out his sworn duties as a member of the fighting forces of his nation, Senators Stipe and Garrison spent long days and nights in a hazardous combat situation in order to gather evidence and prepare their client's defense; and

WHEREAS, despite ever-present dangers from enemy cannons, mortars, snipers and infiltrators; a less than cooperative attitude on the part of Private Herrod's accusers; and living and working in disease-ridden, primitive conditions, Senators Stipe and Garrison constructed a brilliant and successful defense to the charges against their client, their efforts culminating in an acquittal of all charges, and

WHEREAS, convinced that the controversies surrounding the United States' involvement in the Vietnam conflict were

contributing to an increasing demoralization of American armed forces personnel serving in that conflict, Senators Stipe and Garrison, in their defense of Private Herrod, sought to reassure America's fighting men of their nation's moral support and to allay fears that performance of the very duties for which they had been prepared would not later become the basis for criminal charges brought, possibly, to assuage guilt feelings among decision makers far removed from the actual horrors of the battlefield, where split second decisions are made in terms of official battle plans and the concept of self-preservation; and

WHEREAS, for having reassured one lone individual in his hour of desperate need that he was not alone, that he was not defenseless, and that there were those who cared, Senators Stipe and Garrison deserve the commendation and lasting gratitude of this body and the people of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. That Senators Gene Stipe and Denzil D. Garrison be and hereby are officially commended for their unselfish and untiring dedication to the ideals of justice and fair play in their defense of charges against Marine Private Randy Herrod, of Calvin, Oklahoma, and, simultaneously, the defense of all American servicemen bearing arms for their country in a time of conflict.

SECTION 2. That Senators Stipe and Garrison deserve the appreciation and gratitude of the people of this state for the personal sacrifices made and risks taken in their efforts to demonstrate, in the apparent case of one lone individual ranged against the system, the reality of the American ideals of justice and fair play.

SECTION 3. That those other Oklahomans participating in the defense of Private Herrod, including Mr. Harry Pal-

mer, Jr., Oklahoma City; Mr. Dick Miller, II, Poteau; and Dr. Hayden H. Donahue, Norman, be and hereby are commended for their contributions to the successful defense of the charges against Private Herrod.

SECTION 4. That duly authenticated copies of this Resolution be presented personally to Senators Stipe and Garrison as a measure of the esteem of their colleagues and fellow citizens; and that copies be forwarded to Mr. Palmer, Mr. Miller and Dr. Donahue.

GENERAL ORDER

Senator Terrill asked unanimous consent that **SB 43** be rereferred to the Committee on Education-Common, which was the order.

SB 58 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

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, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—39.

Excused: Berrong, Boecher, Bradley, Ferrell, Hargrave, Inhofe, Murphy, Porter, Young.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—39.

Excused: Berrong, Boecher, Bradley, Ferrell, Hargrave, Inhofe, Murphy, Porter, Young.—9.

The emergency was declared passed.

SB 58 was referred for engrossment.

GENERAL ORDER

SB 68 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 68** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 68** was considered engrossed and placed upon third reading and final passage.

SB 68 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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Nay: McCune.—1.

Excused: Berrong, Boecher, Bradley, Ferrell, Hargrave, Inhofe, Murphy, Nichols, Porter, Trent, Young.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—36.

Nay: McCune.—1.

Excused: Berrong, Boecher, Bradley, Ferrell, Hargrave, Inhofe, Murphy, Nichols, Porter, Trent, Young.—11.

The emergency was declared passed.

SB 68 was referred for engrossment.

Senators Murphy and Berrong asked to be shown present, which was the order.

Senators Ferrell and Porter asked to be shown present, which was the order.

GENERAL ORDER

SB 7 by Grantham, Luton, and Lamb of the Senate and Boettcher of the House was read and considered.

Upon motion of Senator Grantham, **SB 7** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—43.

Excused: Boecher, Bradley, Hamilton, Hargrave, Young.—5.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—43.

Excused: Boecher, Bradley, Hamilton, Hargrave, Young.—5.

The emergency was declared passed.

SB 7 was referred for engrossment.

GENERAL ORDER

SB 111 by Grantham of the Senate and Boettcher of the House was read and considered.

Upon motion of Senator Grantham, SB 111 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 111 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 111 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Stansberry, Taliaferro, Terrill, Williams.—34.

Nay: Lamb, Lane, Rogers, Smalley, Smith, Stipe.—6.

Excused: Boecher, Bradley, Ham, Hargrave, Nichols, Phillips, Trent, Young.—8.

The bill was declared passed.

SB 111 was referred for engrossment.

GENERAL ORDER

SB 110 by Grantham of the Senate and Boettcher of the House was read and considered.

Senator Payne presiding.

Senator Baggett moved to amend SB 110, Page 3, Line 4, through Page 4, Line 2, by striking all language from Line 4 on Page 3 through Line 2 on Page 4, which amendment was adopted.

Upon motion of Senator Grantham, SB 110 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 110 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: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—37.

Nay: Graves.—1.

Excused: Birdsong, Boecher, Bradley, Ham, Hargrave, Howard, Murphy, Phillips, Rogers, Young.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Smalley, Smith, Stans-

berry, Stipe, Taliaferro, Terrill, Trent, Williams.—37.

Nay: Graves.—1.

Excused: Birdsong, Boecher, Bradley, Ham, Hargrave, Howard, Murphy, Phillips, Rogers, Young.—10.

The emergency was declared passed.

SB 110 was referred for engrossment.

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.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration:

HCR 1015—By Boren and Boettcher—A Concurrent Resolution petitioning Congress to call a convention for the purpose

of proposing an amendment to the Constitution of the United States.

Senator Terrill asked unanimous consent that **HCR 1015** be referred to the Committee on Constitutional Revision and Redistricting, which was the order.

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

*

The Senate reassembled in open session, with Senator Payne presiding.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Thursday, February 4, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, February 4, 1971, at 1:00 o'clock P.M.

Seventeenth Legislative Day

Thursday, February 4, 1971

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

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Boecher, Bradley, Hargrave, McGraw, Phillips, Porter.—7.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator McCune:

Our Heavenly Father, teach us the value of time for time is life. As David served his generation, may we serve our generation. The past is history and cannot be changed. The future is prophecy and beyond our reach. Ours is the now of being and doing. We must be keenly conscious that God is observing with lively interest what we are doing now. May we satisfy the expectations of our God in what we do now. In Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following communication was read

and is incorporated herein upon the unanimous consent request of Senator Terrill:

The USA Salutes the USO

30 Years Keeping Faith

With Our Military Youth — USO

1941-1971

Today, February 4 makes the 30th Anniversary of the founding of the United Service Organizations, Inc. USO was an experiment. An experiment in meeting a widespread need for services to our young men and women in the Armed Forces. An experiment in making national resources available where needs were most urgent. An experiment in community relationships. An experiment in collaboration between organizations. An experiment in organization itself. USO was formed as an agency through which the people of this nation may, in peace and war, serve the religious, spiritual, social, welfare, educational and entertainment needs of the men and women in our Armed Forces within and without the territorial limits of the United States and in general to contribute to the maintenance of morale in American communities.

The generous financial support of the public and its tireless personal dedication and involvement as volunteers in all aspects of USO's organization and program have written an unparalleled chapter in the chronicles of a nation's concern for its loved ones.

Because thousands of Oklahomans have benefited from this service throughout these 30 years, I, Al Terrill, member of the Senate of the State of Oklahoma, pro-

pose that this body send congratulations and best wishes to the USO on the occasion of its 30th anniversary, and that we urge the citizens of this state to support USO in whatever way possible. We thereby, show our concern for the young men and women from Oklahoma dutifully serving this nation in the military service across the United States and throughout the world.

CITATION

Upon motion of Senator Terrill, it was the order of the Senate that a Citation of Commendation be issued to The USO on the occasion of its 30th anniversary.

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

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 76—Appropriations and Budget.

SB 77—Appropriations and Budget, co-authored by Senator Inhofe.

DO PASS, as amended:

SB 90—Appropriations and Budget.

SB 91—Appropriations and Budget, co-authored by Senator Inhofe.

SB 101—Soil and Water Resources.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 7, 58, 68, 110 and 111 each correctly engrossed.

SRs 7 and 8 and SCRs 3 and 4 each correctly enrolled.

Engrossed **SBs 7, 58, 68, 110 and 111** were each properly signed and ordered transmitted to the Honorable House for consideration.

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

Enrolled **SCRs 3 and 4** were properly signed and ordered transmitted to the

Honorable House for the signature of the Speaker.

FIRST READING

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

SB 133—By Hamilton of the Senate and Sullivan of the House—An Act relating to insurance; amending 36 O.S. 1961, § 1004, as amended by Section 2, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, § 1004); providing for certain filings by insurers; requiring certain rating organizations to file schedules and classifications; providing procedures applicable to classification changes; and declaring an emergency.

SB 134—By Luton—An Act relating to probate procedure; repealing 58 O.S. 1961, § 172.

SB 135—By Stipe—An Act relating to initiative and referendum petitions; making it unlawful for any person or entity to pay, give or receive anything of value, or cause the same to be paid, given or received, for services in procuring petitions to be circulated to change the constitution or laws of the state; providing pamphlets containing petitions obtained in violation of the Act's provisions shall be ruled invalid; fixing penalty for violation of Section 1 of the Act; providing for codification; and declaring an emergency.

SB 136—By Berrong—An Act relating to reinsurance by domestic insurers providing requirements with respect to contents; restricting cancellation and modification of reinsurance agreements; requiring filing of reinsurance contracts with the Insurance Commissioner; establishing effective date; directing codification.

SECOND READING

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

SB 131—Education-Common.

SB 132—Municipal Government.

HB 1022—Judiciary.

HB 1045—Judiciary.

HB 1047—Judiciary.

HB 1053—Judiciary.

HB 1096—Social Welfare.

HB 1162—Public and Mental Health.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1085—By Davis and Privett—An Act relating to the statutes of the State of Oklahoma; authorizing and empowering the West Publishing Company of St. Paul, Minnesota, to compile and annotate the Oklahoma Statutes 1971 in four-volume sets; providing for the approval of said Statutes by the Justices of the Supreme Court of the State of Oklahoma; authorizing, empowering and directing the President Pro Tempore of the Senate and the Speaker of the House of Representatives to purchase from the West Publishing Company two thousand (2,000) sets of such Statutes when same have been approved by the Justices of the Supreme Court at the price of seventy-five dollars (\$75.00) per set, and directing source of funds to be used in making said purchase; providing for distribution of said Statutes; declaring said Statutes to be the official Statutes and general and public laws of the State of Oklahoma after the approval thereof by the Justices of the Supreme Court; excepting certain laws from the operation hereof; making the provisions of this Act severable; repealing all laws or parts of laws in conflict herewith; and declaring an emergency.

HB 1114—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the Office of the Governor and making appropriations thereto; and emergency).

HB 1120—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Attorney General and making an appropriation thereto; stating the purpose; providing that the Attorney General shall fix the duties and compensation

of employees; providing lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1130—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the Office of the Oklahoma Historical Society and making appropriations thereto; and emergency).

HB 1139—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(An Act relating to the State Bureau of Investigation and making an appropriation thereto; and emergency).

HB 1141—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

HB 1147—By Willis and Miskelly of the House and McSpadden and Hamilton 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 for compensation of members of the Securities Commission; providing lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1150—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Soil Conservation Board and making appropriations thereto; stating the purpose; 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; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

RESOLUTIONS

President Pro Tempore Smith introduced **SR 9**.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors to **SR 9**, which was granted.

SR 9 was read at length as follows, adopted upon motion of President Pro Tempore Smith, and ordered referred for enrollment:

SR 9—By Smith, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A resolution commending members of county and precinct election boards for their service in conducting and supervising elections; and directing distribution.

WHEREAS, members of county and precinct election boards have rendered outstanding service to the State of Oklahoma and to their respective 77 counties; and

WHEREAS, these same members have worked long hours with little acknowledgment or recognition by the public; and

WHEREAS, these same members have distinguished themselves by conducting elections with honesty, efficiency and accuracy; and

WHEREAS, in the first recount of a statewide general election in November, 1970, the margin of error was less than one-tenth of one percent; and

WHEREAS, it is appropriate for the Oklahoma Senate officially to express its commendation and gratitude for the outstanding record achieved by these election workers.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the 1st Session of the 33rd Oklahoma Legislature hereby commends members of county and precinct election boards for their noteworthy record of achievement and distinguished service to their fellow Oklahomans in conducting and supervising elections.

SECTION 2. Duly authorized copies of this Resolution shall be transmitted to the secretaries of the county election boards in all 77 counties of Oklahoma.

SCR 5 by Miller of the Senate and Abbott of the House was introduced and read as follows:

A Concurrent Resolution Commending and Congratulating the 1970 Ada High School "Cougars" and their Coaching Staff for winning the State Class 3A Football Championship; and Directing Distribution.

SCR 5 was read at length, adopted upon motion of Senator Miller and ordered referred for engrossment.

SCR 6 by Luton and Baggett was introduced and read as follows:

SCR 6—By Luton and Baggett—A Concurrent Resolution relating to interim study by the State Legislative Council; directing the Executive Committee of said Council to create a special committee or refer to an appropriate standing committee the assignment of studying state governmental organization and operations with recommendations for achieving maximum efficiency and economy; directing cooperation of departments, agencies and other entities of Government; authorizing said Executive Committee to accept private and governmental funds and to contract for the services of private consulting firms and governmental agencies; and requiring a report of findings and recom-

mendations for submission to the 2nd Session of the 33rd Legislature.

Senators Ferrell, Keels and Nichols asked to be shown as co-authors to **SCR 6**, which was the order.

Senator Luton asked unanimous consent that **SCR 6** be deferred for further consideration and xeroxed with a copy to go to each member of the Senate for their use.

GENERAL ORDER

SB 54 by Young was read and considered.

Senator Lamb asked that be be shown as co-author to **SB 54**, which was the order.

Senator Stipe asked unanimous consent that consideration of **SB 54** be deferred, which was granted.

SB 51 by Grantham of the Senate and Boettcher of the House was read and considered.

Senator Smalley moved to amend **SB 51**, Page 1 by amending the title to conform to the bill by striking the words therefrom: "And Providing Effective Date", which amendment was adopted.

Senator Rogers moved to amend **SB 51**, Page 2, Line 14, by changing the period after the word "law" to a semi-colon and adding the following: "or, if service shall be by certified mail, the court clerk shall show on his certification of service the day when service by mail was receipted", which amendment was adopted.

Senator Rogers moved to amend **SB 51**, Page 9, Line 12 by changing the colon to a comma and adding the following: "and receipt thereof on the dates shown" and adding a new column on Line 13 entitled "Date Receipted", which amendment was adopted.

Upon motion of Senator Grantham, **SB 51** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **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: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—34.

Excused: Baldwin, Boecher, Bradley, Dahl, Ferrell, Graves, Hargrave, McGraw, Miller, Nichols, Phillips, Porter, Trent, Young.—14.

The bill was declared passed.

SB 51 was referred for engrossment.

GENERAL ORDER

SB 103 by Berrong and Rogers of the Senate and Stratton of the House was read and considered.

Upon motion of Senator Berrong, **SB 103** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **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, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—33.

Excused: Baldwin, Boecher, Bradley, Dahl, Ferrell, Graves, Hargrave, Keels, McGraw, Miller, Nichols, Phillips, Porter, Trent, Young.—15.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—33.

Excused: Baldwin, Boecher, Bradley, Dahl, Ferrell, Graves, Hargrave, Keels, McGraw, Miller, Nichols, Phillips, Porter, Trent, Young.—15.

The emergency was declared passed.

SB 103 was referred for engrossment.

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 Howard presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senators Terrill and Taliaferro, advised and consented to the confirmation of the executive nomination of CHARLES D. PAYNE, Lawton, Oklahoma,

to serve the remainder of an eight (8) year term ending February 15, 1973, as a member of the State Highway Commission, District Six (6), effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Hamilton, advised and consented to the confirmation of the executive nomination of BENNY L. KLUTTS, Poteau, Oklahoma, to serve the remainder of an eight (8) year term ending February 15, 1975, as a member of the State Highway Commission, District Three (3), effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Stansberry, advised and consented to the confirmation of the executive nomination of C. HUBERT GRAGG, Oklahoma City, Oklahoma, to serve the remainder of an eight (8) year term, ending February 15, 1971, as a member of the State Highway Commission District Five (5), effective upon Senate Confirmation.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, February 8, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, February 8, 1971, at 1:00 o'clock P.M.

Eighteenth Legislative Day

Monday, February 8, 1971

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

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—44.

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

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Wayne L. Estus, First Christian Church, Durant, Oklahoma, and incorporated upon request of Senator Trent.

Almighty God, creator of all things, giver of every good and perfect gift, hear us this day as we seek Thy blessing upon our deliberations.

We acknowledge before Thee our shortcomings, our selfishness, our smugness, and our pride. Forgive us wherein we have come short of Thy will for us and for our State and for our Nation.

Create within us clean hearts, and renew right spirits, that we may do better and be better. Forgive us our forgetfulness of the State of Oklahomas sore need and our contentment with things as they

are. Guide these Senators who lead us this day. Forbid God, that any of us here should add to the problems of the hour, but rather resolve, by Thy help, to become part of the answer, so help us, God.

For Jesus Sake, Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

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

David Bickham, 215 E. 6th St., Edmond, Oklahoma, representing Oklahoma State Medical Association.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 51 and 103 and SCR 5 were each correctly engrossed.

SR 9 was correctly enrolled.

Engrossed **SBs 51 and 103 and SCR 5** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 9** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

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

SB 137—By Howard—An Act relating to cities and towns; prohibiting assessments against land located in the area of certain street widening projects; providing exceptions; prohibiting collection of certain as-

sessments and sale of certain bonds; and declaring an emergency.

SB 138—By Hargrave—An Act relating to revenue and taxation; amending Section 2405 of Section 2, Chapter 501, O.S.L. 1965 (68 O.S. Supp. 1970, § 2405); providing additional personal property exemption of eight hundred dollars for veterans who have reached age seventy-two; amending Section 2407 of Section 2, Chapter 501, O.S.L. 1965 (68 O.S. Supp. 1970, § 2407) providing additional homestead exemption of one thousand dollars for veterans who have reached age seventy-two; and declaring an emergency.

SB 139—By Baggett, Miller, Terrill, Crow and Breckinridge—An Act relating to schools; enacting the Oklahoma School Testing Act of 1971 stating objectives; defining terms; providing powers and duties of the State Board of Education; providing for testing programs; providing for content course evaluation; providing for severability; and declaring an emergency.

SB 140—By Martin of Senate and Monks and Huddleston of House—An Act relating to crimes and punishments; prohibiting the placing, hoisting, raising or displaying of certain flags upon or over the State Capitol Building Grounds; prescribing punishment for violations; and declaring an emergency.

SB 141—By Keels and Bridsong of the Senate and York of the House—An Act relating to county officers; providing for the purchase of liability insurance by elected county officers; providing for coverage; and declaring an emergency.

SB 142—By Rogers—An Act relating to appellate procedure; providing the names of parties to appeals shall remain in the same position as in the Trial Court and not be reversed in position in the Appellate Court.

SB 143—By Lane—An Act relating to Forestry; providing an Oklahoma Forestry code; defining terms; providing powers and duties of the State Board of Agriculture, the Forestry Division and the Director of Forestry; providing for organiza-

tion of Forest Fire Protection areas and providing for road crews; prohibiting certain Acts relating to burning; providing for civil liability; providing rewards; providing for acquisition, use and disposition of lands by the Board; providing for the planning, care and management of forests; prohibiting certain Acts relating to removing and cutting down trees; providing for Arbor Day; providing State Tree; repealing 2 O.S. 1961, §§ 492, 495, 496, 497, 498, 741 through 748, Section 1, Chapter 168, O.S.L. 1968 (2 O.S. Supp. 1970, § 749); 21 O.S. 1961, §§ 1395, 1396, as amended by Section 1, Chapter 317, O.S.L. 1963 (21 O.S. Supp. 1970, § 1396), 21 O.S. 1961, §§ 1397 through 1400, and 1769; 25 O.S. 1961, § 97; 50 O.S. 1961, §§ 18 and 19; 70 O.S. 1961, § 20-4; and 74 O.S. 1961, §§ 353.1 through 353.16 and §§ 355.1 through 355.6; renumbering 74 O.S. 1961, §§ 354.1 through 354.5; providing effect of headings; providing severability; and declaring an emergency.

SB 144—By Crow—An Act relating to Higher Education; providing for the appropriation of funds to the Oklahoma State Regents for Higher Education for expansion of the Televised instruction System; making provisions nonfiscal; and declaring an emergency.

SB 145—By Stipe—An Act relating to State Officers and Employees; stating policy; defining terms; providing for collective bargaining for employees in the Public Sector and employees in Nonprofit institutions financially aided from public funds; providing for what constitutes unfair labor practices and the procedure for asserting and determining the same; providing for employee representatives and election thereof; providing for appeal; providing for enforcement of written collective bargaining agreements; creating the public employee relations board with certain duties, responsibilities and powers; providing procedure for mediation and fact-finding; providing severability; and declaring an emergency.

SB 146—By Murphy—An Act relating to

water and water rights; amending Section 2, Chapter 170, O.S.L. 1967 (82 O.S. Supp. 1970, § 922); providing credit against income tax liability limited to the cost of installation of waste treatment facilities; allowing such credit in milk and meat production of livestock and poultry production.

SECOND READING

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

SB 133—Committee on Rules.

SB 134—Judiciary.

SB 135—Constitutional Revision and Redistricting.

SB 136—Insurance.

HB 1085—Committee on Rules.

HB 1114—Appropriations and Budget.

HB 1120—Appropriations and Budget.

HB 1130—Appropriations and Budget.

HB 1139—Appropriations and Budget.

HB 1141—Appropriations and Budget.

HB 1147—Appropriations and Budget.

HB 1150—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1127—By Willis, Miskelly and Davis of the House and McSpadden and Hamilton of the Senate—(Public Education; and Emergency.)

HB 1136—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Oklahoma Department of Veterans Affairs, the Oklahoma Veterans Center, Sulphur, Oklahoma, The Oklahoma Veterans Center, Ardmore, Oklahoma, and the Oklahoma War Veterans Commission and making appropriations thereto; stating the purpose; providing for transfer of funds; making an appropriation from the War Veterans Commission revolving fund and stating the purpose; providing for administration of af-

fairs of the Department of Veterans Affairs, 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; and declaring an emergency.

HB 1143—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(State Highway Department and emergency.)

HB 1145—By Willis and Miskelly of the House and McSpadden and Hamilton 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; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

RESOLUTIONS

Senator Terrill introduced **SCR 7** which was read at length, adopted upon his motion and ordered referred for engrossment.

SCR 7—By Terrill and Smith of the Senate and Abbott of the House—A Concurrent Resolution directing the Oklahoma Education Commission to study the feasibility of establishing a self-insurance program on state-owned buildings; report their findings to the State Legislative Council and to the 2nd Session of the 33rd Oklahoma Legislature; and directing distribution.

PENDING SENATE ACTION

SCR 6 by Luton, Baggett, Ferrell, Nichols and Keels was taken up for further consideration.

Senators Berrong, Birdsong, Miller, Murphy, Howell, Payne, Rogers, Williams, and Terrill asked to be made co-authors of **SCR 6**, which was the order.

Senator Breckinridge moved to amend **SCR 6**, Page 1, Line 32, by deleting after the word "be", and before the word "by", the word "accompanied" and substituting in lieu thereof the word "preceded", which amendment was tabled, upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Capps, Crow, Dahl, Field, Garrett, Grantham, Ham, Hamilton, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—31.

Nay: Breckinridge, Ferrell, Garrison, Inhofe, Lamb, McCune, McGraw, Stansberry, Williams.—9.

Excused: Baldwin, Berrong, Boecher, Bradley, Graves, Hargrave, Phillips, Porter.—8.

SCR 6, as co-authored, was adopted upon motion of Senator Luton and ordered referred for engrossment.

RESOLUTIONS

SCR 8 by Grantham of the Senate and McCune of the House was introduced and read as follows:

SCR 8—By Grantham of the Senate and McCune of the House—A Concurrent Resolution encouraging the continuation of study and effort by the Ad Hoc, or Advisory, Committee on Revision and Codification of Eminent Domain Laws formed by the Judiciary Committee of the State Legislative Council; requesting that the proposed draft thereof, when completed, be furnished to said Judiciary Committee.

SCR 8 was read at length, adopted upon motion of Senator Grantham and ordered referred for engrossment.

GENERAL ORDER

SB 76 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 76** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 76** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 76 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Baldwin, Bradley, Hargrave, Inhofe, Nichols, Phillips, Porter, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Baldwin, Bradley, Hargrave, Inhofe, Nichols, Phillips, Porter, Smith, Taliaferro.—10.

The emergency was declared passed.

SB 76 was referred for engrossment.

GENERAL ORDER

SB 77 by McSpadden, Hamilton and In-

hofe of the Senate and Willis of the House was read and considered.

Senator Lamb asked to be shown as co-author to **SB 77**, which was the order.

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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Bradley, Nichols, Phillips, Porter, Smith, 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Bradley, Nichols, Phillips, Porter, Smith, Taliaferro.—7.

The emergency was declared passed.

SB 77 was referred for engrossment.

GENERAL ORDER

SB 90 by McSpadden and Hamilton of

the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 90** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 90** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 90 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Bradley, McCune, Nichols, Phillips, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Bradley, McCune, Nichols, Phillips, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 90 was referred for engrossment.

GENERAL ORDER

SB 54 by Young was read and considered.

Senators Baggett and Young moved to amend **SB 54**, Page 2 Line 11 through 13 by striking after the words "Five Hundred

Dollars (\$500.00)" in line 11 and before the the words "The Directors" in Line 13, the sentence: "Providing further, that no county shall receive more than Ten Thousand Dollars (\$10,000.00)", which amendment was adopted upon motion of Senator Young.

Senator Stipe moved to amend **SB 54**, Page 3, Line 11, by adding after the word "involved" the following: "All persons spending any of such funds shall report in detail and account fully to said District Attorney as to how such funds are expended," which amendment was declared adopted.

Upon motion of Senator Young, **SB 54** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **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, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—40.

Nay: Rogers.—1.

Excused: Baldwin, Berrong, Bradley, Graves, Hargrave, Phillips, Porter.—7.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis,

Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—40.

Nay: Rogers.—1.

Excused: Baldwin, Berrong, Bradley, Graves, Hargrave, Phillips, Porter.—7.

The emergency was declared passed.

SB 54 was referred for engrossment.

SUB-COMMITTEE APPOINTMENT

Senator Miller asked unanimous consent, which was granted to appoint the following sub-committee on Education-Common for the purpose of studying **SB 43** by Terrill and Baggett of the Senate and Ferrell of the House, which was re-referred to Education-Common on the 5th Legislative day: Senators Baggett, Hamilton, and Terrill.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 3** and **4**.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 1**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Tuesday, February 9, 1971, at 1:00 o'clock P.M., which motion prevailed.

REQUEST FOR LOBBY PERMITS

Stephen L. Parrish, 5343 E. 44th, Tulsa, Oklahoma, representing UAW-CAP Council.

Lowell Quillman, 717 Joplin, Tulsa, Oklahoma, representing UAW-CAP Council.
Cleveland Rodgers, 2447 East 56th Place, Tulsa, Oklahoma, representing Oklahoma Hospital Association.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, February 9, 1971, at 1:00 o'clock P.M.

Nineteenth Legislative Day

Tuesday, February 9, 1971

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Baldwin, Bradley, Breckinridge, Porter, Rogers, Stansberry.—6.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Trent:

Give to us open minds O God, minds ready to receive and to welcome such new light of knowledge as it is Your will to reveal to each Senator.

Let not the past ever be so dear to us as to set a limit to the future of our State. Give us the courage to change our minds when that is needed. Let us be tolerant of the thoughts of others, for we never know in what voice You will speak.

Will You keep our ears open to Your voice and make us a little more deaf to whispers of men who would persuade us from our peace and the prosperity of our State and Nation.

We pray in the lovely name of Jesus.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 39—Professions and Occupations, co-authored by Senators Hargrave and Martin.

SB 69—Appropriations and Budget.

DO PASS, as amended:

SB 17—Judiciary, co-authored by Boettcher and Conaghan of the House.

SB 80—Appropriations and Budget.

SB 83—Appropriations and Budget, co-authored by Senator Berrong.

SB 89—Appropriations and Budget.

SB 128—Judiciary, co-authored by Senators Smalley, Young, Grantham, Garrett, Lamb and Howell.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

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:

Cravens, Gobel F., 2516 S. W. 66th, Oklahoma City, Hotel & Restaurant Employees and Bartenders Union No. 246.

Cravens, Leo, 323 East Madison, Okla-

homa City, Oklahoma Education Association.

Hamill, James G., 4632 N. W. 34th, Oklahoma City, The City of Oklahoma City.

Hicks, Robert L., 5229 South Vandalia, Tulsa, Hicks-Sampsel & Company.

Kirkham, Don, 2207 S. Sinclair, Oklahoma City, Oklahoma County AFL-CIO.

Lafon, Finis F., 1900 N. W. 32nd, Oklahoma City.

Parrish, Stephen L., 5343 E. 44th, Tulsa, Oklahoma UAW - CAP Council.

Quillman, Lowell, 717 North Joplin, Tulsa, Oklahoma UAW - CAP Council.

Rodgers, Cleveland, 2447 East 56th Place, Tulsa, Oklahoma Hospital Association.

Respectfully submitted,
Senator Ed Berrong, Vice-Chairman
Committee on Lobby Permits

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 54, 76, 77, and 90 and SCRs 6, 7, and 8 correctly engrossed.

Engrossed **SBs 54, 76, 77, and 90 and SCRs 6, 7, and 8** were each properly signed and ordered transmitted to the Honorable House for consideration.

FIRST READING

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

SB 147—By Howard and Smith—An Act relating to elections; amending 26 O.S. 1961, § 274; providing for specifications of voting machines; providing for exception to specifications in straight party voting in general elections.

SB 148—By Hamilton and McSpadden of the Senate and Sullivan and Fine of the House—An Act relating to the Oklahoma Industrial Development and Parks Commission and making an appropriation thereto; stating the purpose; providing for the commission to contract with the Oklahoma State University of Agriculture and Applied Science for the conduct of tick research; making the appropriation

fiscal; making this Act severable; and declaring an emergency.

SB 149—By Berrong and Murphy—An Act relating to revenue and taxation; providing application date for Homestead Exemption; permitting existing Homestead Exemption to continue without reapplying; prescribing conditions for continuation of Homestead Exemption; specifying filing place; directing signature and oath on application; granting county assessor and deputies authority and power to administer oaths; providing for date and notice of change in use of property with Homestead Exemption; prescribing penalties for unlawful and improper allowance of Homestead Exemption; providing for lien and forfeiture of privilege for two years; repealing Section 2409 of Section 2, Chapter 501, O.S.L. 1965, as amended by Sections 1 and 2, Chapter 222, O.S.L. 1968 (68 O.S. Supp. 1970, § 2409); and providing for severability.

SECOND READING

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

SB 137—Municipal Government.

SB 138—Revenue and Taxation.

SB 139—Education - Common.

SB 140—Judiciary.

SB 141—Insurance.

SB 142—Judiciary.

SB 143—Parks, Forestry and Industrial Development.

SB 144—Appropriations and Budget.

SB 145—Industrial and Labor Relations.

SB 146—Revenue and Taxation.

HB 1127—Appropriations and Budget.

HB 1136—Appropriations and Budget.

HB 1143—Appropriations and Budget.

HB 1145—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1035—By Kilpatrick and McCune—An Act relating to searches and seizures; amending 22 O.S. 1961, §§ 1226 and 1230; providing matters set forth in an affidavit to support the issuance of a search warrant may be supplemented by oral testimony, upon certain conditions; providing form of search warrant; prescribing content of warrant and specifications as to service thereof; providing for filing and indexing; directing codification; repealing 22 O.S. 1961, § 1224; and declaring an emergency.

HB 1070—By Bengtson and Monks—An Act relating to schools; authorizing special education program for partially sighted children; limiting program to school districts selected by State Board of Education; directing statutes to follow and the adoption of rules and regulations; providing for apportionment of funds to school districts on a per student basis; providing for severability; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 5**.

The above numbered Bills and/or Resolutions were referred for enrollment.

RESOLUTIONS

Senator Garrison introduced **SCR 9**.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors to **SCR 9**, which was granted.

SCR 9—By Garrison, McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young of the Senate and McCune of the House—A Resolution of condolence on the death of Herbert H. Quirk, long-time Auditor in the employ of the Oklahoma Tax Commission; expressing the gratitude of the Legislature for his service; expressing sympathy for the surviving relatives; and directing distribution to the surviving near relatives.

SCR 9, as co-authored, was read at length, adopted upon motion of Senator Garrison, and referred for engrossment.

SPECIAL COMMITTEE APPOINTMENT

Following remarks and request of Senator Stipe, President Pro Tempore Smith, citing Rule 3-e, appointed the following as a Special Committee on research and investigation: Stipe, Chairman, Berrong, Hamilton, Breckinridge, and Smalley.

GENERAL ORDER

SB 91 by McSpadden, Hamilton, and Inhofe of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 91** was advanced to engrossment.

By unanimous consent, upon motion of Senator McSpadden, **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: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Berrong, Bradley,

Breckinridge, Porter, Rogers, Stansberry.—7.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Berrong, Bradley,

Breckinridge, Porter, Rogers, Stansberry.—7.

The emergency was declared passed.

SB 91 was referred for engrossment.

Senators Stansberry and Breckinridge asked to shown present, which was the order.

Senator Payne presiding.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Wednesday, February 10, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, February 10, 1971, at 1:00 o'clock P.M.

Twentieth Legislative Day

Wednesday, February 10, 1971

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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ferrell, Hargrave, Keels, Stipe.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Trent:

O God, our Father, be real to each one of us today, that we may become aware how near You are and how practical Your help may be.

Deliver us from going through the motions. Save us from the inertia of futility. Revive our spirits of adventuresome faith. Give us nerve again and zest for living, with courage for the difficulties of peace and joys of life in Oklahoma. Through Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or resolutions were reported by the Committees named,

ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 140—Judiciary, co-authored by Luton, Howell, Garrett, Grantham, Lamb, Garrison and Young.

SB 142—Judiciary.

DO PASS, as amended:

SB 73—Appropriations and Budget, co-authored by Inhofe.

SB 74—Appropriations and Budget.

SB 79—Appropriations and Budget.

SB 88—Appropriations and Budget.

SB 92—Appropriations and Budget.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Ronnie Butler of FFA Chapter, Mountain View, Oklahoma for outstanding achievement.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Larry Smith, of FFA Chapter, Mountain View, Oklahoma for outstanding achievement.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Ginger Reeves, Mangum High School, who was crowned Basketball Queen and other outstanding school achievement.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

FIRST READING

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

SB 150—By Howard—An Act relating to

public housing; amending Sections 8 and 9, Chapter 251, O.S.L. 1965, as amended by Sections 3 and 4, Chapter 339, O.S.L. 1967 (63 O.S. Supp. 1970, §§ 1058 and 1059); providing for appointment, qualifications, tenure and meetings of authority commissioners; providing for advisory commissioners; prohibiting authority commissioners, officers and employees from acquiring certain interests; prohibiting such persons from engaging in certain businesses; providing for competitive bids on certain authority contracts; providing for determination of project sites; providing severability; and declaring an emergency.

SB 151—By Smith of the Senate and Cate of the House—An Act relating to elections; defining terms; authorizing appointment of special registrars at institution of higher learning; designating which students can be registered by the registrar; allowing access to records; directing use of certain registration forms and procedure; prohibiting compensation to registrar; providing for severability; and declaring an emergency.

SB 152—By Garrison, Phillips, Williams, Miller, Stipe, Lane, Nichols, Martin, Taliaferro, Holden, Stansberry, McSpadden, Birdsong, Terrill, Dahl, McCune, Porter, Garrett, Medearis, Murphy, McGraw, Inhofe, Grantham, Howard, Hargrave, Field, Payne, Capps, Young and Lamb of the Senate, and Spearman of the House—An Act relating to children; amending 10 O.S. 1961, § 5; allowing grandparent, who is a parent of child's deceased parent, to have visitation rights; limiting rights to best interest of child; granting district courts jurisdiction to enforce rights; directing notice to be given; and providing for severability.

SECOND READING

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

SB 147—Committee on Rules.

SB 148—Appropriations and Budget.

SB 149—Revenue and Taxation.

HB 1035—Judiciary.

HB 1070—Education - Common.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1078—By McCune of the House and Garrett of the Senate—An Act relating to civil procedure; amending 12 O.S. 1961, § 317; providing amendment of pleadings, process or proceedings may be authorized by the court in certain circumstances; and providing an effective date.

HB 1163—By Abbott, Coffin, Clemons, Atkins, York, Miskelly, Cate, Duke, Davis, Lindstrom, Boren, Trent and Stratton of the House and Miller and Terrill of the Senate—(Aid to public schools and emergency).

HB 1185—By Hancock, Elder and Davis—An Act relating to corporations; amending 18 O.S. 1961, § 810, as amended by Section 1, Chapter 281, O.S.L. 1963 (18 O.S. Supp. 1970, § 810); providing a limitation on certain positions of directors, shareholders or officers of a professional corporation; providing for exception; and declaring an emergency.

HB 1188—By Cate of the House and Smalley of the Senate—An Act relating to state officers and employees; providing for positions within the Office of the Attorney General; repealing 74 O.S. 1961, § 21a; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

RESOLUTION

Senator Capps introduced **SR 10**.

Senator Capps asked unanimous consent that all members of the Senate be made co-authors to **SR 10**, which was granted.

SR 10 was read at length as follows, adopted upon motion of Senator Capps and ordered referred for enrollment.

SR 10—By Capps, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution commending and congratulating the Mountain View FFA Chapter and instructor for being recognized as outstanding at the National Western Livestock Show in Denver, Colorado; and directing distribution.

WHEREAS, the greatest resource of any nation is its youth; and

WHEREAS, the mainstay of Oklahoma's economy is agriculture; and

WHEREAS, the Future Farmers of America organization is a combination of youth and agricultural training; and

WHEREAS, the most outstanding FFA Chapter at the National Western Livestock Show in Denver, Colorado, was the Mountain View FFA Chapter and

WHEREAS, it is appropriate that the members of the Oklahoma Senate commend and congratulate Oklahoma's youth in achieving distinguished recognition.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Mountain View FFA Chapter and their instructor are hereby commended and congratulated for being the outstanding FFA Chapter at the National Western Livestock Show in Denver, Colorado.

SECTION 2. A duly authenticated copy of this Resolution shall be forwarded to the Principal of the Mountain View High School for appropriate display before the student body and copies of this Resolution shall be distributed to members of

the Mountain View FFA Chapter and their instructor.

Senator Payne presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 91 and **SCR 9** each correctly engrossed.

SCR 5 correctly enrolled.

Engrossed **SB 91** and **SCR 9** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 5** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 39 by Garrett, Garrison, Hargrave and Martin was read and considered.

Senators Inhofe and Lamb asked to be shown as co-authors to **SB 39**, which was the order.

Senator Smalley moved to amend **SB 39**, Page 8, Line 12, by adding after the word "application" the word "or", which amendment was adopted.

Senator Rogers moved to amend **SB 39**, Page 23, Line 12, by adding a new Section as follows: "Section 25. This act is subject in all respects to the provisions of the Administrative Procedures Act as now existing or hereafter amended," and renumber the following Sections, which amendment was adopted.

Upon motion of Senator Garrett, **SB 39**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 39**, as amended, 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, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Terrill, Williams.—35.

Nay: Breckinridge, McGraw, Medearis, Trent, Young.—5.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Smith, Stipe, Taliaferro.—8.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Terrill, Williams.—35.

Nay: Breckinridge, McGraw, Medearis, Trent, Young.—5.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Smith, Stipe, Taliaferro.—8.

The emergency was declared passed.

SB 39 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 41**, as amended.

HAS to **SB 41** read as follows, and concurred in upon motion of Senator Garrison:

Authors: Add the following coauthors: Privett, Wayland, Sparkman, Elder, Green, Hargrave, Kennedy, Draper, Andrews, Avey, Bengtson, Bernard, Boatner, Bradley, Cotner, Finch, Hatchett, Holaday, Pierce, Townsend, Trent, Whorton, Williamson and Wixson of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 23, by correcting the spelling of the word "mutilate".

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: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—40.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Lane, Stipe, Taliaferro.—8.

The bill, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—40.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Lane, Stipe, Taliaferro.—8.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1017—By Andrews—A Concurrent Resolution calling upon leaders of Oklahoma, especially employers, to provide job opportunities to war veterans.

Senator Terrill asked unanimous consent and it was granted, that **HCR 1017** be referred to the Senate Committee on Public and Mental Health.

GENERAL ORDER

SB 69 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 69** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 69** 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: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Berrong, Bradley, Ferrell, Hargrave, Holden, Keels, Lane, Luton, Phillips, Stipe.—10.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Trent, Williams, Young.—37.

Excused: Baldwin, Berrong, Bradley, Ferrell, Hargrave, Keels, Lane, Phillips, Stipe, Taliaferro, Terrill.—11.

The emergency was declared passed.

SB 69 was referred for engrossment.

GENERAL ORDER

SB 80 by McSpadden and Hamilton of

the Senate and Willis 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, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Rogers.—1.

Excused: Berrong, Bradley, Ferrell, Grantham, Hargrave, Keels, Lane, McSpadden, Phillips, Stipe.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Rogers.—1.

Excused: Berrong, Bradley, Ferrell, Grantham, Hargrave, Keels, Lane, McSpadden, Phillips, Stipe.—10.

The emergency was declared passed.

SB 80 was referred for engrossment.

GENERAL ORDER

SB 83 by McSpadden, Hamilton and

Berrong of the Senate and Willis 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, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Berrong, Bradley, Ferrell, Grantham, Hargrave, Keels, Lane, Phillips, Stipe.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Berrong, Bradley, Ferrell, Grantham, Hargrave, Keels, Lane, Phillips, Stipe.—9.

The emergency was declared passed.

SB 83 was referred for engrossment.

GENERAL ORDER

SB 89 by McSpadden and Hamilton of

the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 89** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **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: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—37.

Nay: Boecher, Rogers.—2.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Lane, Phillips, Stipe, Taliaferro.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—37.

Nay: Boecher, Rogers.—2.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Lane, Phillips, Stipe, Taliaferro.—9.

The emergency was declared passed.

SB 89 was referred for engrossment.

GENERAL ORDER

SB 17 by Grantham and Nichols of the

Senate and Sandlin of the House was read and considered.

Senator Hamilton moved to amend **SB 17**, Page 4, Line 10, by striking the word "other" in Line 10 and adding the following after the word "proceedings", "other than presenting competent evidence to prove that reasonable compensation is being paid", which amendment, by unanimous consent, he withdrew.

Senator Hamilton moved to amend **SB 17**, Page 4, Line 12, by adding a new sentence. "Competent evidence to prove that reasonable compensation is being paid for the execution of said instrument shall be presented to the Court prior to said approval", which amendment was adopted.

Senator Grantham moved to amend **SB 17**, by striking the emergency and amending the title to conform thereto, which amendment was adopted.

Upon motion of Senator Grantham, **SB 17**, as amended, was advanced to engrossment.

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

THIRD READING

SB 17 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—38.

Excused: Berrong, Bradley, Ferrell, Hargrave, Keels, Lane, McSpadden, Phillips, Stipe, Taliaferro.—10.

The bill was declared passed.

SB 17 was referred for engrossment.

GENERAL ORDER

SB 128 by Murphy, Smalley, Young, Grantham, Garrett, Lamb and Howell of the Senate and Draper of the House was read and considered.

Senators Miller and Holden asked to be shown as co-authors to **SB 128**, which was the order.

Senator Murphy moved to amend **SB 128**, Page 2, Line 3, by adding before the word "principal", the word "superintendent", which amendment was adopted.

Senator Howell moved to amend **SB 128**, Page 3, Line 4, by inserting after the word "learning;", the word "or", which amendment was adopted.

Senator Smalley moved to amend **SB 128**, Page 3, Line 12, by adding before the word "thereafter", the words "within 30 days", which amendment was adopted.

Upon motion of Senator Murphy, **SB 128** as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 128** as amended and co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 128 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Berrong, Bradley, Ferrell, Garrison, Ham, Hargrave, Keels, Lane, McSpadden, Phillips, Stipe.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Berrong, Bradley, Ferrell, Ham, Hargrave, Keels, Lane, McSpadden, Phillips, Stipe, Young.—11.

The emergency was declared passed.

SB 128 was referred for engrossment.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Thursday, February 11, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, February 11, 1971, at 1:00 o'clock P.M.

Twenty-first Legislative Day

Thursday, February 11, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—39.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Phillips, Stansberry, Young.—9.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Trent:

Father, when we have prayed for guidance and it comes, let these Senators not think it strange if it be something they would not have thought of, for Thy thoughts are not our thoughts and our way is not Thine.

Make us eager to know Thy will and Thy way of dealing with experiences and encounters, rather than devising our own plans and asking Thee to bless them.

Then shall we discover how much better is Thy way and how happy we are who walk in it. Through Jesus Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 28—Rules.

SB 44—Revenue and Taxation.

SB 50—Revenue and Taxation.

SB 115—Public and Mental Health, Co-authored by Martin, Garrett and Porter.

SB 118—Rules.

SB 119—Rules.

SB 123—Rules.

SB 133—Rules.

HB 1088—Revenue and Taxation, Co-authored by Trent.

DO PASS, as amended:

SB 11—Rules.

SB 19—Rules.

SB 93—Education - Common, Co-authored by Terrill.

SB 100—Education - Common.

REQUEST FOR LOBBY PERMIT

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

J. O. Wood, 1028 Washington, Chickasha, Oklahoma, representing Oklahoma Association of Mutual Insurance Agents.

CITATIONS

Upon motion of Senator Ferrell, it was

the order of the Senate that a Citation of Congratulations be issued to George Sprayberry who received Prague, Oklahoma's Chamber of Commerce Award for outstanding work in the community.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Mr. and Mrs. Larry Snyder, Prague, Oklahoma, for being selected Outstanding Growers of Peanuts in the Quality Contest, in the Prague area.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Dr. R. L. Duncan for receiving Prague Chamber of Commerce annual award as Man of the Year.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills, for issuance of the citations.

COMMITTEE REPORT

Senator Baldwin submitted the following Committee Report and asked that consideration be deferred for this legislative day:

MR. PRESIDENT:

We, your COMMITTEE ON RULES, beg leave to report that we had under consideration the Senate printing for the First Session of the Thirty-Third Legislature, 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.

DON 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-third Legislature as Party of the Second Part.

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
OR

275 copies of PERMANENT JOURNAL same to be printed upon the kind and quality of paper under 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 said Party of the First Part the following rates and prices for the First Session of the Thirty-third Legislature:

300 copies JOURNAL each day	
Per Printed page	\$9.50
Per blank page32
300 copies BILLS and	
RESOLUTIONS	
Per printed page	5.55
Per blank page32
300 copies CALENDAR	
Per printed page	8.90
Per blank page32
TABULAR and LEADER work	
Additional per page	2.25
Pages containing EIGHT or SIX POINT	
Composition, additional per page ..	2.35

PERMANENT JOURNAL—

175 copies to be bound in
Fabrikoid, or the equivalent
thereof—175 copies in paper

Per printed page

Per blank page

OR

Extra

350

PERMANENT JOURNAL—

125 copies to be bound in
Fabrikoid, or the equivalent
thereof—150 copies in paper
Per printed page 7.70
Per blank page32

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 32 cents per page for each 100 copies. For all pages containing tabular or leader matter an additional \$2.25 per page and for all pages containing eight or six point composition an additional \$2.35 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 27th day of January, 1971.

THE LEADER PRESS, INC.

By DAN HOGAN,
Secretary-Treasurer

APPROVED

STATE SENATE OF THE
STATE OF OKLAHOMA

By Finis Smith
President Pro Tempore

COMMITTEE ON EMPLOYMENT
AND PRINTING OF THE STATE
SENATE OF THE STATE OF
OKLAHOMA, THIRTY-THIRD
LEGISLATURE

By John W. Young, Chairman

FIRST READING

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

SB 153—By Luton—An Act relating to causes of action resulting from death caused by wrongful act or omission of another; amending 12 O.S. 1961, § 1053; fixing the measure of damages recoverable for death of minor children; and declaring an emergency.

SB 154—By Grantham and Smith of the Senate and McCune, Boettcher and Conaghan of the House—An Act relating to interests in real and personal property; authorizing the reformation of certain instruments violating the rule against perpetuities; providing that Act shall be liberally construed and in accordance with the doctrine of cy pres; making provisions of Act applicable to certain inter vivos instruments, wills and appointments, and legal and equitable interests; and declaring an emergency.

SB 155—By Baggett—An Act relating to civil procedure; amending Section 1, Chapter 322, O.S.L. 1968, as amended by Section 1, Chapter 279, O.S.L. 1969 (12 O.S. Supp. 1970, § 1751); providing certain actions may be brought in small claims court; providing exceptions; providing clarification of said exceptions; providing for court cost in certain cases; and declaring an emergency.

SB 156—By Berrong—An Act relating to children; amending 10 O.S. 1961, § 60.5; prescribing procedure for mother of illegitimate child in consenting to the adoption of her child; and declaring an emergency.

SB 157—By Ferrell, Garrison and Lane—An Act relating to water and water rights; amending Section 1, Chapter 266, O.S.L. 1963, as amended by Section 1, Chapter 148, O.S.L. 1967, Sections 2, 3, 4 and 6 of Chapter 266, O.S.L. 1963, as last amended by Sections 6, 7, 8 and 10, respectively, of Chapter 148, O.S.L. 1967, Section 9, Chapter 266, O.S.L. 1963, as last amended by Section 11, Chapter 135, O.S.L. 1968, Section 10, Chapter 266, O.S.L. 1963, as amended by Section 8, Chapter

339, O.S.L. 1965, Section 12, Chapter 266, O.S.L. 1963, as amended by Section 2, Chapter 148, O.S.L. 1967, and Section 1, Chapter 135, O.S.L. 1968 (82 O.S. Supp. 1970, §§ 1301, 1302, 1303, 1304, 1306, 1309, 1310, 1312 and 1323); relating to the creation of rural water and sewer districts; authorizing the creation of rural solid waste management districts; defining terms; providing for a petition and its contents; prescribing powers of Board of County Commissioners; designating powers of a district; allowing for revenue; permitting annexation of additional territory; authorizing consolidation of two or more districts; providing for severability; and declaring an emergency.

SECOND READING

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

SB 150—Municipal Government.

SB 151—Committee on Rules.

SB 152—Judiciary.

HB 1078—Judiciary.

HB 1163—Education - Common.

HB 1185—Commerce.

HB 1188—State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1033—By Witt, Boatner and Monks of the House and Capps of the Senate—An Act relating to the agricultural code; amending 2 O.S. 1961, §§ 8-23 and 8-26; providing regulations for the sale, contents, labeling and transportation of certain seeds; providing for certain powers and duties of the State Board of Agriculture; providing an exception for certain specially contained seeds; increasing the amounts of certain licenses and fees; providing procedures for determining and collecting inspection fees and punishment

for noncompliance; providing operative date; and declaring an emergency.

HB 1113—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to various state agencies and making supplemental appropriations thereto; stating purpose of appropriations; making a reappropriation and stating the purpose; providing lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1124—By Willis, Miskelly and Davis of the House and McSpadden and Hamilton of the Senate—(State Regents for Higher Education and emergency).

HB 1207—By Atkins, McCune, Monks and Bamberger of the House and Howard and Grantham of the Senate—An Act relating to meetings of governing bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open sessions of certain public bodies; providing for exemptions; providing for manner votes are cast; providing severability; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

Senator Payne presiding.

GENERAL ORDER

SB 142 by Rogers was read and considered.

Upon motion of Senator Rogers, **SB 142** was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **SB 142** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 142 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl,

Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Stipe, Taliaferro, Terrill, Trent, Williams.—33.

Excused: Berrong, Bradley, Ferrell, Hargrave, Howard, Keels, Lamb, McSpadden, Miller, Phillips, Porter, Smalley, Smith, Stansberry, Young.—15.

The bill was declared passed.

SB 142 was referred for engrossment.

GENERAL ORDER

SB 140 by Martin, Luton, Howell, Garrett, Grantham, Lamb, Garrison and Young of the Senate and Monks of the House was read and considered.

Senators Rogers, Payne, Birdsong, Ham, McCune, Dahl, Taliaferro, Field, Trent, and Baldwin asked to be shown as co-authors to **SB 140**, which was the order.

Senator Young asked to be shown present.

Upon motion of Senator Martin, **SB 140** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Rogers, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry.—14.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Rogers, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry.—14.

The emergency was declared passed.

SB 140 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 17, 39, 69, 83, 89 and 128 each correctly engrossed.

Enrolled **SB 41** and **SR 10** each correctly enrolled.

Engrossed **SBs 17, 39, 69, 83, 89 and 128** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 41**, after fourth reading, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 10** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 73 by McSpadden, Hamilton, and Inhofe of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 73** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Rogers, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Miller, Nichols, Phillips, Porter, Smalley, Smith, 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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Rogers, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry.—13.

The emergency was declared passed.

SB 73 was referred for engrossment.

GENERAL ORDER

SB 74 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 74** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Bradley, Garrett, Hargrave, Holden, Howard, Keels, Lamb, McSpadden, Miller, Nichols, Phillips, Porter, Smalley, Stansberry.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Bradley, Garrett, Hargrave, Holden, Howard, Keels, Lamb, McSpadden, Miller, Nichols, Phillips, Porter, Smalley, Stansberry.—14.

The emergency was declared passed.

SB 74 was referred for engrossment.

GENERAL ORDER

SB 79 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 79** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McGraw, McSpadden, Phillips, Smalley, 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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McGraw, McSpadden, Phillips, Smalley, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 79 was referred for engrossment.

GENERAL ORDER

SB 88 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 88** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 88** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 88 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McGraw, McSpadden, Phillips, Smalley, 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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McGraw, McSpadden, Phillips, Smalley, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 88 was referred for engrossment.

GENERAL ORDER

SB 92 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 92** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Phillips, Smalley, Stansberry.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Hargrave, Howard, Keels, Lamb, McSpadden, Phillips, Smalley, Stansberry.—9.

The emergency was declared passed.

SB 92 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 reassembled, with Senator Payne presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of the executive nomination of D. K. SWON, Muskogee, to serve the remainder of an eight (8) year term ending February 15, 1975, as a member of the State Highway Commission, District Two, 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 MRS. EDNA MAE PHELPS, Seminole, to the State Election Board for a two (2) year unexpired term ending January 23, 1971 and effective upon Senate confirmation.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 5**.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCRs 8 and 9**, as coauthored by entire House membership.

Engrossed **SCRs 8 and 9** were referred for enrollment.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, February 15, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, February 15, 1971, at 1:00 o'clock P.M.

Twenty-second Legislative Day

Monday, February 15, 1971

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Breckinridge, Ham, Hamilton, Howard, Howell, Rogers.—7.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Finis Steelman, First Baptist Church, Davis, Oklahoma, and incorporated upon request of Senator Miller.

Our Heavenly Father, who we come to recognize as our creator and sustainer, we come to give thanks for life and opportunity to serve Thee and our fellowman. We come today to ask Thy leadership for those who will be making laws for the people of Oklahoma that will have an effect upon our lives for years to come. We are thankful for our form of Government where we the people can be represented by men elected by the people and are responsible to the people.

Our prayer is that the people of Oklahoma would be understanding and considerate of our leaders in a very difficult time for our State, and we would be people

who will stand behind and encourage those who are doing their best for Oklahoma as they look to the future.

So, Lord, give wisdom and courage that is needed for everyone who is in a place of responsible leadership in these days, and when the last words are said and the decisions become law, give us the people, the spirit to carry it out for the good of Oklahoma for the future.

For we ask all these things in the name of Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

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

James J. Wasson, 7708 N. W. 28th Terrace, Bethany, Oklahoma, representing Oklahoma Bankers Association.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 105—Industrial and Labor Relations.

HB 1066—Governmental Reform, Co-authored by Smalley of the Senate.

FIRST READING

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

SB 158—By Birdsong—An Act relating

to insurance; amending 36 O.S. 1961, § 903 and 1004, as amended by Sections 1 and 2, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, §§ 903 and 1004); providing for certain filings by insurers of their authorized representatives; providing for investigation, review of certain filings; providing procedure for the Board; providing powers and duties of said Board; providing for certain time limitation when filing is for rate increase; and declaring an emergency.

SB 159—By Howard and Smith—An Act relating to motor vehicles; amending 47 O.S. 1961 § 22.22a; making it unlawful for any person not duly appointed and qualified as a messenger for a Motor License Agent to hold himself out to others as qualified to so act, and acting for such agent; and prescribing punishment for violations of the provisions of this Act.

SB 160—By Field, Crow, Capps and Williams of the Senate and Harrison, Bradley, Townsend, McKee, Kamas, Stratton and Harper of the House—An Act relating to the Oklahoma Railroad Maintenance Authority; establishing such Authority; providing for members thereof; defining terms; prescribing powers, duties and function and privileges of Authority; fixing penalties for violations of Act; creating in State Treasurer's Office the Oklahoma Railroad Maintenance Authority Fund and providing for use thereof and responsibility therefor; authorizing the Supreme Court to assume jurisdiction and determine this Act's validity; and declaring an emergency.

SB 161—By McSpadden of the Senate and Sparkman, Beznoska, Hill (Ben), Johnson, McCune and Robinson of the House—An Act relating to public health; amending Section 103, Chapter 325, O.S.L. 1963 (63 O.S. Supp. 1970, § 1-103); fixing qualifications of members of State Board of Health and prescribing manner of appointments thereto; providing for new appointments to State Board of Health; providing that certain employees of State

Department of Health shall be in unclassified service of State Merit System of Personnel Administration; making provisions of this Act conformable to federal statutes, rules and regulations in event of conflict; and declaring an emergency.

SB 162—By Birdsong—An Act relating to insurance; amending 36 O.S. 1961, § 904, and Section 1004, as amended by Section 2, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, § 1004); providing for open and public inspection of filed rates; providing for procedure for aggrieved person; providing method and manner for filing certain information with State Insurance Board; providing for type of meeting held by the Board; providing certain powers and duties of Board; providing for distribution of a resume of filings of rate increase to certain persons; and declaring an emergency.

SB 163—By Martin—An Act relating to noise control and abatement; authorizing State Department of Health to make studies and investigations; designating State Department of Health as official agency for administration of noise control activities; directing use of such resources as are available in operation of program; authorizing cooperation with other governmental agencies; and declaring an emergency.

SECOND READING

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

SB 153—Judiciary.

SB 154—Judiciary.

SB 155—Judiciary.

SB 156—Judiciary.

SB 157—Soil and Water Resources.

HB 1033—Agriculture.

HB 1113—Appropriations and Budget.

HB 1124—Appropriations and Budget.

HB 1207—Judiciary.

RESOLUTION

Senator Nichols introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 10—By Nichols of the Senate and Sparkman of the House—A Concurrent Resolution relating to public welfare; memorializing the Congress of the United States to revise the existing federal-state systems of public welfare by substituting therefor a federally-financed system of public assistance; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1118—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Board of Public Affairs and emergency).

HB 1122—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Attorney General and District Attorneys and emergency).

HB 1133—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Department of Charities and Corrections and emergency).

HB 1138—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Oklahoma Military Department and emergency).

HB 1146—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—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; and declaring an emergency.

HB 1148—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(State Department of Agriculture and emergency).

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 41**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 73, 74, 79, 80, 88, 92, 140, and 142 each correctly engrossed.

SCR 8 correctly enrolled.

Engrossed **SBs 73, 74, 79, 80, 88, 92, 140 and 142** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 8** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 115 by Stansberry, Martin, Garrett and Porter was read and considered.

Upon motion of Senator Stansberry, **SB 115** was advanced to engrossment.

By unanimous consent, upon request of Senator Stansberry, **SB 115** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 115 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels,

Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Breckinridge, Ham, Hamilton, Howard, Howell, Nichols, Porter, Rogers.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Breckinridge, Ham, Hamilton, Howard, Howell, Nichols, Porter, Rogers.—9.

The emergency was declared passed.

SB 115 was referred for engrossment.

Senators Hamilton, Howell, and Rogers asked to be shown present.

GENERAL ORDER

Senator Trent asked unanimous consent, which was granted, that **HB 1088** be withdrawn from Calendar and re-referred to the Committee on Revenue and Taxation.

Senators Breckinridge, Ham and Howard asked to be shown present.

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.

GENERAL ORDER

SB 101 by Crow of the Senate and Payne of the House was read and considered.

Senator Payne presiding.

Senators Lane and Hamilton moved to amend **SB 101**, Page 10, Line 1, by adding after the word "appointed" and before

the period "at least 3 of which shall derive at least 50% of their income from farming or ranching", which amendment was adopted.

Senators Field and Crow moved to amend **SB 101**, Page 9, Line 17½ by adding after the "period" and before the word "as" on Line 18: "It is further intended that no fewer than three (3) members of said Board shall be actively engaged in the practice of farming".

Senator Field asked unanimous consent, and it was granted, that the above amendment be withdrawn.

Senator Lane asked that the vote be reconsidered by which the Lane-Hamilton amendment was adopted, which request was granted.

Senator Lane asked to reconsider the vote by which his amendment to **SB 101**, Page 10, Line 1 was adopted, which prevailed. Senator Lane asked that his amendment be withdrawn, which was the order.

Senator Crow moved to amend **SB 101**, Page 12, Line 5, by striking after the word "from", and before the word "members" the words "one of the" and inserting the words "among its", which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 14, Line 18, by striking after the word "federal", and before the word "interstate" the word "or" and insert a comma, which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 16, Line 1, by striking after the figure "6.", and before the word "conservation" the words "The commission and the" and insert the words "To serve along with" and after "districts" strike the words "shall be" before the words "the official" on Line 2 and insert the word "as", which amendment was adopted.

As a substitute for the Lane-Hamilton amendment, Senators Field, Hamilton, Crow and Lane moved to amend **SB 101**, Page 9, Line 17½ by adding after the

period, and before the word "As" on Line 18. "It is further intended that no fewer than three (3) members of said Board shall be actively engaged in the practice of farming and shall derive at least seventy-five (75%) per cent of their ranching income from farming and ranching.", which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 19, Lines 6 and 7 by striking after the word "herein", and before the word "submit" the words "the commission shall" and insert the word "to", which amendment was adopted.

Senator Grantham moved to amend **SB 101**, Page 23, Line 8 by striking the period after the word "years" and adding the following language: "and shall be elected for staggered terms as hereinafter set out", which amendment was adopted.

Senator Grantham moved to amend **SB 101**, Page 23, Line 17, by adding after the word "district" a new sentence to read as follows: "At the first election under this act one director shall be elected for a term of one year, one director for a term of two years, one director for a term of three years, and thereafter one director shall be elected each year to serve for a term of three years," which amendment was adopted.

Senator Breckinridge moved to amend **SB 101**, Page 31, Line 6, by adding after the word "commission" the following: "and with the county clerk of each county within the conservation district," which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 32, Line 6, by inserting a capital "A" after the word "POWERS", and before the words "A conservation district" and on Line 11, Page 37, change the number "12" to a capital "B" and on Line 2, Page 38, change the number "13" to be a capital "C" which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 63, Line 16 by striking after the words "set by the" the words "state com-

mittee" and insert the word "commission", which amendment was adopted.

Senator Grantham moved to amend **SB 101**, Page 67, Line 18 by striking after the word "order" all the remaining language on Line 18 and inserting in lieu thereof the following language: "in the district court in the district served by said board by filing in such court a", which amendment was adopted.

Senator Grantham moved to amend **SB 101**, Page 69, Line 1-1/2, by adding after the word "court" on Line 1, a new sentence to read as follows: "The remedy provided in this section shall be cumulative and in addition to the rights and remedies provided under the Administrative Procedures Act", which amendment was adopted.

Senators Lane and Hamilton moved to amend **SB 101**, Page 71, Lines 6 and 7, by substituting after the word "until" on Line 6 and before the word "of" on Line 7, the following language, in lieu of the present language "eighty per cent (80%)", which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 73, Line 15-1/2, by inserting after the word "law" on Line 15, and before the word "SECTION 15-1007" on Line 16, a new section to be numbered Section 15-1007 to read: "SECTION 15-1007. This act may be inserted in Title 82 of the Oklahoma Statutes." and renumber present Sections 15-1007 and 15-1008. Amend TITLE by inserting the words "DIRECTING CODIFICATION" on the next to the last line after the word "REPEAL" and before the word "SETTING", which amendment was adopted.

Senator Boecher moved to amend **SB 101** by striking the title, which amendment was adopted.

Senator Crow moved that **SB 101**, as amended, be advanced to engrossment.

Senator Stipe, as a substitute, moved that **SB 101**, as amended, be referred to the Judiciary Committee, which motion

was ruled out of order, as being inferior to the Crow motion.

The vote occurring on the Crow motion, it was declared adopted.

Senator Crow asked unanimous consent, to which Senator Stipe objected, that **SB 101**, as amended, be considered engrossed and placed upon third reading and final passage.

Senator Stipe asked unanimous consent, which was granted, to withdraw his objection to the Crow request.

Senator Crow asked unanimous consent, which was granted, that **SB 101**, as amended, be considered engrossed and placed upon third reading and final passage.

THIRD READING

Senator Crow asked unanimous consent, which was granted, that further consideration of **SB 101**, as amended, be deferred for this legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 9 correctly enrolled.

Enrolled **SCR 9** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 11 by Young of the Senate was read and considered.

Upon motion of Senator Young, **SB 11** was advanced to engrossment.

By unanimous consent upon request of Senator Young, **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: Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison,

Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Breckinridge.—1.

Excused: Baggett, Baldwin, Bradley, Garrett, Ham, Porter.—6.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Breckinridge.—1.

Excused: Baggett, Baldwin, Bradley, Garrett, Ham, Porter.—6.

The emergency was declared passed.

SB 11 was referred for engrossment.

GENERAL ORDER

SB 19 by McGraw of the Senate was read and considered.

Upon motion of Senator McGraw, **SB 19** was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 19** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 19 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell,

3
Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—35.

Nay: Keels, Luton, Medearis, Phillips.—4.

Excused: Baldwin, Bradley, Crow, Ham, Hargrave, Howard, Nichols, Porter, Taliaferro.—9.

The bill was declared passed.

SB 19 was referred for engrossment.

GENERAL ORDER

SB 44 by Baggett of the Senate was read and considered.

Upon motion of Senator Baggett, **SB 44** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 44** 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:

4
Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stansberry, Trent, Young.—38.

Nay: Payne, Williams.—2.

Excused: Baldwin, Bradley, Crow, Ham, Porter, Stipe, Taliaferro, Terrill.—8.

The bill was declared passed.

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

X
Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell,

Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stansberry, Trent, Young.—38.

Nay: Payne, Williams.—2.

Excused: Baldwin, Bradley, Crow, Ham, Porter, Stipe, Taliaferro, Terrill.—8.

The emergency was declared passed.

SB 44 was referred for engrossment.

GENERAL ORDER

SB 28 by Smalley and Smith of the Senate 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:

5
Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Garrison, Grantham.—2.

Excused: Baldwin, Bradley, Crow, Ham, Lane, Nichols, Porter, Smith.—8.

The bill was declared passed.

SB 28 was referred for engrossment.

Senator Smalley presiding.

GENERAL ORDER

SB 133 by Hamilton of the Senate and

Sullivan of the House was read and considered.

Upon motion of Senator Hamilton, **SB 133** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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: Baggett, Birdsong, Boecher, Capps, Crow, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Trent, Young.—29.

Nay: Berrong, Breckinridge, Dahl, Ferrell, Field, Garrison, Inhofe, Lamb, McCune, McGraw, McSpadden, Rogers, Terrill, Williams.—14.

Excused: Baldwin, Bradley, Ham, Porter, Taliaferro.—5.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Trent, Young.—32.

Nay: Berrong, Field, Inhofe, Rogers, Terrill, Williams.—6.

Excused: Baldwin, Bradley, Graves, Ham, Hargrave, Lamb, McSpadden, Murphy, Porter, Stansberry.—10.

The emergency was declared passed.

SB 133 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 123 by Howard, Smith, Hargrave,

Birdsong, and Keels of the Senate and McCune of the House was read and considered.

Senator Howard moved to amend **SB 123**, Page 2, Lines 4 and 5 by striking after the word "organization." and before the word "BUT" the phrase, "It must NOT be so constructed as to permit straight party voting" and inserting "No machine shall be so constructed as to permit straight party voting by the use of a single lever, button or other device".

Senator Howard asked, and it was granted, to amend the above amendment by striking the word "constructed" and inserting in lieu thereof the word "programmed".

Senator Baggett as a substitute, moved to amend **SB 123**, Page 2, Line 4, by striking the word "must" and substituting the word "need".

Senators Howard and Baggett asked unanimous consent, which was granted, to withdraw the above amendments to **SB 123**.

President Pro Tempore Smith moved to amend **SB 123**, Page 2, Line 4, by striking after the word "organization." and before the word "It" on Line 7, the complete sentence and inserting the following: "Voting machines with horizontal columnar presentation of the individual candidates for office may be so constructed or programmed as to permit straight party voting, but voting machines with a vertical columnar presentation of the individual candidates for office shall not be programmed so as to permit straight party voting by the use of a single lever, button, or other device.", which amendment was adopted.

Upon motion of Senator Howard, **SB 123**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 123**, as amended, 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Trent, Young.—36.

Nay: Inhofe, McCune, Williams.—3.

Excused: Baldwin, Bradley, Ham, Lamb, Lane, Murphy, Porter, Stansberry, Terrill.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Inhofe, McCune.—2.

Excused: Baldwin, Boecher, Bradley, Ferrell, Ham, McGraw, McSpadden, Nichols, Porter, Stansberry, Stipe.—11.

The emergency was declared passed.

SB 123 was referred for engrossment.

GENERAL ORDER

SB 119 by Hamilton of the Senate and Sullivan of the House was read and considered.

Senator Hamilton moved to amend **SB 119**, Page 5, Line 7, by inserting the words "ten (10) days" in lieu of the words "fifteen (15) days", which amendment was adopted.

Senator Hamilton moved to amend **SB 119**, Page 6, Line 8, by striking after the word "shall" and before the word "stay", the word "not", which amendment was adopted.

President Pro Tempore Smith presiding.

Upon motion of Senator Hamilton, **SB 119**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 119**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 119 was read for the third time at length.

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

Aye: Baggett, Boecher, Capps, Crow, Field, Garrett, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Trent.—25.

Nay: Berrong, Dahl, Ferrell, Garrison, Grantham, Graves, Howell, Lamb, McCune, McGraw, Rogers, Terrill, Williams.—13.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Ham, Inhofe, McSpadden, Porter, Stansberry, Young.—10.

The bill was declared passed.

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

Aye: Baggett, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Berrong, Graves, Rogers, Williams.—4.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Garrett, Ham, Inhofe, Mc-

Spadden, Phillips, Porter, Stansberry.—11.

The emergency was declared passed.

SB 119 was referred for engrossment.

GENERAL ORDER

SB 50 by Baggett of the Senate was read and considered.

Senators Smalley and Baggett moved to amend **SB 50**, Page 2, Line 8, by changing the words and figures "Twenty-Five Dollars (\$25.00)" to "Five Dollars (\$5.00)", which amendment was adopted.

Senator Berrong moved to amend **SB 50** Page 7, Line 13 by adding after the word "Monthly." and before the word "Section 2" the phrase: "to the credit of the General Revenue Fund", which amendment was adopted.

Upon motion of Senator Baggett, **SB 50** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 50**, as amended, 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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrett, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Me-

dearis, Miller, Nichols, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Garrison, Grantham, Hargrave, Howard, Murphy, Payne, Rogers, Williams.—8.

Excused: Baldwin, Bradley, Breckinridge, Dahl, Ham, Porter, Stansberry, Young.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrett, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Garrison, Grantham, Hargrave, Howard, Murphy, Payne, Rogers, Williams.—8.

Excused: Baldwin, Bradley, Breckinridge, Dahl, Ham, Porter, Stansberry, Young.—8.

The emergency was declared passed.

SB 50 was referred for engrossment.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Tuesday, February 16, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, February 16, 1971, at 1:00 o'clock P.M.

Twenty-third Legislative Day

Tuesday, February 16, 1971

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—45.

Excused: Bradley, Breckinridge, Phillips.—3.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Miller:

Our Father, which art in Heaven, we come today to thy throne of grace as humble as we know how, to seek thy wisdom and strength to do the work that is at hand.

We thank Thee for the blessed privilege of living at such a marvelous time in the history of man, but help us to be mindful of the fact that where there is privileges there is responsibility unto to Thee and our fellowman.

So we pause today to give thanks for thy leadership that was given to our Forefathers before us, and to seek Thy presence and power for today and day's ahead.

We pray today that these responsible men will have the Spirit of direction to

lead, and the courage to vote their convictions that which is best for the future as well as the present for all of the people of Oklahoma.

This is our petition unto Thee, in the name of Christ our redeemer and protector. AMEN.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 85—Appropriations and Budget.

SB 131—Education - Common, co-authored by Lamb and Martin of the Senate and Harper, McKee, and Harrison of the House.

SJR 10—Constitutional Revision and Redistricting, co-authored by Sandlin of the House.

DO PASS, as amended:

SB 72—Appropriations and Budget.

SB 96—Education - Common.

SB 134—Judiciary.

SB 139—Education - Common, co-authored by Senator Murphy.

SB 148—Appropriations and Budget.

SB 152—Judiciary—co-authored by Hamilton, Luton, and Howell.

SB 153—Judiciary - co-authored by Garrett, Howell, and Lamb.

HB 1116—Appropriations and Budget.

HB 1117—Appropriations and Budget.

HB 1121—Appropriations and Budget.

SJR 8—Constitutional Revision and Redistricting, co-authored by Sandlin of the House.

FIRST READING

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

SB 164—By Boecher of the Senate and Sanguin of the House—An Act relating to pollution control; amending Sections 2, 3, 4, 5, 6 and 7, Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, §§ 932, 933, 934, 935, 936 and 937); creating the State Department of Pollution Control and the Pollution Control Coordinating Board; expanding its jurisdiction and number of members; defining terms; providing continuation of duties of certain agencies; removing rules and regulatory powers of certain agencies; providing powers, duties and responsibilities of the Board and the Director of the State Department of Pollution Control and certain representatives thereof; providing for minimum standard of water quality; providing for hearings in conformity with the Administrative Procedures Act; providing violations of Act misdemeanor; providing punishment; providing for variances to compliance of Act to certain persons; providing rules and regulations adopted by certain agencies still effective; providing for existing legal proceedings to continue; making provisions of this Act severable; and declaring an emergency.

SB 165—By Baggett of the Senate and Willis of the House—An Act relating to the Oklahoma State Regents for Higher Education, State Board of Public Affairs, Department of Mental Health and State Department of Health; providing for the continuation and reappropriation of certain appropriations previously made to same; providing for use of federal funds; stating purposes; providing that amounts appropriated be nonfiscal; making provisions of Act severable; and declaring an emergency.

SB 166—By Baggett of the Senate and Willis of the House—An Act relating to the Oklahoma State Regents for Higher Education, State Board of Public Affairs, State Department of Mental Health, State Department of Health, State Department of Highways, Oklahoma Historical Society, State Department of Vocational Education, State Department of Public Welfare, State Military Department, State Department of Corrections and Cerebral Palsy Institute; providing for continuation and reappropriation of expended balances of appropriations previously made; continuing purpose of original appropriations; providing for the use of federal funds; providing that amounts appropriated be nonfiscal; making provisions of this Act severable; and declaring an emergency.

SECOND READING

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

SB 158—Insurance.

SB 159—Judiciary

SB 160—Commerce.

SB 161—Public and Mental Health.

SB 162—Insurance.

SB 163—Environmental Quality.

HB 1118—Appropriations and Budget.

HB 1122—Appropriations and Budget.

HB 1133—Appropriations and Budget.

HB 1138—Appropriations and Budget.

HB 1146—Appropriations and Budget.

HB 1148—Appropriations and Budget.

THIRD READING

Senator Crow asked unanimous consent, which was granted, that the vote be reconsidered by which **SB 101** was advanced to engrossment.

PENDING SENATE ACTION

SCR 10 by Nichols of the Senate and Sparkman of the House was taken up for consideration.

Senator Terrill raised the question of "No Quorum".

The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senators Miller, Payne and Graves asked to be shown as co-authors to **SCR 10**, which was the order.

Senator Payne presiding.

Senator Berrong moved to amend **SCR 10** Page 3, Line 21 by adding after the word "policies" the following "and that such policies take into account a public works program that would require all able bodied persons to work on approved public projects commensurate with funds received by recipients of said program".

Senators Keels and Rogers asked to be shown as co-authors to the Berrong amendment, which was the order.

Senator Nichols moved to table the Berrong-Keels-Rogers amendment, which motion was declared failed of adoption.

The vote occurring upon the Berrong-Keels-Rogers amendment, it was declared adopted.

Senator Payne asked unanimous consent, which was granted, that his name be withdrawn as a co-author to **SCR 10**.

Senator Nichols asked unanimous consent, which was granted, that further consideration of **SCR 10** be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising passage of an transmitting for consideration Engrossed:

HB 1068—By Boren, Abbott, Avey, Cole, Gooden, Sandlin and Wayland of the House and McSpadden of the Senate—An Act relating to oil and gas; providing for plugging of abandoned oil and gas wells; imposing certain duties upon the Corporation Commission; prescribing conditions for lawfully drilling or operating certain types of wells; authorizing the Commission to recover costs; providing for codification; repealing Section 4,

Chapter 217, O.S.L. 1970 (52 O.S. Supp. 1970, § 319); an declaring an emergency.

HB 1187—By Hopkins, Avey, Cate, Kennedy, Wickersham and Andrews of the House and Garrison, Birdsong and Smalley of the Senate—An Act relating to schools; amending Section 311, Chapter 396, O.S.L. 1965, as last amended by Section 1, Chapter 327, O.S.L. 1969 (70 O.S. Supp. 1970, § 3311); designating official education training center for law enforcement officers; creating Council on Law Enforcement and Education; providing that after July 1, 1968, no person shall receive permanent appointment as a police or peace officer without certain requirements; providing district attorney to enforce the provisions of this Act and the proper place for commencement of same; providing for certain exceptions; defining police or peace officer; providing for fingerprinting; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 9**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 11, 19, 28, 44, 50, 115, 119, 123, and 133 each correctly engrossed.

Engrossed **SBs 11, 19, 28, 44, 50, 115, 119, 123, and 133** were each properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 105 by Smith of the Senate and Mountford of the House was read and considered.

Senators Dahl, Keels, Graves, and Luton asked to be shown as co-authors to **SB 105**, which was the order.

President Pro Tempore Smith moved to amend **SB 105**, Page 3, Line 17 by inserting after the word "days" and before the word "commerce", the following language: "after receipt of such request", which amendment was adopted.

President Pro Tempore Smith moved to amend **SB 105**, Page 4, Line 6, by inserting after the word "days." and before the word "If" the following language: "following the conclusion of said hearing," which amendment was adopted.

Senators Smith and Smalley moved to amend **SB 105**, Page 6, Line 4, by inserting after the word "employees." and before the word "Policemen", the following language: "and the Chief of Police and an administrative assistant and the Chief of the Fire Department and an administrative assistant. The administrative assistant shall be that person so designated by the Chief of the Police Department and that person so designated by the Chief of the Fire Department.", which amendment was adopted.

Senator Berrong moved to amend **SB 105**, Page 7, Line 17, by striking after the word "association," and before the word "having" and substituting therefor: "or fraternal organization", which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Inhofe moved to amend **SB 105**, Page 21, Lines 6 and 7, by deleting the language "Ten Dollars (\$10.00) nor more than One Hundred Dollars (\$100.00)" and substituting therefor the following: "One Hundred Dollars (\$100.00) nor more than Five Hundred Dollars (\$500.00)", which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Garrison moved to amend **SB 105**, Page 21, Line 9, by adding after the word "of-fense", the following: ", and any such conviction shall be grounds for immediate dismissal from public employment, for any persons so employed, which amendment was adopted.

Senator Baggett moved to amend

SB 105, Page 4, Line 14½ by inserting after Line 14 and before Line 15 the following: "If a person holding such a position engages in a strike then such person shall be discharged from his employment and shall be ineligible for employment by any city, town or municipality of this State for a period of two years immediately following such strike", which was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Payne, Porter, Smith, Stipe, Taliaferro, Terrill, Trent.—25.

Nay: Baggett, Baldwin, Berrong, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Inhofe, McCune, McGraw, Rogers, Smalley, Stansberry, Williams, Young.—17.

Excused: Bradley, Breckinridge, Hamilton, Medearis, Nichols, Phillips.—6.

Upon motion of President Pro Tempore Smith, **SB 105**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 105**, as co-authored and amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 105 was read for the third time at length.

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

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Baldwin, Berrong, Ferrell, Field, Garrison, Grantham, Inhofe, McCune, McGraw, Stansberry, Williams.—11.

Excused: Bradley, Breckinridge, Nichols, Phillips.—4.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Baldwin, Berrong, Ferrell, Field, Garrison, Grantham, Inhofe, McCune, McGraw, Stansberry, Williams.—11.

Excused: Bradley, Breckinridge, Nichols, Phillips.—4.

The emergency was declared passed.

SB 105 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1018—By Gooden—A Concurrent Resolution memorializing the Congress of the United States to continue the Federal Highway Trust Fund; and directing distribution.

Senator Terrill asked unanimous consent that **HCR 1018** be referred to the Committee on Roads and Highways, which was granted.

GENERAL ORDER

HB 1066 by Spearman of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1066** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1066** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1066 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—35.

Excused: Bradley, Breckinridge, Garrett, Hamilton, Inhofe, Lane, McGraw, Nichols, Phillips, Stansberry, Stipe, Williams, Young.—13.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—35.

Excused: Bradley, Breckinridge, Garrett, Hamilton, Inhofe, Lane, McGraw, Nichols, Phillips, Stansberry, Stipe, Williams, Young.—13.

The emergency was declared passed.

HB 1066 was referred for engrossment.

GENERAL ORDER

SB 100 by Crow was read and considered.

Senator Crow moved to amend **SB 100**, Page 3, Line 10, by adding another section to read as follows: "This act shall not apply to any district if said district shall file with the State Board of Education a declaration that said district is, at the time of filing, voting the maximum millage allowed by law and can also produce satisfactory proof to said Board that initiation of a kindergarten program will impose a fiscal jeopardy on existing programs." and renumbering succeeding sections, which amendment was adopted.

Senator Miller moved to amend **SB 100**, Page 2, Line 17, by adding after the word "applications" and before the word "the" on Line 18, the following language: "from persons residing within said Independent School District," which amendment was adopted.

Upon motion of Senator Crow, **SB 100**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Taliaferro, Terrill, Young.—32.

Excused: Bradley, Breckinridge, Garrett, Graves, Hamilton, Hargrave, Inhofe, McGraw, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Trent, Williams.—16.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Howard, Howell, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32.

Excused: Bradley, Breckinridge, Dahl, Ham, Hamilton, Hargrave, Holden, Inhofe, Luton, McGraw, Nichols, Phillips, Porter, Smalley, Stansberry, Williams.—16.

The emergency was declared passed.

SB 100 was referred for engrossment.

GENERAL ORDER

SB 93 by Baggett and Terrill of the Senate was read and considered.

Senator Baggett moved to amend **SB 93**, Page 1, Title, "by reinstating the original title so that the measure may become law", which amendment was adopted.

Upon motion of Senator Baggett, **SB 93** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 93** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 93 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hargrave, Howard, Howell, Keels, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stipe, Terrill, Trent, Young.—28.

Nay: Berrong, Boecher, Grantham, Lamb, Luton, Williams.—6.

Excused: Bradley, Breckinridge, Crow, Ham, Hamilton, Holden, Inhofe, McGraw, Nichols, Phillips, Porter, Smalley, Stansberry, Taliaferro.—14.

The bill was declared passed.

SB 93 was referred for engrossment.

DECLARATION OF VOTE

Senator Smalley asked that the record show had he been present at the time of Third Reading and final passage of **SB 93**, he would have voted aye on the Bill, which was the order.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Wednesday, February 17, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, February 17, 1971, at 1:00 o'clock P.M.

Twenty-fourth Legislative Day

Wednesday, February 17, 1971

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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ferrell, Ham, Howard, Stipe.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Miller:

Our Dear Heavenly Father, again, today we come before Thee to express our gratitude unto Thee for every blessing of health and strength of body and mind.

We are also, grateful for the opportunities of service and leadership to the people of this state, that you have allowed these men to hold.

Help them today to discharge this responsibility in a responsible way for the good of the people of Oklahoma.

We pray today that you will give the vision and understanding to these, our leaders and lawmakers, to bring about laws that will be best for the mental, moral and physical wellbeing of our citizens.

We seek your living presence and power for today and through out life, that we might know the abundant life.

In Christ's name do we pray. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMIT

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

Mrs. Dosha Lapp, 7512 N. W. 39th, Bethany, Oklahoma, representing Fair Taxation Committee.

COMMITTEE REPORTS

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

DO PASS:

SB 155—Judiciary.

SB 159—Judiciary.

HB 1113—Appropriations and Budget.

HB 1131—Appropriations and Budget.

HB 1135—Appropriations and Budget.

HB 1144—Appropriations and Budget.

DO PASS, as amended:

SB 154—Judiciary.

HB 1129—Appropriations and Budget.

HB 1130—Appropriations and Budget.

CITATIONS

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to the 1970

Vian Football Team for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to James Steven Davis who was elected Governor of the 1970 Boys State in Oklahoma and was Oklahoma's representative to Boys Nation in Washington, D.C.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Steve Davis of Sallisaw High School, for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Gary Barnoskie of Vian High School, for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Larry Briggs of Vian High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Dennis McElwee of Roland High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mickey Mixon of Poteau High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Danny Ray of Heavener High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Rod-
erick Shoate of Spiro High School for out-

standing athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Bobby Claborn of Panama High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Allan Harris of Sallisaw High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Robert James of Panama High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mitchell Hayes of Talihina High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Paul Bane of Sallisaw High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Randy Wood of Roland High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Nigel Wise of Poteau High School for outstanding athletic achievement and sportsmanship.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Dwayne McGowan of Sallisaw High School for outstanding athletic achievement and sportsmanship.

The above Orders of the Senate were

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

Senator Smalley presiding.

SECOND READING

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

SB 164—Environmental Quality.

SB 165—Appropriations and Budget.

SB 166—Appropriations and Budget.

HB 1068—Oil and Gas.

HB 1187—Education - Higher.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1181—By Sullivan and Wolf (Leland) of the House and Terrill of the Senate—(Relating to taxation; emergency).

The above numbered **HBs** and/or **HRs** were read for the first time.

President Pro Tempore Smith presiding.

DECLARATION OF VOTE

Senator Phillips asked that the record show had he been present at the time of Third Reading and final passage of **SB 105**, he would have voted AYE on the Bill, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 55, 56, 57, and 103**.

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 93 and 105 and HB 1066 each correctly engrossed.

Engrossed **SBs 93 and 105** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1066**, together with En-

grossed **SAs**, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 152 by Garrison, Phillips, Williams, Miller, Stipe, Lane, Nichols, Martin, Taliaferro, Holden, Stansberry, McSpadden, Birdsong, Terrill, Dahl, McCune, Porter, Garrett, Medearis, Murphy, McGraw, Inhofe, Grantham, Howard, Hargrave, Field, Payne, Capps, Young, Lamb, Hamilton, Luton and Howell of the Senate and Spearman of the House was read and considered.

Senator Keels asked to be shown as co-author to **SB 152**, which was the order.

Senator Garrison moved to amend **SB 152**, Page 3, Line 1 by adding after the word "by", and before the word "court", the word "the", which amendment was adopted.

Upon motion of Senator Garrison, **SB 152**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **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 Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Ferrell, Field, Ham, Hamilton, Howard, 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, Bird-

song, Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Ferrell, Field, Ham, Hamilton, Howard, Stipe, Taliaferro.—8.

The emergency was declared passed.

SB 152 was referred for engrossment.

GENERAL ORDER

SB 139 by Baggett, Miller, Terrill, Crow, Breckinridge and Murphy was read and considered.

Senators Grantham, Stansberry, Keels, McGraw, Howell and Capps asked to be shown as co-authors to **SB 139**, which was the order.

Senator Ferrell asked to be shown present.

Upon motion of Senator Miller, **SB 139** was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **SB 139** was engrossed and placed upon third reading and final passage.

THIRD READING

SB 139 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ham, Hamilton, Howard, Stipe.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ham, Hamilton, Howard, Stipe.—5.

The emergency was declared passed.

SB 139 was referred for engrossment.

GENERAL ORDER

SB 101 by Crow of the Senate and Payne of the House was read and considered.

Senator Howard asked to be shown present.

Senator Crow moved to amend **SB 101**, Page 51, Line 10 by adding after the word "adopts", and before the word "ordinances", the words "county, city or municipal", which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 52, Line 7, by adding after the word "ordinance", and before the word "Copies" the following "For purposes of this act, the word ordinance shall be construed to mean "regulation of a Soil Conservation district", which amendment was adopted.

Senator Crow moved to amend **SB 101**, Page 55, Line 10, by adding after the word "except" and before the word "in", "by a majority vote", which amendment was adopted.

Upon motion of Senator Crow, **SB 101**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **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: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Garrison, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Terrill, Trent.—27.

Nay: Ferrell, Garrett, Grantham, Hargrave, McCune, Martin, Miller, Payne, Porter, Smith, Stansberry, Williams.—12.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Ham, Hamilton, Stipe, Taliaferro, Young.—9.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—38.

Nay: Baldwin, Garrett, Payne.—3.

Excused: Baggett, Bradley, Breckinridge, Ham, Lamb, Stipe, Young.—7.

The emergency was declared passed.

SB 101 was referred for engrossment.

PENDING SENATE ACTION

SCR 10 by Nichols was called up for consideration.

Senators Nichols and Berrong moved to amend **SCR 10**, Page 2, Line 6, by inserting after the word "Welfare" and before the word "Wilbur" a comma and the words "the Honorable", which amendment was adopted.

Senators Nichols and Berrong moved to amend **SCR 10**, Page 3, Line 3, by striking

the word "failure" and by substituting therefor the word "inability", which amendment was adopted.

Senators Nichols and Berrong moved to amend **SCR 10**, Page 3, Lines 19-21, by striking the language of Section 2 and substituting therefor the following language: "That Congress, in enacting such legislation, create a Uniform National Public Welfare System, in the categories of Aid to the Aged, Aid to the Blind and Aid to the Permanently and Totally Disabled and that payments in such categories be issued by the Social Security Administration; that in the category of Aid to Families with Dependent Children, that this be administered by the states under federal laws and policies, such laws and policies requiring the states to supervise the appropriate work and training programs for recipients in such categories, in order to promote self-support, self-care and to strengthen family life.", which amendment was adopted.

The following Senators asked to be made co-authors of **SCR 10**, which was the order:

Birdsong, Capps, Crow, Dahl, Field, Grantham, Hargrave, Holden, Howell, Keels, Lane, Luton, Martin, Medearis, Murphy, Phillips, Porter, Young.

SCR 10, as co-authored and amended, was read at length as follows, adopted upon motion of Senator Nichols and ordered referred for engrossment.

SCR 10—By Nichols, Birdsong, Capps, Crow, Dahl, Field, Grantham, Graves, Hargrave, Holden, Howell, Keels, Lane, Luton, Martin, Medearis, Miller, Murphy, Phillips, Porter and Young of the Senate and Sparkman of the House—A Concurrent Resolution relating to public welfare; memorializing the Congress of the United States to revise the existing federal-state systems of public welfare by substituting therefor a federally-financed system of public assistance; and directing distribution.

WHEREAS, a mounting concern in being manifested throughout the nation

relative to existing public welfare programs, in terms of both their equity and effectiveness in achieving the desired objectives of providing for the basic needs of those who are unable to provide for themselves and, simultaneously, of assisting as many as possible of those aided to assume or to return to productive, self-fulfilling lives; and

WHEREAS, great disparities exist among the public welfare programs currently in effect in several states, resulting in serious inequities to the recipients of such programs as well as disproportionate burdens in the financing thereof; and

WHEREAS, the staggering welfare burden, with some 13.5 million citizens dependent upon public assistance throughout the United States, at a total cost of approximately \$15 billion annually, swiftly is propelling state and local governments toward the brink of financial disaster; and

WHEREAS, responsible officials throughout the nation are in agreement that the system of public assistance itself is the major factor propelling state and local governments toward financial chaos: more than two years ago, New York's Governor Nelson A. Rockefeller urged that the United States government assume the entirety of the financial obligations for public welfare throughout the nation; the 1st Session of the 32nd Oklahoma Legislature similarly urged the Congress to assume responsibility for financing the nation's disparate welfare programs; former Secretary of Health, Education, and Welfare, the Honorable Wilbur J. Cohen, at the time of his retirement from office, called for a radical overhaul of the federal-state systems of public welfare and for total federal financing of a national welfare program; President Nixon has urged the Congress to recognize the "desperate need" for reform of a welfare system described by him as a "monstrous, continuing outrage. . ." against both the taxpayers and

the people it is designed to serve; the governors of several states and the mayors of many of the nation's larger cities have implored the President and Congress to act in an effort to forestall the impending financial disaster and bring order, sanity and humanity into a national program; and

WHEREAS, the President, in recognition of the growing financial plight of state and local governments, has proposed a system of revenue-sharing, in addition to his proposal for welfare reform; and

WHEREAS, in view of apparent mounting opposition to the proposal on revenue-sharing, in contrast to a virtual unanimity of opinion as to the urgent necessity for immediate reform of the existing welfare system, federal assumption of the cost of welfare in conjunction with nationalization of the system, would give immediate and monumental relief to the financial plight of state and local governments and release funds for equally pressing and important responsibilities of those governments; and

WHEREAS, in view of the United States Supreme Court decision striking down state residency requirements for welfare purposes, and in other respects as well, public welfare has become a matter of national scope and concern and should, therefore, be approached from the national perspective, as the national government alone has both the power and resources at its command to attack the problem with any prospects of successful and rational solution; and

WHEREAS, broad differences from state to state as to the financial resources undergirding the various welfare programs; the discretionary element involved in the allocation of scarce resources to a proliferating array of services demanded of state governments; the inability of the states to effectively enforce provisions of their welfare laws relating to the trial and conviction of

those who desert and neglect their dependent children forces the conclusion, in the interests of economy, efficiency, equity and justice, that the time is at hand for a major overhaul of the nation's many and varied welfare programs into a uniform national system, completely financed by the United States government, and administered without regard to state boundaries and jurisdictions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the Congress of the United States be and hereby is respectfully urged to enact such legislation as is necessary to place responsibility upon the United States government for assumption of the cost of the public welfare programs now jointly financed by the federal and state governments.

SECTION 2. That Congress, in enacting such legislation, create a Uniform National Public Welfare System, in the categories of Aid to the Aged, Aid to the Blind and Aid to the Permanently and Totally Disabled and that payments in such categories be issued by the Social Security Administration; that, in the category of Aid to Families with Dependent Children, this be administered by the states under federal laws and policies, such laws and policies requiring the states to supervise the appropriate work and training programs for recipients in such categories, in order to promote self-support, self-care and to strengthen family life.

SECTION 3. That officially authenticated copies of this resolution be forwarded to the presiding officers of the House of Representatives and Senate of the Congress of the United States, to the members of the Oklahoma delegation in Congress, and to the Governors and presiding officers of the Legislatures of the several states.

GENERAL ORDER

SB 72 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 72** was advanced to engrossment.

By unanimous consent upon request of Senator McSpadden, **SB 72** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 72 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baggett, Bradley, Ham, Hamilton, Nichols, Stansberry, Stipe.—7.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baggett, Bradley, Ham, Hamilton, Nichols, Stansberry, Stipe.—7.

The emergency was declared passed.

SB 72 was referred for engrossment.

GENERAL ORDER

SB 85 by McSpadden and Hamilton of

the Senate and Willis of the House was read and considered.

Senator McSpadden moved that the title be crippled to **SB 85**, which motion pre-
vailed.

Upon motion of Senator McSpadden, **SB 85** was advanced to engrossment.

By unanimous consent upon request of Senator McSpadden, **SB 85** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 85 was read for the third time at length.

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

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Birdsong, Keels, Miller, Rogers, Smalley.—5.

Excused: Baggett, Bradley, Ham, Hamilton, McSpadden, Porter, Stansberry, Stipe.—8.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Birdsong, Keels, Miller, Rogers, Smalley.—5.

Excused: Baggett, Bradley, Ham, Hamilton, McSpadden, Porter, Stansberry, Stipe.—8.

The emergency was declared passed.

SB 85 was referred for engrossment.

GENERAL ORDER

HB 1116 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1116** was advanced to engrossment,

By unanimous consent upon request of Senator McSpadden, **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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Williams, Young.—39.

Excused: Baggett, Bradley, Ham, Hamilton, Porter, Stansberry, Stipe, Terrill, Trent.—9.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Williams, Young.—39.

Excused: Baggett, Bradley, Ham, Hamilton, Porter, Stansberry, Stipe, Terrill, Trent.—9.

The emergency was declared passed.

HB 1116 was referred for engrossment.

GENERAL ORDER

HB 1117 by Willis of the House and McSpadden and Hamilton 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 considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1117 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams.—37.

Excused: Baggett, Bradley, Garrison, Ham, Hamilton, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—11.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams.—37.

Excused: Baggett, Bradley, Garrison, Ham, Hamilton, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—11.

The emergency was declared passed.

HB 1117 was referred for engrossment.

GENERAL ORDER

HB 1121 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1121** was advanced to engrossment.

By unanimous consent upon request of Senator McSpadden, **HB 1121** 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: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Baggett, Baldwin, Bradley, Garrison, Ham, Hamilton, Payne, Porter, Stansberry, Stipe, Young.—11.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Baggett, Baldwin, Bradley, Garrison, Ham, Hamilton, Payne, Porter, Stansberry, Stipe, Young.—11.

The emergency was declared passed.

HB 1121 was referred for engrossment.

GENERAL ORDER

SB 153 by Luton, Garrett, Howell, and Lamb was read and considered.

Senator Birdsong asked to be shown as co-author to **SB 153**, which was the order.

Upon motion of Senator Luton, **SB 153**,

as co-authored, was advanced to engrossment.

By unanimous consent upon request of Senator Luton, **SB 153**, as co-authored, was considered engrossed and placed upon third reading and final passage.

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

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: Birdsong, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Hargrave, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Young.—29.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Ferrell, Field, Holden, Inhofe, McCune, Rogers, Taliaferro, Williams.—12.

Excused: Baggett, Bradley, Ham, Hamilton, Nichols, Porter, Stansberry.—7.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Baldwin, Berrong, Breckinridge, Ferrell, Field, Inhofe, McCune, McGraw, Taliaferro, Williams.—10.

Excused: Bradley, Ham, Hamilton, Nichols, Porter, Stansberry.—6.

The emergency was declared passed.

SB 153 was referred for engrossment.

GENERAL ORDER

SB 96 by Baggett and Terrill was read and considered.

Senators Smith, Graves, Inhofe, Taliaferro, Grantham, Rogers, Birdsong, Lamb, Keels, Murphy, and McGraw asked to be made co-authors to **SB 96**, which was the order.

Senator Baggett moved to amend **SB 96**, Page 3, Line 2, by striking the words "and Special Education grants" and inserting the word "and" after the word "Aid", and before the word "Incentive", which amendment was adopted.

Upon motion of Senator Baggett, **SB 96**, as co-authored and amended, was advanced to engrossment.

By unanimous consent upon request of Senator Baggett, **SB 96**, as co-authored and amended, was considered engrossed and placed upon third reading and final passage.

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

Senator Payne presiding.

Senator Trent moved to have **SB 96** referred to the Committee on Appropriations and Budget, which motion was tabled upon motion of Senator Terrill.

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—43.

Nay: Trent, Williams.—2.

Excused: Bradley, Miller, Stansberry.—3.

The bill was declared passed.

SB 96 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 10 and SB 100 each correctly engrossed.

Engrossed SCR 10 and SB 100 were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 134 by Luton was read and considered.

Upon motion of Senator Luton, SB 134 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, 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: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Birdsong, Boecher, Bradley, Ferrell, Holden, Miller, Murphy, Stansberry.—8.

The bill was declared passed.

SB 134 was referred for engrossment

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, with Senator Payne presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Boecher, advised

and consented to the confirmation of the executive nomination of ELMER VIETH, Kingfisher, to the Wildlife Conservation Commission for the remainder of an eight (8) year term ending July 1, 1978, and effective upon Senate confirmation.

GENERAL ORDER

SB 131 by Crow, Williams, Capps, Field, Lane, Trent, Lamb and Martin of the Senate and Harper of the House was read and considered.

Senators Grantham and Payne asked to be shown as co-authors to SB 131, which was the order.

Upon motion of Senator Crow, SB 131, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 131, as co-authored, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 131 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Medearis, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—33.

Nay: Baggett, Keels.—2.

Excused: Baldwin, Bradley, Garrett, Ham, Howard, McGraw, McSpadden, Miller, Phillips, Porter, Rogers, Smalley, Stansberry.—13.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe,

Lamb, Lane, Luton, McCune, Martin, Medearis, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—33.

Nay: Baggett, Keels.—2.

Excused: Baldwin, Bradley, Garrett, Ham, Howard, McGraw, McSpadden, Miller, Phillips, Porter, Rogers, Smalley, Stansberry.—13.

The emergency was declared passed.

SB 131 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 10**, as co-authored by Privett, Wolf (Leland), Townsend, Willis, Odom, McCune, Avey and Skeith of the House.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 9**, as co-authored by Gooden, Kamas, Townsend and Cate of the House.

The above numbered Resolution was referred for enrollment.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Thursday, February 18, 1971, at 11:00 o'clock A.M., which motion prevailed.

Senator Hargrave presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 10 correctly enrolled.

Enrolled **SCR 10** was properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

Senator Martin presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 10**.

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

As provided under the Terrill motion, the Senate adjourned to meet Thursday, February 18, 1971, at 11:00 o'clock A.M.

Twenty-fifth Legislative Day

Thursday, February 18, 1971

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, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Dahl, Ham, McGraw, McSpadden, Stansberry.—6.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Miller:

Oh, Lord our Lord, how excellent is Thy name in all the earth. As we come before Thee today to petition Thee in our behalf, we want first of all to ask that you would accept our gratitude for every good and precious gift you have given us.

Today we come, as we have in times past, to seek Thy leadership as you would impress upon our minds what is best for the citizens of this state that these responsible men represent.

Help us to understand that government was given of Thee, and that you still would guide in our actions, if we would only listen.

So today we ask that all that is done be done for the lasting good of man and the glory of God the Father. For this is our prayer for Christ's name. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

President Pro Tempore Smith announced the good news that Senator Bradley was released from the hospital and allowed to return to his home. He further advised that Senator Bradley was still not allowed visitors, but was feeling much better.

CITATIONS

Upon motion of Senator Martin, it was the order of the Senate that a Citation of Congratulations be issued to William A. McGalliard, Ardmore, Oklahoma, for outstanding services to his community.

Upon motion of Senator Terrill, it was the order of the Senate that a Citation of Congratulations be issued to Cynda Capps, daughter of Senator Capps, Snyder High School, for outstanding scholastic achievements.

The above orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

FIRST READING

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

SB 167—By Smith and Grantham—An Act relating to courts; providing for an annual audit of the court fund of the district court and law library fund in every county by the State Examiner and Inspector; requiring the filing of annual audit report with certain officers; requiring the State Examiner and Inspector to prescribe proper form for the annual and

financial report of the Board of Law Library trustees; and directing codification.

SB 168—By Stipe—An Act relating to torts; amending 76 O.S. 1961, § 5, as last amended by Section 1, Chapter 158, O.S.L. 1969 (76 O.S. Supp. 1970, § 5); providing for responsibility for wilful and negligent acts; providing that contributory negligence may not be pleaded or proved as a defense in any civil action; and providing for severability.

SB 169—By Stipe—An Act relating to prisons and reformatories; amending Sections 6, 8, 10, as amended by Section 3, Chapter 325, O.S.L. 1967, and 15, Chapter 261, O.S.L. 1967 (57 O.S. Supp. 1970, §§ 506, 508, 510 and 515); creating certain positions, departments and divisions with certain powers, duties and responsibilities under the State Board of Corrections; providing qualifications for certain positions and removal of persons from said positions; providing for experience equivalent for certain qualifications; and declaring an emergency.

SB 170—By Young—An Act relating to the Office of the Governor and making an appropriation thereto; stating purpose; providing for lapse date; and declaring an emergency.

SB 171—By Young—An Act relating to agriculture; enacting the Oklahoma Commercial Feed Law of 1971; providing powers and duties of Board of Agriculture; defining terms; providing for registration; regulating labeling, misbranding and adulteration; providing for inspections and reports; providing prohibitions and penalties; providing severability; repealing 2 O.S. 1961, §§ 8-41 through 8-49; and setting effective date.

SB 172—By Crow—An Act relating to licenses and permits; providing that periods for which certain types of licenses and permits issued by the state and agencies thereof shall be extended by reason of military, or other, service of the United

States or the State of Oklahoma, outside the continental United States; and declaring an emergency.

SB 173—By Rogers, Payne and Murphy—An Act relating to the practice of optometry; stating public policy, prohibiting the practice of optometry in such manner as to induce patronage for the practitioner; limiting surroundings wherein visual care may be rendered to the public; providing penalty; providing severability; and declaring an emergency.

SECOND READING

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

HB 1181—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1066**, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1006—By Sparkman—(Board of Education; and emergency).

HB 1024—By Sparkman—(State Department of Health; and emergency).

HB 1026—By Camp, Cotner and Boatner—An Act relating to revenue and taxation; amending Section 2, Chapter 259, O.S.L. 1967, as amended by Section 1, Chapter 186, O.S.L. 1968, and Section 3, Chapter 259, O.S.L. 1967 (68 O.S. Supp. 1970, §§ 5102 and 5103); providing exceptions to the applicability of the documentary stamp tax imposed by Section 1, Chapter 259, O.S.L. 1967 (68 O.S. Supp. 1970, § 5101).

HB 1119—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—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 em-

ployees within certain limitations; providing for lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1149—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Oklahoma Industrial Development and Park Commission; and emergency).

HB 1184—By McCune—An Act relating to taxation; repealing 68 O.S. 1961, §§ 1501 and 1502, as renumbered by Section 1, Chapter 215, O.S.L. 1965 (68 O.S. Supp. 1970, §§ 2501 and 2502), 68 O.S. 1961, § 1503, as renumbered by Section 1, Chapter 215, O.S.L. 1965, and as amended by Section 1, Chapter 294, O.S.L. 1967 (68 O.S. Supp. 1970, § 2503), and 68 O.S. 1961, §§ 1504, 1505, 1506, 1507, 1508, 1509, 1510, 1511, 1512, 1513, 1514, 1515, 1516, 1517, 1518, 1519, and 1520, as renumbered by Section 1, Chapter 215, O.S.L. 1965 (68 O.S. Supp. 1970, §§ 2504, 2505, 2506, 2507, 2508, 2509, 2510, 2511, 2512, 2513, 2514, 2515, 2516, 2517, 2518, 2519 and 2520); and declaring an emergency.

HB 1214—By Hopkins, York and Andrews of the House and Birdsong of the Senate—An Act relating to police pensions and retirement; amending 11 O.S. 1961, §§ 541e, 541k, as last amended by Section 1, Chapter 330, O.S.L. 1969, 541l, as amended by Section 1, Chapter 246, O.S.L. 1969, and 541w, as amended by Section 1, Chapter 46, O.S.L. 1965 (11 O.S. Supp. 1970, §§ 541k, 541l, and 541w); providing for general powers of Board of Trustees and authorizing investment of funds in equities, stocks and mutual stock funds; providing for service pensions and disability allowances and pensions, changing credit rate for more than twenty years to two and one-half percent and changing base period for determining amount to final thirty months; and providing for credit for military service, but excluding voluntary enlistments and extensions; and declaring an emergency.

HB 1233—By Stratton of the House and Berrong of the Senate—An Act relating

to the Western Oklahoma Tuberculosis Sanatorium; appropriating the sum of eight thousand five hundred dollars there-to for the purpose of satisfying a judgment in favor of Vera Hoffman; providing that same shall be nonfiscal; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading and transmitting for signature Enrolled **HB 1066**.

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

RESOLUTION

Senator Field introduced **SR 11**.

Senator Smalley presiding.

Senator Field asked unanimous consent that all members of the Senate, except Senator Boecher, be made co-authors to **SR 11**, which was granted.

SR 11 was read at length as follows, adopted upon motion of Senator Field, and ordered referred for enrollment:

SR 11—By Field, Miller, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Senate Resolution commending the Honorable Roy C. Boecher for having been selected to receive a plaque from the National Rural Telephone Association for outstanding service; and directing distribution.

WHEREAS, the Honorable Roy C. Boecher has rendered remarkably outstanding service to his district and to the people of this state throughout more than 22 years in the Oklahoma Senate, where he has served as President Pro Tempore and

Majority Floor Leader of this important legislative body; and

WHEREAS, by reason of his exemplary personal conduct, his dedication and tireless efforts for causes he believes to be meritorious, his courteous and fair treatment to all with whom he comes in contact, and his distinguished leadership as a legislator, the Honorable Roy C. Boecher has continued to grow in the admiration and affection of his colleagues in the Legislature; and

WHEREAS, the same sterling qualities which have caused him to be held in the highest esteem by his colleagues in the Legislature have been recognized by his associates and competitors in the field of commerce, as is evidenced by the Honorable Roy C. Boecher's having been presented, recently, one of only two plaques presented in the nation annually by the National Rural Telephone Association (RTA) to a rural manager or member for outstanding work done in improving the living conditions in rural areas, the inscription on which plaque states that the award was for outstanding service in Oklahoma and the nation, and was signed by the Administrator of Rural Electrification Administration; and

WHEREAS, it is deemed to be proper for the Oklahoma Senate to commend one of its most respected members for the signal honor which has been bestowed upon him by the business world.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the 1st Session of the 33rd Oklahoma Legislature hereby commends the Honorable Roy C. Boecher for having been chosen by the National Rural Telephone Association to receive the award for his work in improving the living conditions in rural areas as described in the preamble hereto.

SECTION 2. Duly authenticated copies of this resolution shall be forwarded to

the Honorable Roy C. Boecher, the National Rural Telephone Association, the Rural Electrification Administration and the Oklahoma Association of Electric Cooperatives.

Senator Payne presiding.

Senator Terrill introduced **SCR 11**.

Senator Terrill asked unanimous consent that all members of the Senate be made co-authors to **SCR 11**, which was granted.

SCR 11—By Terrill, Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Trent, Williams and Young —A Concurrent Resolution relating to American Servicemen held captive by the government of North Vietnam and its allies; expressing the great concern of the people and the Legislature of Oklahoma for the treatment of said prisoners and the conditions of their captivity; urging continued and increased efforts on the part of the government of the United States in behalf of said prisoners; expressing the consensus of the Legislature that the prisoner of war issue is a key factor in any negotiations aimed at resolving the Vietnamese Conflict; memorializing the Government of the United States to insist that the prisoner of War issue be and remain the priority matter in any negotiations; directing that this resolution be distributed to the State Department of the United States with the request that it be forwarded to the government of North Vietnam, the United Nations and the International Committee of the Red Cross; further directing distribution to the next of kin of any and all Oklahomans listed as captured or missing in action in Southeast Asia.

SCR 11, as co-authored, was read at length, adopted upon motion of Senator

Terrill and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 72, 85, 134, 139, 152 and 153 and HBs 1116, 1117, and 1121 each correctly engrossed.

SBs 55, 56, 57, 103 and SJR 9 each correctly enrolled.

Engrossed **SBs 72, 85, 134, 139, 152 and 153** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1116, 1117 and 1121**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 55, 56, 57, 103 and SJR 9** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 155 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 155** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 155** was engrossed and placed upon third reading and final passage.

Senator Terrill moved that **SB 155** be referred to the committee on Commerce, which motion failed of adoption.

Senator Hamilton asked that consideration be deferred on **SB 155**, which was the order.

GENERAL ORDER

SB 148 by Hamilton and McSpadden of the Senate and Sullivan of the House was read and considered.

Upon motion of Senator Hamilton, **SB 148** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 148** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 148 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Baggett, Hargrave.—2.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Nichols, Stansberry.—8.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Baggett, Hargrave.—2.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Nichols, Stansberry.—8.

The emergency was declared passed.

SB 148 was referred for engrossment.

GENERAL ORDER

HB 1113 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1113** was advanced to engrossment.

By unanimous consent upon request of Senator Hamilton, **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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Crow, Rogers.—2.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Nichols, Smalley, Stansberry, Taliaferro.—10.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smith, Stipe, Terrill, Trent, Williams, Young.—36,

Nay: Crow, Rogers.—2.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Nichols, Smalley, Stansberry, Taliaferro.—10.

The emergency was declared passed.

HB 1113 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1129 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1129** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1129** was considered engrossed and placed upon third reading and final passage.

THIRD READING

HB 1129 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Williams, Young.—34.

Nay: Keels.—1.

Excused: Baggett, Baldwin, Bradley, Dahl, Ham, Holden, McGraw, McSpadden, Nichols, Smalley, Stansberry, Taliaferro, Trent.—13.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Williams, Young.—34.

Nay: Keels.—1.

Excused: Baggett, Baldwin, Bradley, Dahl, Ham, Holden, McGraw, McSpadden, Nichols, Smalley, Stansberry, Taliaferro, Trent.—13.

The emergency was declared passed.

HB 1129 was referred for engrossment.

GENERAL ORDER

HB 1130 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1130** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1130** was considered engrossed and placed upon third reading and final passage.

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

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: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Nay: Keels.—1.

Excused: Baggett, Baldwin, Bradley, Dahl, Ham, Holden, McGraw, McSpadden, Nichols, Smalley, Taliaferro, Trent.—12.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Nay: Keels.—1.

Excused: Baggett, Baldwin, Bradley, Dahl, Ham, Holden, McGraw, McSpadden, Nichols, Smalley, Taliaferro, Trent.—12.

The emergency was declared passed.

HB 1130 was referred for engrossment.

GENERAL ORDER

HB 1131 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1131** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1131** was consid-

ered engrossed and placed upon third reading and final passage.

HB 1131 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, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Breckinridge, Keels, McCune, Stipe.—5.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Medearis, Nichols, Taliaferro.—9.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Breckinridge, Keels, McCune, Stipe.—5.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Medearis, Nichols, Taliaferro.—9.

The emergency was declared passed.

HB 1131 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1135 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1135** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1135** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

HB 1135 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Payne, Porter, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Medearis, Nichols, Phillips, Smith, Taliaferro.—12.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Payne, Porter, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Medearis, Nichols, Phillips, Smith, Taliaferro.—12.

The emergency was declared passed.

HB 1135 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1144 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1144** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1144** was considered

engrossed and placed upon third reading and final passage.

THIRD READING

HB 1144 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, Martin, Miller, Murphy, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Young.—32.

Nay: Keels, Payne, Rogers, Williams.—4.

Excused: Baldwin, Bradley, Dahl, Ham, McCune, McGraw, McSpadden, Medearis, Nichols, Phillips, Smith, Taliaferro.—12.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, Martin, Miller, Murphy, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Young.—32.

Nay: Keels, Payne, Rogers, Williams.—4.

Excused: Baldwin, Bradley, Dahl, Ham, McCune, McGraw, McSpadden, Medearis, Nichols, Phillips, Smith, Taliaferro.—12.

The emergency was declared passed.

HB 1144 was ordered withheld pursuant to Rule 19-f.

THIRD READING

Senator Hamilton moved to reconsider the vote by which **SB 155** was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Hamilton moved to reconsider

the vote by which **SB 155** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senators Berrong and Hamilton moved to amend **SB 155**, Page 2, Line 7, by striking after the word "agent" on Line 7 and before the word "claims" on Line 9, the following: "or an assignee of a claim IF THE ASSIGNMENT WAS MADE FOR THE PURPOSE OF COLLECTION," and causing Line 7 to read: "collection agency or collection agents." and adding the following sentence: "An action on an assignment for value may be filed under the small claims procedure of this act, except that no action may be brought by a collection agency or collection agent for the purpose of collection," which amendment failed of adoption.

Upon motion of Senator Baggett, **SB 155** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **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, Berrong, Birdsong, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Murphy, Payne, Rogers, Smalley, Smith, Stansberry.—27.

Nay: Boecher, Hamilton, Lane, Porter, Stipe, Terrill, Williams, Young.—8.

Excused: Baldwin, Bradley, Breckinridge, Dahl, Ham, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Taliaferro, Trent.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boe-

cher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Williams, Young.—32.

Nay: Crow, Hamilton, Lane, Terrill.—4.

Excused: Baldwin, Bradley, Dahl, Ham, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Taliaferro, Trent.—12.

The emergency was declared passed.

SB 155 was referred for engrossment.

GENERAL ORDER

SB 154 by Grantham and Smith of the Senate and McCune of the House was read and considered.

Senator Grantham moved to amend **SB 154**, Page 1 by striking the emergency from the body and the title, which amendment was declared adopted.

Upon motion of Senator Grantham, **SB 154**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 154**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 154 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Holden.—1.

Excused: Baldwin, Bradley, Crow, Dahl, Ham, Hamilton, McGraw, McSpadden, Medearis, Nichols, Phillips, Taliaferro, Trent.—13.

The bill was declared passed.

SB 154 was referred for engrossment.

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, with Senator Payne presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Stansberry, advised and consented to the confirmation of the executive nomination of E. HUBERT GRAGG, Oklahoma City, Oklahoma, to serve an eight (8) year term, ending

February 15, 1979, as a member of the State Highway Commission, District Five (5), effective upon Senate confirmation. Mr. Gragg succeeds himself.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, February 22, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1113, 1131, 1135**, and **1144** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, February 22, 1971, at 1:00 o'clock P.M.

Twenty-sixth Legislative Day

Monday, February 22, 1971

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

Upon roll call, the following members were present:

Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Trent, Young.—35.

Excused: Baggett, Bradley, Field, Garrison, Grantham, Howell, Lamb, Martin, Murphy, Payne, Rogers, Terrill, Williams.—13.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Dan Cooper, First Baptist Church, Shawnee, Oklahoma, and incorporated upon request of Senator Graves.

Oh, God of justice and mercy, we ask of you this day a clear vision of your will for us. Help us, we pray, to be men who reflect in our decisions those God-like qualities of justice and mercy. Protect us from the hardness of heart which would seek to serve justice apart from the gentle quality of mercy. Teach us also the folly of trying to be merciful apart from a strong sense of justice. Help us, oh Lord, to meet your requirement to do justice, to love mercy, and to walk humbly in your presence. Amen.

The Journal for the last legislative day was declared approved.

REQUEST FOR LOBBY PERMITS

Request for Lobby Permit was filed by

the following person and ordered referred to the Committee on Lobby Permits:

John W. Dexter, 1126 Huntington, Oklahoma City, Oklahoma, representing Oklahoma State Home Builders Association.

FIRST READING

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

SB 174—By Stipe—An Act relating to workmen's compensation; amending 85 O.S. 1961, § 22, as last amended by Section 1, Chapter 318, O.S.L. 1970 (85 O.S. Supp. 1970, § 22); providing schedule of compensation for injuries; providing for payment of compensation benefits in event of death; providing operative date; and declaring an emergency.

SB 175—By Ferrell of the Senate and Coffin of the House—An Act relating to the Cherokee Strip Historical Society and making an appropriation thereto; stating purpose; making the appropriation nonfiscal; making the provisions of this Act severable; and declaring an emergency.

SECOND READING

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

SB 167—Judiciary.

SB 168—Judiciary.

SB 169—Public Safety and Penal Affairs.

SB 170—Appropriations and Budget.

SB 171—Agriculture.

SB 172—State and Federal Government.

SB 173—Professions and Occupations.

HB 1006—Appropriations and Budget.

HB 1024—Appropriations and Budget.

HB 1026—Revenue and Taxation.

HB 1119—Appropriations and Budget.

HB 1149—Appropriations and Budget.

HB 1184—Revenue and Taxation.

HB 1214—Municipal Government.

HB 1233—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 96, 131, 148, 154, 155, SCR 11 and **HBs 1129** and **1130** each correctly engrossed.

SR 11 correctly enrolled.

Engrossed **SBs 96, 131, 148, 154, 155** and **SCR 11** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1129** and **1130**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SR 11** was properly signed and ordered transmitted to the Secretary of the State.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 12, 1971, of Enrolled:

SJR 1—By Holden, Grantham, Ferrell, Birdsong, Luton and Payne of the Senate and Sanguin and Tarwater of the House—A Joint Resolution relating to oil and gas; amending Section 4, Chapter 217, O.S.L. 1970 (52 O.S. Supp. 1970, § 319); requiring surety bonds of persons engaged in certain oil or gas operations; changing the date after which such bonds are required; and declaring an emergency.

Advising approval by him, February 17, 1971 of Enrolled:

SB 41—By Garrison, Lamb, Ferrell, Nichols et al of the Senate and McCune, Privett, Wayland, Sparkman, et al of the House—An Act relating to crimes and punishments; amending 21 O.S. 1961, § 372, as amended by Section 1, Chapter 298, O.S.L. 1967 (21 O.S. Supp. 1970, § 372); pro-

hibiting the mutilation, destruction or treating with indignity the United States flag; defining words and terms; providing for severability; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1183—By Sanguin of the House and Stipe of the Senate—An Act relating to motor vehicles; amending 47 O.S. 1961, § 2-107, as amended by Section 1, Chapter 96, O.S.L. 1970 (47 O.S. Supp. 1970, § 2-107); adjusting the amount that may be paid for Department of Public Safety vehicles; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 1018—By Cate, Nance, Kilpatrick, Pierce, Randle, Hancock and Thornhill—A Joint Resolution providing for registration to vote and voting by persons eighteen years of age or older under certain circumstances; and declaring an emergency.

HJR 1019—By Harrison—A Joint Resolution relating to schools; suspending, until July 1, 1971, the provisions of law under which elections are authorized to be held in school districts to vote on questions involving annexation and consolidation; and declaring an emergency.

Consideration of the Resolutions was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1113, 1131, 1135, and 1144**.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

Advising fourth reading of and returning Enrolled **SBs 55, 56, 57, 103** and **SJR 9**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 60, 70, 90, as amended.

HAS to SB 60 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 8, by striking title and adding (Secretary of the State Election Board; and emergency).

HAS to SB 70 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 8, by striking title and adding (Oklahoma Commission on Education; and emergency).

HAS to SB 90 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 11, by striking title and adding (State Board for Property and Casualty Rates; and emergency).

GENERAL ORDER

SJR 10 by Breckinridge of the Senate and Sandlin of the House was read and considered.

Upon motion of Senator Breckinridge, **SJR 10** was advanced to engrossment.

By unanimous consent, upon request of Senator Breckinridge, **SJR 10** was considered engrossed and placed upon third reading and final passage.

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

THIRD READING

SJR 10 was read for the third time at length, as follows:

SJR 10—By Breckinridge—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution, amending Section 27 of Article X thereof; removing the requirement that voters in elections provid-

ed for by said section be property taxpayers; providing a ballot title; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 27 of Article X of the Oklahoma Constitution, to read as follows:

§ 27. Any incorporated city or town in this State may, by a majority of the qualified [property tax paying] voters of such city or town, voting at an election to be held for that purpose, be allowed to become indebted in a larger amount than that specified in Section 26, for the purpose of purchasing or constructing public utilities, or for repairing the same, to be owned exclusively by such city: Provided, That any such city or town incurring any such indebtedness requiring the assent of the voters as aforesaid, shall have the power to provide for, and, before or at the time of incurring such indebtedness, shall provide for the collection of an annual tax in addition to the other taxes provided for by this Constitution, sufficient to pay the interest on such indebtedness as it falls due, and also to constitute a sinking fund for the payment of the principal thereof within twenty-five (25) years from the time of contracting same.

SECTION 2. The ballot title for the proposed amendment to the Oklahoma Constitution shall be in the following form:

BALLOT TITLE

Legislative Referendum No.

State Question No.

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment amending Section 27, Article X, Oklahoma Constitution, to remove the requirement that voters in municipal public utility bond elections be property taxpayers be approved by the people?

☐ YES

SHALL THE PROPOSED
AMENDMENT BE APPROVED?

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including said ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing special election held throughout the state, or on the date of the next ensuing statewide primary election, whichever is earlier, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval as and in the manner provided by law.

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

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Young.—29.

Nay: Baldwin, Boecher, Taliaferro, Trent.—4.

Excused: Baggett, Bradley, Field, Garrison, Grantham, Howell, Keels, Lamb, Lane, Martin, Murphy, Payne, Rogers, Terrill, Williams.—15.

The Resolution was declared passed.

The question being, "Shall **SJR 10**, by Breckinridge entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution, amending Section 27 of Article X thereof; removing the requirement that voters in elections provided for by said section be property taxpayers; providing a ballot title; and ordering a special election.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election, or on the date of the next ensuing primary election, whichever is earlier, to be held throughout the State of Oklahoma on the date of the next ensuing election as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing election or on the date of the next ensuing primary election, whichever is earlier, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Young.—34.

Nay: Taliaferro.—1.

Excused: Baggett, Bradley, Field, Garrison, Grantham, Howell, Lamb, Lane, Martin, Murphy, Payne, Rogers, Williams.—13.

The President Pro Tempore, in open thirds majority of the members elected session, declared that a constitutional two-to and constituting the Senate had voted in favor of calling the Special Election.

SJR 10 was ordered referred for engrossment.

GENERAL ORDER

SB 159 by Howard and Smith was read and considered.

Upon motion of Senator Howard, **SB 159** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 159** was considered engrossed and placed upon third reading and final passage.

Senators Garrison and Rogers asked to be shown present, which was the order.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—37.

Excused: Baggett, Bradley, Field, Grantham, Howell, Lamb, Lane, Martin, Murphy, Payne, Williams.—11.

The bill was declared passed.

SB 159 was referred for engrossment.

GENERAL ORDER

SB 102 by Young was read and considered.

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

Senator Berrong moved to amend **SB 102**, Page 5, Line 1½ by adding on Line 1½, Page 5, a new Section 2, and renumbering the present Section 2 as Section 3, the new Section 2 to read as follows:

"SECTION 2. Any judge or justice who has completed eight (8) or more years of accumulated judicial service, whether consecutive or not, and who while formerly serving as a legal assistant to the Supreme Court, referee of the Supreme Court, court administrator, or district attorney, was a member of the Oklahoma Public Employees Retirement System, may receive credit toward his judicial retirement for each year such judge or justice served as such legal assistant, referee, court administrator, or district attorney prior to the effective date of this act, by filing a statement of his election with the Executive Director of the Public Employees Retirement System. Such judge or justice shall also deliver to said Executive

Director a certified check or money order payable to the Oklahoma Judicial Retirement Fund in a sum equal to the difference between the amount such judge or justice contributed to the Public Employees Retirement Fund while serving as such legal assistant, referee, court administrator or district attorney and the amount he would have contributed to the Oklahoma Judicial Retirement Fund during the same period if he had been a judge or justice.

Upon receipt of said statement of election and after verifying the correctness of the amount of said certified check or money order, said Executive Director shall forward one copy of said statement of election and the certified check or money order to the State Budget Officer, who thenceforth shall deposit said payment as above provided and shall draw his warrant on the State Treasurer against the Oklahoma Public Employees Retirement Fund transferring to the Oklahoma Judicial Retirement Fund an amount of money equal to all contributions made to the Oklahoma Public Employees Retirement Fund by or in behalf of the judge or justice filing said statement of election, together with interest, if any, allocated to such contributions.

Prior credit authorized by this act for nonjudicial service shall be determined as provided by the Uniform Retirement System for Justices and Judges, but in no case shall the same calendar year, or any part of it, be counted more than once in affording credit hereunder for the purpose of retirement under the Uniform Retirement System for Justices and Judges.", which amendment was adopted.

Upon motion of Senator Young, **SB 102**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 102**, as amended, was considered engrossed and placed upon third reading and final passage.

Senator Young asked unanimous consent that further consideration of **SB 102** be deferred for this legislative day, which was granted.

GENERAL ORDER

SJR 8 by McSpadden was read and considered.

Senator McSpadden moved to amend **SJR 8**, by striking after the words "of the" on Line 6 and before the word "may" on Line 7, the word "municipality" and inserting in lieu thereof the words "city or town" and on Page 5, Lines 17 and 18, Page 6, Line 4, and Page 6, Line 13, changing the word "municipality" to "city or town", and on Page 6, Line 7, and Page 6, Line 10, changing the word "municipality" to the words "city, town", which amendment was adopted.

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

Upon motion of Senator McSpadden, **SJR 8** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SJR 8** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SJR 8, as amended, was read for the third time at length, as follows:

SJR 8—By McSpadden of the Senate and Sandlin of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution, amending Section 35 of Article X thereof; removing the requirement that voters in elections provided for by said section be property taxpayers; providing a ballot title; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner pro-

vided by law, the following proposed amendments to Section 35 of Article X of the Oklahoma Constitution, to read as follows:

§ 35. (a) Any **[incorporated]** CITY, town and any county may issue, by and with the consent of the majority of the qualified **[taxpaying]** voters of said **[municipality]** CITY, TOWN or county voting on the question at an election held for the purpose, bonds in sums provided by such majority at such election for the purpose of securing and developing industry within or near the said **[municipality]** CITY, TOWN holding the election, or within the County holding the election.

(b) Such bonds shall bear interest at a rate not to exceed six percent (6%) per annum and shall be sold only at public sale after twenty (20) days' advertisement in a newspaper having a bona fide circulation in the **[municipality]** CITY, TOWN or county issuing such bonds; **[provided, however, that the said municipality or county may exchange such bonds for bonds of like amount, rate of interest, and length of issue].**

(c) To provide for the payment of all such bonds outstanding, principal, and interest as they mature, **[the municipality]** EACH CITY, TOWN or county ISSUING SUCH BONDS may levy a special tax, payable annually, in a total amount not to exceed five (5) mills on the dollar, in addition to the legal rate permitted, on the real and personal taxable property therein; provided, however, the **[municipality]** CITY, TOWN or county may, from time to time, suspend the collection of such annual levy when not required for the payment of its bonds; and provided further, however, that in no event shall the real and personal taxable property in any city or town be subject to a special tax in excess of five (5) mills for bonds issued hereunder.

(d) Such bonds shall be serial, matur-

ing annually after three (3) years from date of issue, and shall be paid as they mature, and no such bonds shall be issued for a period longer than thirty (30) years.

(e) (1) The governing body of the **[municipality]** CITY, TOWN or the county commissioners of the county shall exercise jurisdiction over the sale or exchange of any such bonds voted by the electors at an election held for that purpose and shall expend economically the funds so provided.

(2) In the expenditure and use of proceeds from the sale of said bonds, the said governing body is hereby authorized and directed to coordinate its industrial development plans and projects insofar as practicable with similar plans and projects of local industrial development agencies and the Oklahoma Industrial Finance Authority, as set forth in § 34 of Article X of the Constitution, so as to supplement funds to be derived from these and other sources, including federal aid available to economically depressed areas, if any; and to the extent that federal requirements shall require subordination of liens securing loans from the Oklahoma Industrial Finance Authority or from other sources, as a condition to the obtaining of such federal aid, the same is hereby approved and authorized.

(f) The Election on the issuance of such bonds shall be held at such time as the governing body of the city or town may designate by ordinance, or as the county commissioners of the county may designate by order, which ordinance or order shall state the sum total of the issue, **[the dates of maturities thereof,]** and shall fix the date of election so that it shall not occur earlier than thirty (30) days after the passage of the said ordinance or the granting of said order. The said election shall be held and conducted, the vote thereof canvassed, and the result thereof declared under the law and in the manner now or hereafter provided

for municipal elections when the election is held by a city or town, and in the manner now or hereafter provided for county elections when the election is held by a county, so far as the same may be applicable, except as herein otherwise provided. Notice of the election shall be given by the mayor of the city or town or by the county commissioners of the county by advertisement weekly for at least four times in some newspaper having a bona fide circulation in the said city, town or county, with the last publication to be not less than ten (10) days prior to the date of the said election. Only qualified **[tax-paying]** voters of the said city, town or county shall have a right to vote at the said election. The result of the said election shall be proclaimed by the mayor of the city or town or by the county commissioners of the county, and the result as proclaimed shall be conclusive, unless attacked in the courts within thirty (30) days after the date of such proclamation.

SECTION 2. The ballot title for the proposed amendment to the Oklahoma Constitution shall be in the following form:

BALLOT TITLE

Legislative Referendum No.

State Question No.

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment amending Section 35, Article X, Oklahoma Constitution, which provides for elections on city, town and county public utility bonds and on city, town and county bonds for securing and developing industry, to remove the requirement that voters in such elections be property taxpayers be approved by the people?

☐ YES

SHALL THE PROPOSED AMENDMENT
BE APPROVED?

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this Resolu-

tion, prepare and file one copy thereof, including said ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing special election held throughout the state, or on the date of the next ensuing statewide primary election, whichever is earlier, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in Section 1 of this Resolution shall be submitted to the people of Oklahoma for their approval as and in the manner provided by law.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Young.—35.

Nay: Rogers.—1.

Excused: Baldwin, Bradley, Field, Grantham, Ham, Keels, Lamb, Martin, Murphy, Payne, Taliaferro, Williams.—12.

The Resolution was declared passed.

The question being, "Shall SJR 8, by McSpadden entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution, amending Section 35 of Article X thereof; removing the requirement that voters in elections provided for by said section be property taxpayers; providing a ballot title; and ordering a special election,

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next ensuing special election or on the date of the next ensuing statewide primary election, whichever is earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing election, or on the date of the next ensuing statewide primary election, whichever is earlier, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Young.—33.

Excused: Baldwin, Bradley, Field, Grantham, Ham, Holden, Keels, Lamb, Martin, Murphy, Nichols, Payne, Stipe, Taliaferro, Williams.—15.

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 8, as amended, was ordered referred for engrossment.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Tuesday, February 23, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, February 23, 1971, at 1:00 o'clock P.M.

Twenty-seventh Legislative Day

Tuesday, February 23, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—44.

Excused: Bradley, Breckinridge, Lamb, Williams.—4.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Graves:

Holy Father, You have blessed this land beyond other lands. Our fruited plains, purple mountains, rich natural resources, industrial genius have given to us the possibility of life free from hunger and want. Make us humble and grateful. Keep us ever aware that the good things we enjoy come from you, that you did lend them to us.

Impress upon us the knowledge that we are not owners, but caretakers; remind us, lest we forget and become filled with conceit, that one day a reckoning will be required of us.

Sanctify our love of state and country, that our boasting may be turned to humil-

ity and our pride into a helping hand to men around us.

Help us to make this God's own country by living like God's own people. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENTS

Senator Field was recognized, and called to the attention of the Senate that the Dean of the Senate was the Honorable Don Baldwin, who has served as a member continuously since 1949.

Following remarks, Senator Baldwin thanked members and his Senatorial District for 27 years of pleasure in his attempts to render faithful service to his colleagues and his District.

Senator Capps announced that former Senator Dacus is feeling better and hopes to visit the Senate soon.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Jimmy McBride for outstanding achievement in Mountain View 4-H Club.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Jo Beth Worley, for outstanding achievement in Mountain View 4-H Club.

Upon motion of Senator Howell, it was the order of the Senate that a Citation of Congratulations be issued to Midwest City Fire Department for receiving First Place for its "outstanding Fire Prevention" activities.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

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 31—Municipal Government.

HJR 1001—Municipal Government, co-authored by Ham.

DO PASS, as amended:

SB 63—Appropriations and Budget.

SB 71—Appropriations and Budget.

SB 108—Municipal Government, co-authored by Randle of the House.

SB 116—Appropriations and Budget, co-authored by McSpadden and Inhofe.

SB 137—Municipal Government, co-authored by Smith and Inhofe of the Senate and Poulos of the House.

FIRST READING

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

SB 176—By McSpadden—An Act relating to public health and safety; amending Section 4, Chapter 251, O.S.L. 1965, as last amended by Section 1, Chapter 281, O.S.L. 1969, and Section 7, Chapter 251, O.S.L. 1965 (63 O.S. Supp. 1970, §§ 1054 and 1057); defining terms; creating Indian Housing Authority and granting certain power and authority thereto; and declaring an emergency.

SB 177—By Grantham of the Senate and McCune, Conaghan and Boettcher of the House—An Act relating to probate procedure; amending 58 O.S. 1961, § 241, as amended by Section 1, Chapter 98, O.S.L. 1970 (58 O.S. Supp. 1970, § 241), to provide for summary administration upon application of legal representative, under certain circumstances; and providing an effective date.

SB 178—By Crow—An Act relating to structural pest control; amending Sections 4 and 8, Chapter 386, O.S.L. 1967 (2 O.S. Supp. 1970, §§ 3-174 and 3-178); providing for reports; providing for inspection; and authorizing determination by the Board of Agriculture as to strength of mixture applied.

SB 179—By Smalley and Smith of the Senate and Cate of the House—An Act relating to state officers and employees; providing for positions within the Office of the Attorney General; repealing 74 O.S. 1961, § 21a; and declaring an emergency.

SECOND READING

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

SB 174—Industrial and Labor Relations.

SB 175—Appropriations and Budget.

HB 1183—Appropriations and Budget.

HJR 1018—Constitutional Revision and Re-Districting.

HJR 1019—Education - Common.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 101 and **SJR 10** each correctly engrossed.

Engrossed **SB 101** and **SJR 10** were each properly signed and ordered transmitted to the Honorable House for consideration.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HA** to **SB 60**, and requested a conference thereon, said 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 70**, and requested a conference thereon, said 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 90, and requested a conference thereon, said Bill to be referred to the General Conference Committee on Appropriations when appointed.

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, with President Pro Tempore Smith presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Nichols, advised and consented to the confirmation of the executive nomination of MRS. EDNA MAE PHELPS, Seminole, Oklahoma, to the State Election Board to serve a two (2) year term ending January 23, 1973, and effective upon Senate confirmation.

Mrs. Phelps succeeds herself.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Wednesday, February 24, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, February 24, 1971, at 1:00 o'clock P.M.

Twenty-eighth Legislative Day

Wednesday, February 24, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—37.

Excused: Berrong, Bradley, Ferrell, Garrett, Grantham, Ham, Hamilton, Luton, Phillips, Stipe, Trent.—11.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Graves:

Our Heavenly Father, only You are perfect in knowledge, wisdom and understanding. We are men of limited minds and blurred vision. We always need your help.

We pray today for these men who are in terribly difficult and responsible places. Guide them, we pray, as they struggle to reach decisions which will affect people from every walk of life. Where the issues of right and wrong are clear-cut, grant to them courage and conviction to act decisively, not counting the cost. Where alternatives are not so simple, grant to them patience to weigh the issues carefully, and light to choose the better part.

Above all, make of us men of faith, depending upon You for direction and strength. Amen.

The Journal for the last legislative day was declared approved.

UNANIMOUS CONSENT REQUEST

President Pro Tempore Smith asked unanimous consent, which was granted, for suspension of Rule 1-a of the Addenda RE improper operation of the Electric Roll Call machine.

REQUEST FOR LOBBY PERMIT

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

Hal T. Gibson, 124 East 24th, Tulsa, Oklahoma, representing OIPA.

CITATIONS

Upon motion of Senator Terrill, it was the order of the Senate that a Citation of Congratulations be issued to Miss Nancy Tomczak, of Woodland Hills School, Lawton, Oklahoma, who was named a state winner in Oklahoma Poetry Society contest.

Upon motion of Senator Terrill, it was the order of the Senate that a Citation of Congratulations be issued to Dr. O. L. Parsons, Lawton, Oklahoma, who received the Lawton Sertoma Club's "Service to Mankind Award" for outstanding service to his fellow man.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

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 167—Judiciary.

SB 169—Public Safety and Penal Affairs.

DO PASS, As Amended:

SB 78—Appropriations and Budget.

SB 81—Appropriations and Budget.

SB 82—Appropriations and Budget.

SB 84—Appropriations and Budget.

SB 87—Appropriations and Budget.

SB 173—Professions and Occupations, co-authored by Baggett and McGraw of the Senate and Rogers, Finch and Sandlin of the House.

HB 1134—Appropriations and Budget.

FIRST READING

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

SB 180—By Miller, Martin and McSpaden of the Senate and Monks of the House—An Act relating to veterans affairs; making appropriations to the Oklahoma Veterans Center, Sulphur, Oklahoma, and the Oklahoma Veterans Center, Ardmore, Oklahoma; stating the purpose; providing for cooperation with federal programs; providing that such appropriations shall not be subject to fiscal year limitations; and declaring an emergency.

SB 181—By Murphy—An Act relating to the financing of residential housing for persons and families of lower income and creating the Oklahoma State Residential Housing Authority; defining its duties, powers and responsibilities; setting out legislative findings and purposes; authorizing the issuance of bonds not in excess of two hundred million dollars to assist in the financing of such housing; creating the Housing Development Fund and authorizing the issuance of fund notes, with fund notes of not more than five million

dollars to be outstanding at any one time, to provide development cost, construction cost and down payment moneys; providing for the terms, security, payment and taxation status of all such bonds and notes; providing that Act shall be liberally construed; making provisions of this Act severable; providing this Act controlling over inconsistent laws; and declaring an emergency.

SJR 13—By Williams of the Senate and Thornhill of the House—A Joint Resolution pertaining to feasibility study of establishing a state park in the Glass Mountains; providing for responsibility for such study; providing fiscal appropriations; and declaring an emergency.

SECOND READING

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

SB 176—Public and Mental Health.

SB 177—Judiciary.

SB 178—Agriculture.

SB 179—State and Federal Government.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 159 and **SJR 8** each correctly engrossed.

Engrossed **SB 159** and **SJR 8** were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1173—By Bamberger—An Act relating to labor; amending Section 2, Chapter 427, O.S.L. 1965 (40 O.S. Supp. 1970, § 197.2); providing minimum wages; providing an effective date; and declaring an emergency.

HB 1174—By Bamberger—An Act relating to minimum wages; amending Section 4, Chapter 427, O.S.L. 1965 (40 O.S. Supp. 1970, § 197.4); removing exemption

of certain employees from coverage under Oklahoma Minimum Wage Act; providing an effective date; and declaring an emergency.

HB 1202—By Bengtson, Wayland, Kilpatrick, Davis, Holaday, Riggs, Elder and Hatchett—An Act relating to damages; amending 23 O.S. 1961, § 10; providing for the recovery of damages from the parents of minors under eighteen (18) years of age for wilful or malicious destruction of property; limiting the amount to one thousand five hundred dollars; and declaring an emergency.

HB 1242—By Trent—An Act relating to wildlife conservation; authorizing the issuance of special permits to hunt from a motor vehicle to persons suffering physical disability; prescribing conditions; and providing this Act shall be cumulative to other laws.

HB 1259—By Payne, Wayland, Pierce, Holaday, Hancock, Elder, Green, Abbott, Sandlin and Nance—An Act relating to corporations; amending 18 O.S. 1961, § 1.19; providing general powers of domestic corporations shall include cooperation with other corporations, entities and persons in creating or maintaining company pension, annuity and bonus plan and supplementary payments to retired persons.

HB 1264—By Cate, Elder and Bamberger—An Act relating to criminal procedure; providing that exceptions to rulings or orders or decisions of courts or judges shall not be necessary; repealing all laws in conflict herewith; directing codification; and providing for an effective date.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 60, 70, and 90, and referring said bills to the GCCA when appointed.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed

HBs 1116, 1117, 1121, 1129 and 1130 requesting Conferences and referring said Bills to the GCCA when appointed.

Upon motion of Senator McSpadden, the request of the Honorable House for Conferences on HBs 1116, 1117, 1121, 1129, and 1130 were ordered granted, said Bills to be referred to the GCCA when appointed.

GENERAL ORDER

SB 31 by Inhofe and Smith was read and considered.

Upon motion of Senator Inhofe, **SB 31** was advanced to engrossment.

By unanimous consent upon request of Senator Inhofe, **SB 31** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 31 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Berrong, Bradley, Ferrell, Garrett, Grantham, Ham, Hamilton, Keels, Luton, Phillips, Stipe, Trent.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stans-

berry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Berrong, Bradley, Ferrell, Garrett, Grantham, Ham, Hamilton, Keels, Luton, Phillips, Stipe, Trent.—12.

The emergency was declared passed.

SB 31 was referred for engrossment.

Senators Berrong, Garrett, Grantham, Hamilton, Luton, Phillips and Trent asked to be shown present, which was the order.

GENERAL ORDER

SB 108 by Howard was read and considered.

Senator Murphy moved to amend **SB 108**, Page 5, Line 4, by deleting the word and number "six (6)" and substituting the word and number "seven (7)", which amendment was adopted.

Senator Murphy moved to amend **SB 108**, Page 5, Line 8, by adding after the word "utility and the semi-colon" the words "one (1) representative of an electric Cooperative Corporation", which amendment was adopted.

Upon motion of Senator Howard, **SB 108**, as amended, was advanced to engrossment.

By unanimous consent upon request of Senator Howard, **SB 108**, as amended, 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: Baggett, Garrett, Hargrave, Holden, Howard, Howell, Keels, Luton, McGraw, McSpadden, Murphy, Nichols, Porter, Rogers, Smith, Trent.—16.

Nay: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Inhofe, Lamb, Lane, McCune, Martin, Medearis, Payne, Phillips, Smalley,

Stansberry, Taliaferro, Terrill, Williams, Young.—27.

Excused: Bradley, Ferrell, Ham, Miller, Stipe.—5.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Howard moved that the vote be reconsidered by which **SB 108**, as amended, failed of passage.

Senator Stipe asked to be shown present.

GENERAL ORDER

SB 137 by Howard, Smith and Inhofe of the Senate and Poulos of the House was read and considered.

Senators Breckinridge and Hargrave asked to be made co-authors to **SB 137**, which was the order.

Senator Baggett moved to amend **SB 137**, Page 2, Line 10, by adding after the word "street", the following: "nor to any city located in or partially within a county having in excess of 500,000 population according to the most recent Federal Decennial Census, which amendment was adopted.

Upon motion of Senator Howard, **SB 137**, as amended, was advanced to engrossment.

By unanimous consent upon request of Senator Howard, **SB 137**, as amended, was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 137 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis,

Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—39.

Nay: Baldwin, Grantham, Graves, Williams.—4.

Excused: Bradley, Ferrell, Ham, Miller, Phillips.—5.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—39.

Nay: Baldwin, Grantham, Graves, Williams.—4.

Excused: Bradley, Ferrell, Ham, Miller, Phillips.—5.

The emergency was declared passed.

SB 137 was referred for engrossment.

GENERAL ORDER

SB 116 by Murphy, Smith, McSpadden and Inhofe was read and considered.

Senators Graves, Keels, McCune, and Lamb asked to be made co-authors to SB 116, which was the order.

Upon motion of Senator Murphy, SB 116, was advanced to engrossment.

By unanimous consent upon request of Senator Murphy, SB 116, was considered engrossed and placed upon third reading and final passage.

SB 116 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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb,

Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Trent, Williams, Young.—39.

Nay: Terrill.—1.

Excused: Baggett, Bradley, Ferrell, Ham, Miller, Phillips, Porter, Rogers.—8.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Trent, Williams, Young.—39.

Nay: Terrill.—1.

Excused: Baggett, Bradley, Ferrell, Ham, Miller, Phillips, Porter, Rogers.—8.

The emergency was declared passed.

SB 116 was referred for engrossment.

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

GENERAL ORDER

SB 71 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Senators Berrong, Dahl, Ferrell, Field, Garrison, Grantham and Terrill asked to be shown as co-authors to SB 71, which was the order.

Senator Baggett moved to amend SB 71, Page 2, Lines 6 through 10 by striking Section 2 and renumbering the succeeding sections, which amendment was tabled upon motion of Senator McSpadden.

Upon motion of Senator McSpadden, SB 71, as co-authored, was advanced to engrossment.

By unanimous consent upon request of Senator McSpadden, SB 71, as co-authored, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Ham, Howard, McGraw, Miller, Rogers, Smalley.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Ham, Howard, McGraw, Miller, Rogers, Smalley.—7.

The emergency was declared passed.

SB 71 was referred for engrossment.

GENERAL ORDER

Senator Terrill asked unanimous consent that **HJR 1001** be withdrawn from the Calendar and re-referred to the Committee on Municipal Government, which was granted.

SB 118 by Hamilton of the Senate and Sullivan of the House was read and considered.

Senator Hamilton moved to amend **SB 118**, Page 3, Line 18 by striking after the

word "reserve" and before the words "any other", the word "of" and inserting the word "or", and on Page 9, Line 10, to change the word "of" to read "or" after the word "reserve" and before the words "any other", which amendment was adopted.

Upon motion of Senator Hamilton, **SB 118**, as amended, was advanced to engrossment.

By unanimous consent upon request of Senator Hamilton, **SB 118**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Bradley, Dahl, Ham, Hargrave, McGraw, Miller, Rogers, Trent.—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, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Bradley, Dahl, Ham, Hargrave, McGraw, Miller, Rogers, Trent.—8.

The emergency was declared passed.

SB 118 was referred for engrossment.

Senator Terrill moved that the vote be reconsidered by which **SB 102** was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Terrill moved that the vote be reconsidered by which **SB 102** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator Grantham moved to amend **SB 102**, Page 1, by striking after the word "JUDICIARY" in the title all the remaining language in the title, which amendment was adopted.

Upon motion of Senator Young, **SB 102**, as amended, was advanced to engrossment.

By unanimous consent upon request of Senator Young, **SB 102** was considered engrossed and placed upon third reading and final passage.

THIRD READING

Senator Baldwin moved to reconsider the vote by which **SB 102** was considered engrossed and placed upon third reading and final passage, which motion was adopted.

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

Senator Baldwin moved to reconsider the vote by which **SB 102** was advanced to engrossment.

GENERAL ORDER

Senators Smalley and Baldwin moved to amend **SB 102**, Page 1, Lines 2 and 3 by striking after the word "Courts" and before the word "now" on Line 3, all the language and strike the Berrong amendment thereto (Line 1, Page 5, adopted February 22, 1971,) which amendment was declared adopted.

Upon motion of Senator Young, **SB 102**, as amended, was advanced to engrossment.

By unanimous consent upon request of Senator Young, **SB 102**, as amended, 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: Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Stipe, Terrill, Young.—28.

Nay: Baggett, Baldwin, Birdsong, Ferrell, Holden, McCune, McGraw, Smith, Stansberry, Trent, Williams.—11.

Excused: Berrong, Bradley, Field, Keels, Medearis, Miller, Porter, Rogers, Taliaferro.—9.

The bill was declared passed.

SB 102 was referred for engrossment.

COMMITTEE REPORT

Senator Berrong asked unanimous consent, which was granted, that the Report on Lobby Permits submitted February 9, 1971, be adopted.

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

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, and permits ordered issued from the Office of the President Pro Tempore:

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

Dexter, John, 1126 Huntington Avenue, Oklahoma State Home Builders Association, Oklahoma City.

Gibson, Hal T., 124 East 24th, Oklahoma Independent Petroleum Association, Tulsa, Oklahoma.

Wasson, James J., 7708 N. W. 28th Terrace, Oklahoma Bankers Association, Bethany, Oklahoma.

Wood, J. O., 1028 Washington, Oklahoma Association of Mutual Insurance Agents, Chickasha, Oklahoma.

Lapp, Mrs. Dosha, 7512 N. W. 39th Street, Fair Taxation Committee, Bethany, Oklahoma.

Respectfully submitted,

BERRONG, Vice-Chairman

Committee on Lobby Permits

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, with President

Pro Tempore Smith presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of the executive nomination of M. C. CONNORS, Canadian, Oklahoma, as Secretary-Member of the Oklahoma Tax Commission for a six (6) year term, ending the second Monday in January, 1977, and effective upon Senate confirmation. Mr. Connors succeeds himself.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, February 25, 1971, at 11:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, February 25, 1971, at 11:00 o'clock A.M.

Twenty-ninth Legislative Day

Thursday, February 25, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ham, Hargrave, Medearis, Miller.—5.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Graves:

Our Father, we pray today for all men in places of authority. Grant your blessing of health, soundness of mind, and resoluteness of will to President Nixon and Governor Hall.

We pray especially for the men of this Senate. In their deliberations today, give them clarity of thought and depth of wisdom.

Bless every member of their families who share them with the people of this state.

We thank you for the privilege of living under a government of the people, by the people, and for the people. Cause every citizen to feel his responsibility to pro-

tect this great heritage. Give to us an intelligent love of country and a deep sense of loyalty to the principles of democracy in order that such a government shall not pass from this earth. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

President Pro Tempore Smith announced that immediately following adjournment, the entire legislature was invited by Governor Hall, NASA and the Associated Motor Carriers to view the Apollo 11 display.

REQUEST FOR LOBBY PERMIT

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

Erwin A. Cook, 1204 N. 6th Street, DeQueen, Arkansas, representing Weyerhaeuser Company.

FIRST READING

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

SB 182—By McSpadden and Birdsong—An Act relating to counties and county officers; amending 19 O.S. 1961, § 180.63, as last amended by Section 1, Chapter 14, O.S.L. 1969 (19 O.S. Supp. 1970, § 180.63); providing for increase to basic salaries of certain county officers based on net valuation, population and service loan; providing for severability; and declaring an emergency.

SB 183—By McSpadden and Birdsong of the Senate and Sandlin, Avey, Hargrave

and York of the House—An Act relating to counties; amending Section 1, Chapter 451, O.S.L. 1965, as amended by Section 1, Chapter 54, O.S.L. 1969 (19 O.S. Supp. 1970, § 180.64A); providing formula for determining minimum salaries for county officials; providing for severability; and declaring an emergency.

SB 184—By Medearis and Hamilton—An Act relating to schools; amending 70 O.S. 1961, § 8-1, as amended by Section 17, Chapter 397, O.S.L. 1965 (70 O.S. Supp. 1970, § 8-1); providing for the transfer of pupils in certain instances; providing for transfer fees with certain conditions and exceptions; and declaring an emergency.

SB 185—By Hamilton and Grantham of the Senate and Fine, Sullivan, Boettcher and Conaghan of the House—An Act relating to the Oklahoma Industrial Development and Park Commission; making a re-appropriation thereto for the Spiro Mounds and Deer Creek Mounds; providing lapse date; and declaring an emergency.

SJR 14—By Medearis and Hamilton—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X, Section 10, of the Oklahoma Constitution which provides for increased rates of taxation for certain school improvements; requiring certain school districts from which high school students are transferring to make an appropriation to receiving districts; providing for enforcement of payment; requiring approval of the State Board of Education for certain additional levies; permitting levies needed to make the required appropriation; providing a ballot title; and ordering a special election.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 31, 71, 116, 118 and 137 each correctly engrossed.

Engrossed **SBs 31, 71, 116, 118 and 137** were each properly signed and ordered

transmitted to the Honorable House for consideration.

SECOND READING

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

SB 180—Appropriations and Budget.

SB 181—Municipal Government.

SJR 13—Parks, Forestry and Industrial Development.

HB 1173—Industrial and Labor Relations.

HB 1174—Industrial and Labor Relations.

HB 1202—Judiciary.

HB 1242—Wildlife.

HB 1259—Commerce.

HB 1264—Judiciary.

COMMITTEE REPORTS

The following Bill was reported by the Committees named, and ordered placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 53—Constitutional Revision and Redistricting.

Senator Baggett asked unanimous consent, which was granted, that xeroxed copies of Committee Substitute for **SB 53**, which were placed upon the Senators' desks, be used instead of the Bill being printed.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1062—By Bengtson and Atkins—An Act relating to crimes and punishments; making it unlawful to sell, offer or expose for sale certain products not showing their phosphate content; making it unlawful to sell, offer or expose for sale certain products containing more than a prescribed amount of phosphates; making any violation of this Act constitute a misdemeanor; providing for punishment; making

provisions of this Act severable; and providing effective date.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 58, 59, 61, 62, 68, as amended.

HBs to SB 58 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Page 1, Line 13, by striking Enacting Clause, "Be it enacted by the people of the state of Oklahoma".

AMENDMENT NO. 2. Amend Title, Page 1, Line 8, by restoring Title as follows:

"An Act relating to the division of the budget and making an appropriation there-to; stating the purpose; authorizing the director of state finance to appoint and fix the duties and compensation of personnel; making a reappropriation to the division of the budget; providing lapse date; making provisions of this Act severable; and declaring an emergency."

HA to SB 59 read as follows, and consideration deferred:

AMENDMENT NO. 1. Amend Title, Page 1, Line 8, by striking title and adding the following: "(Secretary of State; and emergency)."

HA to SB 61 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 8, by striking title and adding the following: "(Office of the State Examiner and Inspector; and Emergency)."

HBs to SB 62 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 8, by striking the Title and adding the following: "(Office of Community Affairs and Emergency)."

Amendment No. 2. Amend Page 2, Section 5, Lines 17 and 18, by striking the words and figures "Fifty Thousand Dollars (\$50,000.00)" and inserting in lieu

thereof the words and figures "Seventy-five Thousand Dollars (\$75,000.00)."

Amendment No. 3. Amend Page 2, Section 5, Line 21 after the word "Agency" insert a comma "," and the following words: "including expenditure of not to exceed Twenty-five Thousand Dollars (\$25,000.00) to assist in funding a program designed to direct discharged and retired military personnel, with medical experience, into health careers,".

HBs to SB 68 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 8, by striking Title and adding the following:

"(Oklahoma Educational Television Authority and Emergency)".

Amendment No. 2. Amend Page 1, Line 14, by restoring Enacting Clause as follows: "Be It Enacted By the People of the State of Oklahoma:".

RESOLUTION

Senator Field introduced the following resolution:

SCR 12—By Field of the Senate and McKee of the House—A Concurrent Resolution relating to motor vehicle licensing and registration; expressing Legislative intent by requesting the Oklahoma Tax Commission to extend in certain instances the period of time for obtaining motor vehicle registration without specified penalties; and directing that copies of this resolution be transmitted to the chairman and members of the Oklahoma Tax Commission.

SCR 12 was read at length, adopted upon motion of Senator Field and ordered referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 173 by Rogers, Payne, Murphy, Baggett and McGraw of the Senate and Rogers of the House was read and considered.

Senators Keels and Nichols asked to be

made co-authors to **SB 173**, which was the order.

Senator Stipe moved to amend **SB 173**, Page 2, Line 5 as follows: By striking all of Section 2, which amendment was tabled upon motion of Senator Rogers.

Senator McGraw asked that his name be stricken as co-author to **SB 173**, which was the order.

Senator Rogers moved to amend **SB 173**, Page 3, Line 5 by striking the "s" on the word "prescription", which amendment was adopted.

Senator Stipe moved to amend **SB 173**, Page 3, Line 3, as follows: by striking Section 4, which amendment was tabled upon motion of Senator Rogers.

Senator Baldwin presiding.

Senator Rogers moved to amend **SB 173**, Page 3, Line 6 by inserting after the word "for" the word "prescription", which amendment was adopted.

President Pro Tempore Smith presiding.

Senator Stipe moved to amend **SB 173**, Page 3, Line 3, by striking after the word "any" and before the word "to", the word "person" and substitute therefor the word "optometrist", which amendment was tabled upon motion of Senator Rogers.

Senator Stipe moved to amend **SB 173**, Page 3, Line 8, by inserting after the word "with", and before the word "any", the following: "other than ownership of real estate", which amendment was tabled upon motion of Senator Rogers.

Upon motion of Senator Rogers, **SB 173**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **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: Baggett, Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—31.

Nay: Breckinridge, Garrison, Grantham, Hamilton, Inhofe, McCune, Stansberry, Stipe.—8.

Excused: Boecher, Bradley, Ham, Hargrave, McGraw, Medearis, Miller, Phillips, Porter.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Nay: Breckinridge, Garrison, Inhofe, Lamb, McCune, Stansberry, Stipe.—7.

Excused: Boecher, Bradley, Ham, Hargrave, McGraw, Medearis, Miller, Phillips, Porter.—9.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Stipe moved that the vote be reconsidered by which **SB 173**, as amended, passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 102 and **SCR 12** each correctly engrossed.

Engrossed **SB 102** and **SCR 12** were properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

Senator McSpadden asked unanimous consent that consideration of **SB 63** be deferred for this legislative day.

SB 78 by McSpadden and Hamilton of the Senate and Willis 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 on 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Nichols, Phillips, Porter.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Nichols, Phillips, Porter.—11.

The emergency was declared passed.

SB 78 was referred for engrossment.

GENERAL ORDER

SB 81 by McSpadden and Hamilton of the Senate and Willis 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 on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Boecher, Bradley, Crow, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Nichols, Phillips, Porter, Trent.—13.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Boecher, Bradley, Crow, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Nichols, Phillips, Porter, Trent.—13.

The emergency was declared passed.

SB 81 was referred for engrossment.

GENERAL ORDER

SB 82 by McSpadden and Hamilton of

the Senate and Willis 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 on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Boecher, Bradley, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Phillips, Porter.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Boecher, Bradley, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Phillips, Porter.—10.

The emergency was declared passed.

SB 82 was referred for engrossment.

GENERAL ORDER

SB 87 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, SB 87 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 87 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 87 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Ham, Hargrave, Howard, Keels, McGraw, Medearis, Miller, Phillips, Porter.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Ham, Hargrave, Howard, Keels, McGraw, Medearis, Miller, Phillips, Porter.—11.

The emergency was declared passed.

SB 87 was referred for engrossment.

GENERAL ORDER

HB 1134 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1134 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1134** was considered engrossed and placed on 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, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Boecher, Bradley, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Phillips, Porter.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Boecher, Bradley, Ham, Hargrave, Keels, McGraw, Medearis, Miller, Phillips, Porter.—10.

The emergency was declared passed.

HB 1134 was referred for engrossment.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, March 1, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, March 1, 1971, at 1:00 o'clock P.M.

Thirtieth Legislative Day

Monday, March 1, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Howell, Keels, Porter.—4.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, Reverend J. Joel Stowe, Mayfair Heights Methodist Church, Oklahoma City, Oklahoma, and incorporated upon request of Senator Terrill.

We come to this time of prayer — not only because it is a custom — most of all because of our own urgent needs. You know each of us, O God. Pressures which push us. Prejudices which warp us. Selfish interests that can blind us, and ideals that can lift us from pettiness and shady dealings. Give each of us courage to differ, debate and vote in a spirit of human kindness, as well as righteousness.

Grant us more wisdom to choose the best ways to be Godly public servants and leaders. We stand in need of standards and value only God can supply. Forgive us if we should become mean and mercenary

in spirit, save us from shoddy compromises. Help each of us, each day, to do our very best, for God, our country, our state and the integrity of our official duties, as civic leaders. amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 143—Parks, Forestry, and Industrial Development.

FIRST READING

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

SB 186—By Dahl and Boecher of the Senate and Kennedy and Privett of the House—An Act relating to the Oklahoma Industrial Development and Park Commission; authorizing commission to lease lands in Hulah Reservoir Area of Osage County and to locate, establish, operate and maintain thereon a State Park designated as White Eagle State Park.

SB 187—By Stipe—An Act relating to crimes and punishments; making it a misdemeanor to recruit or accept employment to replace employees involved in a strike or lockout; prescribing penalty; and declaring an emergency.

SB 188—By Hargrave—An Act relating to criminal procedure; providing that there shall be no forfeiture of a defendant's recognizance, bond, undertaking or deposit of money instead of bail, when cer-

tain evidence is presented to the court; and declaring an emergency.

SB 189—By Murphy—An Act relating to drivers' education; amending Sections 1 and 2, Chapter 180, O.S.L. 1970 (70 O.S. Supp. 1970, §§ 1210.34 and 1210.35); providing for special license plates for automobiles used in driver education in school districts and institutions of higher learning; authorizing acquisition of insurance; limiting liability; prohibiting certain Acts; providing operative date; and declaring an emergency.

SB 190—By Grantham of the Senate and Conaghan and Boettcher of the House—An Act relating to crimes and punishments; amending 21 O.S. 1961, § 1718; pertaining to punishment for larceny of dogs; eliminating the amount for which animals are listed for taxation as determining factor as to degree of crime; and declaring an emergency.

SB 191—By Graves, Rogers, Howell, Garrison, Stansberry, Ferrell, McGraw, and McSpadden of the Senate and Nance, York, Clemons, Rogers and Boren of the House—An Act relating to higher education; providing for the creation, award and administration of state tuition aid grants for use by qualified students in accredited institutions of collegiate grade; and declaring an emergency.

SJR 15—By Terrill of the Senate and Lindstrom of the House—A Joint Resolution pertaining to feasibility study of establishing a State Park in Comanche County; providing for responsibility for such study; providing fiscal appropriations; and declaring an emergency.

SECOND READING

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

SB 182—Governmental Reform.

SB 183—Governmental Reform.

SB 184—Education - Common.

SB 185—Appropriations and Budget.

SJR 14—Constitutional Revision and Redistricting.

HB 1062—Environmental Quality.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1100—By McCune, Wayland, Elder, Draper, Hancock, Riggs, Kennedy, Green, Holaday, Hargrave, Frates, Davis, Clemmons, Spearman, Wolfe (Stephen), Sparkman, York, Privett, Whorton, Williams, Williamson, Wixson and Wickersham of the House and Garrett of the Senate—An Act relating to narcotic drugs and dangerous substances; enacting the "Uniform Controlled Dangerous Substances Act"; defining terms; establishing the office of the Commissioner of Narcotics and Dangerous Drugs Control and an advisory board to the commissioner; providing standards and schedules of controlled substances; regulating the manufacturing, distributing, dispensing, prescribing, administering, and using for scientific purposes of controlled dangerous substances; providing offenses and penalties; providing for enforcement and administration of the Act; providing certain provisions relating to pending proceedings and regulations; providing for uniformity of interpretation; providing a short title; directing codification; providing for severability; repealing Chapter 10, Title 63, O.S. 1961, as amended, and 21 O.S. 1961, § 1725; effect of headings; providing an operative date for certain provisions; and declaring an emergency.

HB 1125—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Board of Education and emergency.)

HB 1132—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Department of Mental Health and emergency.)

HB 1172—By Sanders and Gooden—An Act relating to licensing of certain motor vehicles; providing that station wagon

type vehicles may be registered as and issued truck license plates; fixing license fees on such truck registrations at automobile rate; and fixing effective date.

HB 1217—By Skeith, Avey, Bernard, Monks and Whorton—An Act relating to highways; amending Section 302, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 302); fixing compensation of Highway Commissioners; and declaring an emergency.

HB 1273—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—(Special Events Commission and emergency.)

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGES FROM THE GOVERNOR

Advising approval by him, February 26, 1971, of Enrolled **SBs** 55, 56, 57 and 103 and **SJR** 9 entitled:

SB 55—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma State Legislature and making appropriations thereto; **** and declaring an emergency.

SB 56—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House.

An Act relating to the Oklahoma State Legislative Council; making an appropriation thereto; **** and declaring an emergency.

SB 57—By McSpadden and Hamilton 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; *** and declaring an emergency.

SB 103—By Berrong and Rogers of the

Senate and Stratton of the House.

An Act relating to the Western Oklahoma Tuberculosis Sanatorium; making an appropriation thereto; **** and declaring an emergency.

SJR 9—By Field of the Senate and McKee, Gooden, Kamas, Townsend and Cate of the House.

A Joint Resolution authorizing and empowering the Oklahoma Industrial Development and Park Department to enter into a long-term lease agreement with the Pioneer Memorial Park Association, a non-profit association, to lease the surface rights in and to certain lands in Beaver County, Oklahoma, for the purpose of establishing a State Park thereon.

RESOLUTION

SCR 13 by Stipe of the Senate and Skeith of the House was introduced.

Senators Payne, Rogers and Ferrell asked to be made co-authors to **SCR 13**, which was the order.

SCR 13, as co-authored, was read at length, as follows, adopted upon motion of Senator Stipe and ordered referred for engrossment:

SCR 13—By Stipe, Payne, Rogers and Ferrell of the Senate and Skeith of the House.—A concurrent resolution memorializing the U. S. Congress and the U. S. Corps of Engineers to proceed with dispatch on the project to connect the Arkansas River Navigation Project with the Central Oklahoma Navigation Project via Dirty Creek and an overland canal; and directing distribution.

WHEREAS, the Arkansas River Navigation Project extension to the Port of Catoosa is open and in the final stages of completion; and

WHEREAS, the fullest economic benefit of said Arkansas River Navigation Project will be realized only when it is connected

with the Central Oklahoma Navigation Project; and

WHEREAS, the already existing waters and waterways of Lake Eufaula comprise a considerable portion of the Central Oklahoma Navigation Project; and

WHEREAS, plans for the connecting of these two great projects via Dirty Creek and an overland canal have been prepared and are awaiting execution.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Congress of the United States is memorialized to immediately authorize and appropriate funds for the Dirty Creek-canal project to connect the Arkansas River Navigation Project and the Central Oklahoma Navigation Project; and the United States Army Corps of Engineers is memorialized to speedily execute and complete said project.

SECTION 2. Copies of this Resolution shall be sent to the members of Congress from Oklahoma and to the appropriate Resident Engineer of the Corps of Engineers.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HAs** to **SBs** 58, 59, 61, 62, and 68, and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs** 3 and 4, as amended and co-authored and **SBs** 73 and 74, as amended.

HAs to **SB** 3 read as follows, and consideration deferred:

Authors: Add the following coauthors: Hargrave, Trent, Andrews, and Gooden of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 20, by deleting the word "certified".

Amendment No. 2. Amend Page 1, Section 1, Lines 21 through 23, by deleting the following sentence: "A diver must be certified by an organization recognized by the Oklahoma Department of Wildlife Conservation."

Amendment No. 3. Amend Page 1, Section 1, Line 24 by striking the period "." and inserting in lieu thereof a comma "," and then by inserting the following language: "provided that upon receiving information that damage to the fish population is occurring at any particular lake, the State Wildlife Commission shall give notice and hold a hearing to determine such fact, and may upon good cause shown, regulate the taking of fish to any extent determined necessary to protect fish in said lake."

HAs to **SB** 4 read as follows and consideration deferred:

Authors: Add the following co-authors: Trent and Bernard of the House.

Amendment No. 1. Amend Title on Line 10 by deleting the comma and word "Post" after the word "Publish".

Amendment No. 2. Amend Page 2, Lines 6 and 7, by striking the words and figures "Title 63", and deleting the word "of" on Line 6, and striking the words and figures "Section 465.11 and 466" on Line 7, which will leave the paragraph reading as follows: "Narcotic drug, stimulant and barbiturate shall mean those drugs defined in [Title 63 O.S. Supp. 1969 of] THE OKLAHOMA STATUTES, [Sections 465.11 and 466.]"

Amendment No. 3. Amend Page 2, Line 29, Section 1, Subsection (d) by inserting the following language: "A copy of such regulations shall be posted on a bulletin board located in each school."

HA to **SB** 73 read as follows and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 8, by restoring title as follows: "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."

HA to SB 74 read as follows and consideration deferred:

Amendment No. 1. Amend title, Page 1, Line 7, by restoring title as follows: "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; and declaring an emergency."

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 7** and **SCR 11**, as coauthored by Privett, Monks, Wickersham, Boettcher, Hopkins, Huddleston, Williamson, and Beznoska of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 78, 81, 82, 87 and **HB 1134** each correctly engrossed.

Engrossed **SBs 78, 81, 82,** and **87** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1134**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 84 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator McSpadden, **SB 84** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 84** was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 84 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Crow.—1.

Excused: Bradley, Garrison, Ham, Howell, Inhofe, Keels, Luton, Miller, Porter.—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, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Crow.—1.

Excused: Bradley, Garrison, Ham, Howell, Inhofe, Keels, Luton, Miller, Porter.—9.

The emergency was declared passed.

SB 84 was referred for engrossment.

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

GENERAL ORDER

SB 169 by Stipe was read and considered.

Upon motion of Senator Stipe, **SB 169** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 169** 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Nichols, Payne, Smith, Stansberry, Stipe, Trent, Williams, Young.—32.

Nay: Baggett, Crow, Hargrave, Howard, Medearis, Murphy, Phillips, Rogers, Smalley, Terrill.—10.

Excused: Bradley, Ham, Keels, McSpaden, Porter, Taliaferro.—6.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Nichols, Payne, Smith, Stansberry, Stipe, Trent, Williams, Young.—32.

Nay: Baggett, Crow, Hargrave, Howard, Medearis, Murphy, Phillips, Rogers, Smalley, Terrill.—10.

Excused: Bradley, Ham, Keels, McSpaden, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 169 was referred for engrossment.

GENERAL ORDER

President Pro Tempore Smith asked unanimous consent that **SB 53** be withdrawn from the Calendar and re-referred to the Committee on Constitutional Revision and Re-Districting, which was granted.

MOTION TO RECONSIDER

Senator Payne moved to table the Stipe motion to reconsider the vote by which **SB 173** was passed, which motion prevailed.

SB 173 was referred for engrossment.

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, with Senator Smalley presiding, who made the following announcement:

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of the executive nomination of **ELMER GRAHAM**, Temple, Oklahoma, as a Member of the Oklahoma Turnpike Authority for a term ending July 1, 1974, and effective upon Senate confirmation. Mr. Graham succeeds himself.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 12**, as co-authored by Harrison, Anderson, Kamas, and Thornhill of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

Senator Phillips presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 12 correctly enrolled.

Enrolled **SCR 12** was properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising Conferences granted on Engrossed **SBs 53, 59, 61, 62, and 68** and referring said bills to the GCCA, when appointed.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, March 2, 1971, at 1:00 o'clock P.M., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 12**.

Thirty-first Legislative Day

Tuesday, March 2, 1971

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Breckinridge, Miller, Rogers.—4.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of President Pro Tempore Smith:

Almighty God, we know this is a day of decision for all of us, in many facets of life. This is a time when we must face choices, which are not based only on our desires, ambitions, or lust for power. This is a day that shall determine in later days many policies and consequences in our state.

As we come to the time of discussion, reasoning and voting let the question of the Prophet Micah again ring in our ears, and stir our minds to do that which we ought to do, for he asks: What does the Lord require of you — but to do justly, love mercy and walk humbly with thy God. May our minds be fixed on the principle of how we can best serve our

God and our state in this and in all decisions.

We thank you God, that you will provide light for our days, and guidance for our ways. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 67—Appropriations and Budget.

SB 177—Judiciary.

DO PASS, as amended:

SB 64—Appropriations and Budget.

SB 65—Appropriations and Budget.

SB 66—Appropriations and Budget.

HB 1259—Commerce - co-authored by Stipe, Murphy, Garrison and McGraw.

FIRST READING

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

SB 192—By Rogers—An Act relating to mortgages of realty; declaring public policy; making unlawful and void provisions to prohibit mortgagor from selling or conveying his equity in mortgaged realty; defining "equity"; providing mortgagors shall not be restricted in contracting with third parties to assume debt or in assigning interest in escrow; restricting mortgagees in charges for changing books or accounts; directing codification; and declaring an emergency.

SB 193—By Trent of the Senate and Payne of the House—An Act relating to cities and towns; declaring furnishing of water by municipalities a proprietary function; requiring municipalities or trusts of which a municipality is a beneficiary to reimburse taxing units of government for taxes lost due to ownership by municipality of trust therefor; restricting such reimbursements to payments from gross revenues derived from sale of water from properties located within the area of the governmental unit reimbursed; repealing conflicting laws; making the provisions of this Act severable; and declaring an emergency.

SECOND READING

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

SB 186—Parks, Forestry and Industrial Development.

SB 187—Judiciary.

SB 188—Judiciary.

SB 189—Roads and Highways.

SB 190—Judiciary.

SB 191—Education - Higher.

SJR 15—Appropriations and Budget.

HB 1100—Judiciary and Public and Mental Health.

HB 1125—Appropriations and Budget.

HB 1132—Appropriations and Budget.

HB 1172—Revenue and Taxation.

HB 1217—Roads and Highways.

HB 1273—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1077—By McCune of the House and Grantham of the Senate—An Act relating to notaries public; amending 49 O.S. 1961, § 6; providing notarial acts of notaries public may be performed within this state within or without the county wherein notarial commission is filed.

HB 1097—By Boren, Townsend, Nance, Taggart, Converse and Williamson—An Act relating to elections; amending 26 O.S. 1961, §§ 391 and 392; providing for certificates of nomination of party candidates, contests of the correctness of the announced results in primary elections under certain conditions; providing tribunal for hearing procedures, and for recount; providing for recount in general elections under certain conditions; and providing for severability.

HB 1098—By Sandlin and Kilpatrick—An Act relating to taxation; amending Section 1, Chapter 430, O.S.L. 1965 (68 O.S. Supp. 1970, § 2701); authorizing incorporated cities and towns to assess, levy and collect certain taxes; providing limitations, procedures and exceptions; providing two percent limitation on sales tax; and declaring an emergency.

HB 1110—By McCune, Wayland, Green, Kennedy and Holaday of the House and Garrett of the Senate—An Act relating to crimes and punishments; amending 21 O.S. 1961, § 857; defining certain terms relating to delinquent minors; making provision for compliances with Uniform Controlled Dangerous Substances Act; deleting provision relating to marihuana; and providing effective date.

HB 1262—By Atkins, Riggs and Sandlin—An Act relating to state officers and employees; amending 74 O.S. 1961, § 818; prohibiting certain discrimination and other Acts; prohibiting discrimination because of a person's sex; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1021—By Wynn, et al, of the House and Payne of the Senate—A Concurrent Resolution expressing condolences to the families of Bill J. Walker and T. Leo Newton and to Mr. W. L. Pickens; and directing distribution.

HCR 1022—By Abbott of the House and Miller of the Senate—A Concurrent Resolution expressing legislative intent that East Central State College be designated by the Oklahoma State Regents for Higher Education as the official environmental information and media center for the State of Oklahoma; and directing distribution.

Consideration of the above Resolution deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 75**, as amended.

HA to SB 75 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, Line 10, by striking title and adding in lieu thereof: "(State Department of Health; and emergency.)"

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 6**, as co-authored and amended.

HA to SCR 6 read as follows, and consideration deferred:

Authors: Add the following coauthors: Odom, Monks and Cartwright of the House.

Amendment No. 1 Amend Page 1, Line 29 by deleting the word "accompanied" and inserting the word "preceded".

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 84, 169 and SCR 13 each correctly engrossed.

SCRs 7 and 11 each correctly enrolled.

Engrossed **SBs 84, 169 and SCR 13** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCRs 7 and 11** were ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Terrill **HAs to SB 4** were rejected and Conference re-

quested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 4: Senators Terrill, Howell and Capps.

Senator Garrett moved that the Senate concur in **HAs to SB 3**, which motion prevailed.

SB 3, 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, Ferrell, Field, Garrett, Garrison, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill.—31.

Nay: Dahl, Grantham, Graves, Hamilton, Lane, Medearis, Stansberry, Trent, Williams, Young.—10.

Excused: Bradley, Breckinridge, Capps, Crow, Miller, Nichols, Rogers.—7.

The bill, as amended, was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—33.

Nay: Dahl, Graves, Hamilton, Lane, Medearis, Stansberry, Williams.—7.

Excused: Baggett, Bradley, Breckinridge, Capps, Crow, Miller, Rogers, Trent.—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 McSpadden, the Senate refused to concur in **HAs to SBs 73 and 74**, and requested conferences there-

on, said Bills to be referred to the General Conference Committee on Appropriations when appointed.

GENERAL ORDER

SB 167 by Smith and Grantham was read and considered.

Senators Birdsong and Hargrave asked to be made co-authors to SB 167, which was the order.

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

Senator Grantham moved to amend SB 167, Page 1, Line 3 by striking after the word "once", and before the word "each", the words "each calendar year" and by adding in lieu thereof the words "every two fiscal years", which amendment was adopted.

Upon motion of Senator Grantham, SB 167, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 167, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 167 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Berrong, Bradley, Breckinridge, Capps, Crow, Hargrave, Medearis, Miller, Murphy.—10.

The bill was declared passed.

SB 167 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring upon the Howard motion to reconsider the vote by which SB 108 failed of passage, it was declared adopted.

(Voting by name not shown because of mechanical trouble with the electronic roll call machine).

The President Pro Tempore declared a vote of 36 Aye, 1 Nay and 11 Excused.

Senator Howard moved to reconsider the vote by which SB 108 was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Howard moved to reconsider the vote by which SB 108 was advanced to engrossment, which motion was adopted:

Senator Howard asked unanimous consent that SB 108 be withdrawn from the Calendar and re-referred to the Committee on Municipal Government, which motion was adopted.

GENERAL ORDER

SB 143 by Lane was read and considered.

Senator Dahl asked to be shown as co-author to SB 143, which was the order.

Senator Payne presiding.

Senator Lane moved to amend SB 143, Page 12, Lines 9 and 10, by striking after the word "burn" on Line 9 and before the word "fire" on Line 10, the words ", set fire to or cause to be burned any" and insert in lieu thereof the words: "or cause to be burned or to set fire to or cause", which amendment was adopted.

Senator Lane moved to amend SB 143, Page 16, Lines 9 and 10 by striking after the words "such fire," and before the words "Nothing in this section" the words "or to watch over said fire until it is extinguished or to permit fire to escape to adjoining land." and insert in lieu thereof: "shall watch over said fire until it is extinguished and shall not permit fire to

escape to adjoining land.", which amendment was adopted.

Senator Hamilton moved to amend **SB 143**, Page 7, Lines 12 and 13, by adding a period after the word "act" and striking the balance of the sentence, which amendment was withdrawn upon unanimous consent request of Senator Hamilton.

Senator Hamilton moved to amend **SB 143**, Page 7, Lines 11, 12, and 13, by adding a period after the word "fires" on Line 11 and striking the balance of the sentence, which amendment failed of adoption.

Senators McSpadden and Dahl moved to amend **SB 143**, Page 16, Line 13, by adding after the word "land." a new sentence to read as follows: "Provided that outside forest protected areas, this shall not apply to farm and range land being burned by a landowner or his lessee under said land owner or lessee's supervision", which amendment was adopted.

Senator Hamilton moved to amend **SB 143**, Page 18, Lines 3, 4, 5, and 6, by striking after the word "a" on Line 3 and before the word "and" the word "felony" and substituting therefor "misdemeanor" and then changing penalty to "not more than one (1) year in County jail or Five Hundred Dollars (\$500.00) fine or both" in lieu of present penalty language, which amendment was adopted.

Senator Lane moved to amend **SB 143**, Page 20, Line 11, by striking after the word "sec-tion" and before the word "any" the words "is included but not limited to" and inserting in lieu thereof "includes but is not limited to", which amendment was adopted.

Senator Birdsong moved to amend **SB 143**, Page 34, Lines 4 through 18, by deleting all of the language in Paragraph "B", lines 4 through 18 and renumbering the paragraphs, which amendment was tabled upon motion of Senator Dahl.

Senator Smalley raised the question of "No Quorum".

The presiding officer ordered the roll called, following which he declared a quorum present.

Senator Baggett moved to amend **SB 143**, Pages 31-32, Line 16 on Page 31 through Line 12 on Page 32 by striking all of subsection B of Section 311, which amendment was tabled upon motion of Senator Lane.

Senator Lane moved to amend **SB 143**, Page 32, Line 5 by striking after the word "ranges" on Line 5, the word "shall" and substituting therefor the word "may" and on Page 32, Lines 10 and 12, changing the word "shall" to the word "may", which amendment was adopted.

Senator Stipe moved to amend **SB 143**, Page 36, Line 6, by inserting after the word "for" and before the word "deliberate" the following: "want of ordinary care or for", which amendment was adopted.

Senator Crow moved to amend **SB 143**, Page 36, Line 18, by adding after the word "748" before the "semicolon", the following: " , except for Section 742".

Senator McSpadden moved to table the Crow amendment, which motion failed of adoption.

Upon vote, Senator Crow's amendment to **SB 143** was declared adopted.

Senator Boecher moved to amend **SB 143**, Page 16, Line 13, by adding after the McSpadden-Dahl amendment after the word "supervision" contained in said McSpadden-Dahl amendment, the following: "This act shall not apply to trimming or cutting of trees by public or private utilities for the purpose of eliminating interference with utilities lines, poles, or other utility equipment," which amendment was adopted.

Upon motion of Senator Lane, **SB 143**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon motion of Senator Lane, **SB 143**, as co-authored and amended, was considered engrossed and placed on 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: Baldwin, Berrong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, Martin, Medearis, Murphy, Nichols, Payne, Smith, Stansberry, Terrill, Williams.—29.

Nay: Baggett, Birdsong, Grantham, Luton, McGraw, McSpadden, Phillips, Rogers, Smalley, Stipe, Trent, Young.—12.

Excused: Bradley, Breckinridge, Capps, Ham, Miller, Porter, Taliaferro.—7.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Nichols, Payne, Smith, Stansberry, Terrill, Williams.—33.

Nay: Baggett, Birdsong, Phillips, Rogers, Smalley, Stipe, Trent, Young.—8.

Excused: Bradley, Breckinridge, Capps, Miller, Murphy, Porter, Taliaferro.—7.

The emergency was declared passed.

SB 143 was referred for engrossment.

COMMITTEE REPORT

The following Bill was reported by the Committee named, and ordered placed upon the Calendar unless otherwise indicated:

DO PASS, as amended:

SB 53—Constitutional Revision and Redistricting.

Senator Stipe was recognized and at-

tempted to offer a motion, by voice, with instructions, **RE SB 53**, as amended.

Senator Rogers, citing Rule 20, requested that the Stipe motion be submitted in writing, which was ordered and which is in the words as follows:

"I move that **SB 53** be re-referred to the Committee on Constitutional Revision and Redistricting with the instruction that the Committee draft a plan of apportionment that eliminates the splitting of counties among Senatorial Districts, as near as possible".

President Pro Tempore Smith moved to table the Stipe motion, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Birdsong, Crow, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, Martin, Medearis, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—22.

Nay: Berrong, Dahl, Ferrell, Field, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, McSpadden, Nichols, Stansberry, Stipe, Williams.—15.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Capps, Ham, Lane, Miller, Murphy, Porter, Young.—11.

Senator Baggett asked unanimous consent, which was granted, that xeroxed copies of 2nd Committee Substitute for **SB 53**, be used instead of the Bill being printed.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, March 3, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, March 3, 1971, at 1:00 o'clock P.M.

Thirty-second Legislative Day

Wednesday, March 3, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—42.

Excused: Bradley, Ham, Hargrave, McSpadden, Rogers, Young.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Terrill:

If we speak with the tongues of men and angels, but have not love we are a hollow sounding horn or a nerve racking noise. If we have the ability to speak and know all secrets and have all the slogans and if we have sufficient faith to move mountains, but have no love we are nothing. Even if we renounce all our possessions, even giving our body to be burned as a flaming sacrifice, but have no love we accomplish exactly nothing. Love is long suffering and kind, love is not envious, nor does it strut and brag, it does not act up, nor try to get things for itself, it pitches no tantrums, keeps no books on insults or injuries, seeing no fun in wickedness, love rejoices when truth wins. Love is all embracing, all trusting, all hoping, all en-

during. Love never quits. As for speeches they will be silenced, as for orations they shall stop, as for knowledge it will pass away. Our knowledge is immature, our speaking is immature. When that which is mature comes it replaces the immature. . . as children we look without love, as adults we see more completely, as a child there is much we do not understand as adults we will understand more fully.

Now these three facts endure: faith, hope, love, the greatest of these is love Let us seek constantly for love. . .and may the love of God control our hearts, minds and lives! Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 190—Judiciary.

HB 1151—Appropriations and Budget.

DO PASS, as amended:

SB 32—Public Safety and Penal Affairs.

SB 104—Public Safety and Penal Affairs, co-authored by Senator Payne.

SB 144—Appropriations and Budget.

SB 172—State and Federal Government.

SB 175—Appropriations and Budget.

SB 180—Appropriations and Budget.

HB 1128—Appropriations and Budget.

HB 1136—Appropriations and Budget.

HB 1188—State and Federal Government.

FIRST READING

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

SB 194—By McCune—An Act relating to group health and life insurance for state employees; making blind vending stand operators and managing operators eligible for membership in health and life insurance plans under the State Employees Group Health and Life Insurance Act; providing for cost of participation in such plans; designating codification; and declaring an emergency.

SB 195—By Porter—An Act relating to children; amending Section 126, Chapter 282, O.S.L. 1968 (10 O.S. Supp. 1970, § 1126); authorizing the appointment of referees to hear juvenile cases in certain counties; prescribing limitations on salaries to be paid to such referees; and declaring an emergency.

SB 196—By Porter—An Act relating to cities and towns; amending 11 O.S. 1961, § 20; providing for hearing, after notice to owner, to determine if dilapidated buildings, accumulation of trash or growth of weeds or grass on property constitutes a hazard from fire or traffic or is detrimental to the health, benefit and welfare of the community, and if determination is affirmative, authorizing city or town to remove said dilapidated buildings, trash, weeds or grass at expense of property owner; providing amount of cost of removal and interest, if not paid, shall constitute a lien against the property.

SB 197—By Porter—An Act relating to discrimination; amending Sections 307, 501, as amended by Section 1, Chapter 186, O.S.L. 1970, 502, 503, 505 and 506, Chapter 388, O.S.L. 1968 (25 O.S. Supp. 1970, §§ 1307, 1501, 1502, 1503, 1505 and 1506); providing for exemptions from the provisions of Article 3, Chapter 21 of this Title; deleting certain exemptions; providing for certain powers of Human Rights Commission; providing the procedure, with certain changes therein, for aggrieved per-

sons; providing for method, manner and procedure for a hearing; providing for representation of parties by an attorney; providing for power and procedure of commission to afford relief to certain persons; providing for the procedure of judicial review and enforcement from orders of commission; providing for change in procedure for judicial review and enforcement; making provisions severable; and declaring an emergency.

SB 198—By Grantham, Holden, Payne, Fields, Boecher, Ferrell, Stipe, Lane, Murphy, Phillips, Crow, Medearis and Dahl of the Senate and Willis, Privett, Mountford, Townsend, Fine, Bradley, Odom, Cox, McKee, Williamson, Coffin, Draper, Robinson, Dunn, Murphy, Randle, Wynn, Conaghan, Kamas, Thornhill, Harper, Wickersham and Harrison of the House—An Act relating to electric service; providing criteria by which suppliers of electric service may extend lines and facilities in unincorporated areas and maintain facilities to consumers within territory in which it furnishes retail electric service; providing basis of and conditions for fixing territory to be serviced; providing for Corporation Commission determination and other approving contracts and territories, and empowering Corporation Commission to enforce the provisions of this Act; defining terms and applicability of this Act; repealing 17 O.S. 1961, §§ 158.1 through 158.6; and providing for severability.

SB 199—By Luton of the Senate and Odom of the House—An Act relating to the Department of Institutions, Social and Rehabilitative Services; providing for the appointment of campus police and juvenile officers and fixing their powers; and declaring an emergency.

SB 200—By Luton—An Act relating to insurance; amending 36 O.S. 1961, § 623; providing for legal process on certain insurers by serving Insurance Commissioner; providing proof of service sufficient with return receipt; providing for proof of service when return receipt lost; and declaring an emergency.

SECOND READING

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

SB 192—Judiciary.

SB 193—Municipal Government.

HB 1077—Judiciary.

HB 1097—Committee on Rules.

HB 1098—Revenue and Taxation.

HB 1110—Judiciary.

HB 1262—State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1029—By Bamberger, Monks, Andrews, Nance, Pierce, Sandlin and Wickersham—(An Act relating to veterans; and emergency).

HB 1190—By Kamas and Gooden of the House and Capps of the Senate—An Act relating to agriculture; amending Sections 3, 7, 8, 9, 13 and 16, Chapter 340, O.S.L. 1968 (2 O.S. Supp. 1970, §§ 1203, 1207, 1208, 1209, 1213 and 1216); defining terms; redefining and including certain terms; providing for Pork Commission organization, per diem and travel reimbursement; providing powers of Commission and including power to hire field representative; providing for assessments and their remittance; providing for refunds; and providing for actions by the Attorney General and penalty for violations.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 7 and 11.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 4**, and naming House Conferees as follows: Abbott, Clemons and Holaday of the House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 77**.

The above numbered Bill was referred for enrollment.

PENDING SENATE ACTION

HCR 1021 by Wynn of the House and Payne of the Senate was called up for consideration.

Senator Payne asked that all other members of the Senate be made Co-authors to **HCR 1021**, which was the order.

Co-authors to **HCR 1021**:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.

HCR 1021, as co-authored, was read at length, adopted upon motion of Senator Payne, properly signed and ordered returned to the Honorable House.

Senator Miller asked for consideration of **HCR 1022**, which was granted.

HCR 1022 was read at length, adopted upon motion of Senator Miller, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 64 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 64** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—40.

Nay: Keels.—1.

Excused: Bradley, Ham, Hargrave, McSpadden, Martin, Rogers, Young.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—40.

Nay: Keels.—1.

Excused: Bradley, Ham, Hargrave, McSpadden, Martin, Rogers, Young.—7.

The emergency was declared passed.

SB 64 was referred for engrossment.

GENERAL ORDER

SB 65 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 65** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 65** was considered engrossed and placed upon third reading and final passage.

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

THIRD READING

SB 65 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—41.

Excused: Bradley, Ham, Hargrave, Martin, Nichols, Rogers, Young.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—41.

Excused: Bradley, Ham, Hargrave, Martin, Nichols, Rogers, Young.—7.

The emergency was declared passed.

SB 65 was referred for engrossment.

GENERAL ORDER

SB 66 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 66** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—42.

Nay: Keels.—1.

Excused: Bradley, Ham, Hargrave, Rogers, Young.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—42.

Nay: Keels.—1.

Excused: Bradley, Ham, Hargrave, Rogers, Young.—5.

The emergency was declared passed.

SB 66 was referred for engrossment.

GENERAL ORDER

SB 67 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Senator Terrill asked to be made co-author to **SB 67**, which was the order.

Upon motion of Senator Hamilton, **SB 67** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—43.

Excused: Bradley, Ham, Hargrave, Rogers, Young.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—43.

Excused: Bradley, Ham, Hargrave, Rogers, Young.—5.

The emergency was declared passed.

SB 67 was referred for engrossment.

Senators Ham and Hargrave asked to be shown present, which was the order.

PENDING SENATE ACTION OF HAS

Upon motion of Senator Luton **HA** to

SCR 6 was rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SCR 6: Senators Luton, Birdsong and Medearis.

Senator Baldwin presiding.

Upon motion of Senator McSpadden, the Senate refused to concur in **HA to SB 75**, and requested conference thereon, said Bill to be referred to the General Conference Committee on Appropriations when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 143, 167, and 173 each correctly engrossed.

SB 3 correctly enrolled.

Engrossed **SBs 143, 167 and 173** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 3** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 177 by Grantham of the Senate and McCune of the House was read and considered.

Senator Hargrave asked to be made co-author to **SB 177**, which was the order.

Upon motion of Senator Grantham, **SB 177** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 177** was engrossed and placed upon third reading and final passage.

THIRD READING

SB 177 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams.—39.

Excused: Berrong, Bradley, Garrison, McSpadden, Martin, Rogers, Stansberry, Taliaferro, Young.—9.

The bill was declared passed.

SB 177 was referred for engrossment.

GENERAL ORDER

HB 1259 by Payne, et al, of the House and Stipe, Murphy, Garrison and McGraw of the Senate was read and considered.

Senators Luton, Lamb, Ham and Martin asked to be made co-authors to **HB 1259**, which was the order.

Upon motion of Senator Stipe, **HB 1259** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1259** was 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—38.

Nay: Baggett.—1.

Excused: Bradley, Howard, Luton, Miller, Nichols, Porter, Rogers, Smalley, Young.—9.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—38.

Nay: Baggett.—1.

Excused: Bradley, Howard, Luton, Miller, Nichols, Porter, Rogers, Smalley, Young.—9.

The emergency was declared passed.

HB 1259 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising conference granted on Engrossed SBs 73, 74 and 75 and referring said Bills to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 3.

The above numbered Enrolled Bill was referred to the Governor.

GENERAL ORDER

SB 53 by Smith and Terrill was read and considered.

Senators Rogers and Young asked to be shown present, which was the order.

President Pro Tempore Smith moved to advance SB 53 to engrossment.

Senator Stansberry offered a substitute motion that amendments on the Clerk's desk be considered.

Senator Payne raised a point of order that the Stansberry motion was inferior to the Smith motion, which the Chair held was valid.

The vote occurring on the Smith motion, it was adopted.

President Pro Tempore Smith asked unanimous consent, which was granted, that SB 53 be considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith moved that the previous question be now put, which motion prevailed.

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: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, Martin, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—30.

Nay: Berrong, Breckinridge, Dahl, Ferrell, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, McSpadden, Miller, Nichols, Stansberry, Stipe, Williams, Young.—17.

Excused: Bradley.—1.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—33.

Nay: Berrong, Breckinridge, Dahl, Ferrell, Garrison, Inhofe, Lamb, McCune, McGraw, Nichols, Stansberry, Stipe, Williams, Young.—14.

Excused: Bradley.—1.

The emergency was declared passed.

MOTION TO RECONSIDER

As provided under Rule 19b, Senator

Payne moved that the vote be reconsidered by which SB 53 and its emergency clause passed.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned

to meet Thursday, March 4, 1971, at 11:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, March 4, 1971, at 11:00 o'clock A.M.

Thirty-third Legislative Day

Thursday, March 4, 1971

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, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Baldwin, Boecher, Bradley, Capps, Ham, Hamilton, Hargrave, Payne, Porter, Stansberry.—10.

Present late
The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of President Pro Tempore Smith:

Almighty God, you do not call us to lives of ease, or absence of challenge, for these testings that trouble us, and stretch us we are grateful. Options not only prove our wisdom, they also reveal our inmost character.

Let us be diligent to be on guard against forces and philosophies that would destroy our integrity. Help us to stand firm against powers of darkness and deceptions. Arm us with a personal righteousness that is a shield of honesty. Equip us to be servants of God, persons who are not afraid to support His cause, or ashamed to speak and defend His name, by words and actions.

May our daily prayers keep open our

lines of communication—for as we are listeners we learn more of Your love, our inward natures are changed, until we are no longer willing to conform to a worldly standard of success as measured by affluence or false popularity. May we know Thy power, share Thy peace and walk in the true light of Divine approval. Let us go with God, in our decisions for days to come. So may it be for us, that we are growing in His grace now and always. Amen.

The Journal for the last legislative day was declared approved.

SECOND READING

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

SB 194—Governmental Reform.

SB 195—Judiciary.

SB 196—Municipal Government.

SB 197—Social Welfare.

SB 198—Agriculture.

SB 199—Social Welfare.

SB 200—Insurance.

HB 1029—Public and Mental Health.

HB 1190—Agriculture.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1019—By Riggs and McCune of the House and Garrett and Grantham of the Senate—An Act relating to actions for relief upon theory of rescission of contract;

providing procedures; providing for form of relief which may be granted; directing codification; and providing an effective date.

HB 1084—By Privett—An Act creating the Pawnee Indian Veterans Historical Commission; providing for membership, appointment, confirmation, qualifications and term of office; requiring bond; providing fixed amount as reimbursement for expenses; providing for organization of the commission; specifying powers and duties and 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; and declaring an emergency.

HB 1094—By Sparkman and Thornhill—(An Act relating to vital statistics)

HB 1297—By York and Kilpatrick—An Act relating to civil procedure; providing for conserving certain moneys obtained for or on behalf of minors in court proceedings; and providing for effective date.

HB 1316—By Riggs—An Act relating to children; amending Section 103, Chapter 282, O.S.L. 1968 and Section 109, Chapter 282, O.S.L. 1968, as amended by Section 1, Chapter 226, O.S.L. 1970 (10 O.S. Supp. 1970, §§ 1103 and 1109); providing manner of initiating proceedings; imposing conditions upon admissibility in evidence of information gained from questioning a child; providing for representation of child; imposing duty upon the district attorney; making the commission of any Act or omission of performance of any duty, causing or encouraging a child to be delinquent, dependent, neglected or in need of supervision, a misdemeanor; directing codification; and providing an effective date.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1023—By Tarwater and Boren—A Concurrent Resolution relating to interim study by the State Legislative Council; requesting the executive committee to direct the appropriate standing committee to make a comprehensive study of the financial needs of the oil and gas conservation program and fund of the Corporation Commission; and requiring that a complete report of findings and recommendations be submitted to the Executive Committee and to the 2nd Session of the 33rd Oklahoma Legislature.

Senator Terrill asked unanimous consent that **HCR 1023** be referred to the Committee on Oil and Gas, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 76**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 72, 79, 83, 85, 88, 89, 91 and 92**, as amended.

HAs to SB 72 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be It Enacted by the People of the State of Oklahoma:"

HA to SB 79 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be It Enacted by the People of the State of Oklahoma:"

HA to SB 83 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be It Enacted by the People of the State of Oklahoma:"

HA to SB 85 read as follows and consideration deferred:

Amendment No. 1. Amend Page 1, Line 15, by striking Enacting Clause: "Be It Enacted By the People of the State of Oklahoma:".

HA to SB 88 read as follows, and consideration deferred.

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be It Enacted By the People of the State of Oklahoma:".

HA to SB 89 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 15, by striking Enacting Clause: "Be It Enacted By the People of the State of Oklahoma:".

HA to SB 91 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 16, by striking Enacting Clause: "Be It Enacted By the People of the State of Oklahoma:".

HA to SB 92 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be It Enacted By the People of the State of Oklahoma:".

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1021 and 1022**.

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1134** requesting Conference and referring said Bill to the **GCCA** when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SCR 6**, and naming House Conferees as follows: Odom, Monks and Cartwright.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 64, 65, 66, 67, 177 and **HB 1259** each correctly engrossed.

SB 77 correctly enrolled.

Engrossed **SBs 64, 65, 66, 67** and **177** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1259**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SB 77** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

Senator Stipe introduced **SCR 14**.

SCR 14—By Stipe, Capps, Taliaferro, Terrill, Boecher, Murphy, McCune and Stansberry of the Senate and Skeith, et al, of the House—A concurrent resolution relating to the 1971 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 "Employment of the Handicapped, Community Attitudes"; directing that a copy of this Resolution be made a part of the permanent Journals of the 1st Session of the 33rd Oklahoma Legislature; directing that authenticated copies of this Resolution be transmitted to each of said outstanding students and to their respective school officials.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors to **SCR 14**, which was granted.

SCR 14, as co-authored, was read at length, adopted upon motion of Senator Stipe and ordered referred for engrossment.

GENERAL ORDER

SB 144 by Crow was read and considered.

Senators Medearis and Taliaferro asked to be made co-authors to SB 144, which was the order.

Upon motion of Senator Crow, SB 144 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 144 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 144 was read for the third time at length.

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

Aye: Baggett, Birdsong, Breckinridge, Crow, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Berrong, Boecher, Bradley, Capps, Dahl, Ferrell, Ham, Hamilton, Hargrave, Nichols, Payne, Porter, Stansberry.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Breckinridge, Crow, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Berrong, Boecher, Bradley, Capps, Dahl, Ferrell, Ham, Hamilton, Hargrave, Nichols, Payne, Porter, Stansberry.—14.

The emergency was declared passed.

SB 144 was referred for engrossment.

GENERAL ORDER

SB 175 by Ferrell of the Senate and Coffin of the House was read and considered.

Senators Stansberry and Hargrave asked to be shown present, which was the order.

Upon motion of Senator Ferrell, SB 175 was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, 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: Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—31.

Nay: Baggett, Birdsong, Howard, Howell, Keels, Rogers.—6.

Excused: Baldwin, Berrong, Boecher, Bradley, Capps, Dahl, Ham, Hamilton, Nichols, Payne, Porter.—11.

The bill was declared passed.

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

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

Aye: Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—32.

Nay: Keels.—1.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Capps, Dahl, Ham, Har-

grave, Howard, Nichols, Payne, Phillips, Porter, Rogers.—15.

The emergency was declared passed.

SB 175 was referred for engrossment.

GENERAL ORDER

SB 180 by Miller, Martin and McSpadden of the Senate and Monk of the House was read and considered.

Upon motion of Senator McSpadden, SB 180 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 180 was considered engrossed and placed upon third reading and final passage.

THIRD READING

SB 180 was read for the third time at length.

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

Aye: Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Howard, Nichols, Payne, Phillips, Porter.—12.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Baldwin, Boecher,

Bradley, Capps, Dahl, Ham, Howard, Nichols, Payne, Phillips, Porter.—12.

The emergency was declared passed.

SB 180 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 77.

The above numbered Enrolled Bill was referred to the Governor.

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

GENERAL ORDER

HB 1128 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1128 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1128 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1128 was read for the third time at length.

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

Aye: Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Baggett.—1.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Howard, Nichols, Phillips, Porter.—10.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Baggett.—1.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Howard, Nichols, Phillips, Porter.—10.

The emergency was declared passed.

HB 1128 was referred for engrossment.

GENERAL ORDER

HB 1136 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1136 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1136 was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Graves, ~~Hamilton~~, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Grantham, Ham, Howard, Nichols, Phillips, Porter.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Hol-

den, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Grantham, Ham, Howard, Nichols, Phillips, Porter.—11.

The emergency was declared passed.

HB 1136 was referred for engrossment.

GENERAL ORDER

HB 1151 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Senator Garrison asked to be shown as co-author to HB 1151, which was the order.

Upon motion of Senator McSpadden, HB 1151, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1151 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1151 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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Keels.—1.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Nichols, Phillips, Porter.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Nay: Keels.—1.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Nichols, Phillips, Porter.—9.

The emergency was declared passed. HB 1151 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 172 by Crow was read and considered.

Senator Luton asked to be shown as coauthor to SB 172, which was the order.

Senator Crow moved to amend SB 172, Page 2, Line 3, by adding after the word "return" a new Section 2 as follows: The provisions of this act shall not apply to any license or permit issued by the Oklahoma Tax Commission." and amending the title to conform to the Bill, which amendment was adopted.

Senator Smalley moved to amend SB 172, Page 2, Line 3½, by striking after the word "death" the balance of the sentence, which amendment was adopted.

Senator Crow moved to amend SB 172, Page 2, Line 3½, by adding a new Section 3 as follows: "The use of this Act to subvert or circumvent any law of the State of Oklahoma which requires licensing or permits of any person, firm or company which resides or does business within the State of Oklahoma is hereby expressly prohibited and shall constitute a misdemeanor if the cost of the license in question is One Hundred Dollars \$100.00 or less and a felony if the cost of the license or permit exceeds One Hundred Dollars (\$100.00)." and renumbering

"Section 2, to Section 4" on Line 4, Page 2, and amending the title to conform to the Bill, which amendment was adopted.

Senator Crow asked unanimous consent, which was granted, that SB 172 be withdrawn from the calendar and re-referred to the Committee on State and Federal Government.

DECLARATION OF VOTE

Senator Luton asked that the record show had he been present at the time of Third Reading and final passage of HB 1259, he would have voted AYE on the Bill, which was the order.

GENERAL ORDER

SB 32 by Inhofe was read and considered.

Upon motion of Senator Inhofe, SB 32 was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, SB 32 was considered engrossed and placed on third reading and final passage.

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

Senator Smalley asked unanimous consent which was granted, to amend SB 32, Page 1, Line 6, by adding after the word "city" and before the word "unless" the following: "nor on State property located within the city limits of an incorporated city or town", which amendment was adopted by unanimous consent.

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: Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—30.

Nay: Baggett, Howard, McGraw.—3.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Lane, McSpadden, Medearis, Nichols, Phillips, Porter, Rogers, Stipe, Young.—15.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—32.

Nay: Baggett, Howard, Rogers.—3.

Excused: Baldwin, Boecher, Bradley, Capps, Dahl, Ham, Lane, Luton, McSpadden, Medearis, Nichols, Porter, Stipe.—13.

The emergency was declared passed.

SB 32 was referred for engrossment.

GENERAL ORDER

SB 190 by Grantham of the Senate and Conaghan of the House was read and considered.

Senator Smalley moved to amend **SB 190**, Page 1, Line 4, by striking after the word "in" and before the word "section" the words "the foregoing", which amendment was adopted.

Upon motion of Senator Grantham, **SB 190** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 190** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 190 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Murphy, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Payne.—1.

Excused: Baldwin, Boecher, Bradley, Capps, Ham, Lane, McSpadden, Miller, Nichols, Porter, Stipe.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Murphy, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Payne.—1.

Excused: Baldwin, Boecher, Bradley, Capps, Ham, Lane, McSpadden, Miller, Nichols, Porter, Stipe.—11.

The emergency was declared passed.

SB 190 was referred for engrossment.

BILL RELEASED

Engrossed **HB 1151** was properly signed and ordered returned to the Honorable House.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, March 8, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, March 8, 1971, at 1:00 o'clock P.M.

Thirty-fourth Legislative Day

Monday, March 8, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Breckinridge, Capps, Ferrell, Ham, Keels, McSpadden, Nichols, Rogers, Stipe.—10.

The Presiding Officer declared a quorum present.

President Pro Tempore Smith presiding.

The following prayer was offered by the Chaplain, Reverend Anson Justice, Crestwood Baptist Church, 2501 N. W. 16th Street, Oklahoma City, Oklahoma, and incorporated upon request of Senator Garrison:

Almighty God, our heavenly Father, we humbly bow before Thee at the beginning of this legislative week of the Senate of the State of Oklahoma on this day of our Lord, March 8, 1971. We acknowledge Thee as the giver of every good and perfect gift that cometh down from heaven. We confess Thee as our Creator and our God.

We are grateful to Thee for the manifold blessings that Thou hast poured out upon us so bountifully as a nation, as a state, as a community, and as individuals and

we praise Thy name for these gracious undeserved gifts.

We have read in the Word of God, in Psalm 33:12 that "blessed is the nation, whose God is the Lord."

Our prayer today, is that this truth may become a reality in our country. To this end we ask Thy blessing upon the President and Congress of the United States, the Governor and Legislature, of the State of Oklahoma, the Judges and courts of our land and upon all those who govern and lead us.

May they be humble under Thy mighty hand, may they be obedient to Thy law, may they have the honor, integrity, and wisdom to lead us in the paths of morality, justice, and responsibility.

We pray to Thee, our Heavenly Father in the name of our Lord Jesus Christ who loved us and bought us with His own precious blood. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Medearis, it was the order of the Senate that a Citation of Congratulations be issued to Jack Dobbins, Head Basketball Coach of Northeastern State College for coaching teams to 300 victories during his career.

Upon motion of Senator Terrill, it was the order of the Senate that a Citation of Congratulations be issued to Miss Rhonda Little, Eisenhower High School, Lawton, Oklahoma, for outstanding scholastic achievement.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

COMMITTEE REPORTS

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

DO PASS:

SB 27—Industrial and Labor Relations.

FIRST READING

The following Bills were introduced and read the first time:

SB 201—By Crow of the Senate and Stratton of the House—An Act relating to motor vehicles; amending 47 O.S. 1961, §§ 6-111 and 6-301; providing requirements for the form of licenses; requiring licenses to bear photographs and certain distinguishing colors; providing for use of social security numbers; providing unlawful uses of licenses; prohibiting reproduction of licenses; and setting effective date.

SB 202—By Hamilton—An Act relating to schools; creating the Board of Regents of Community and Municipal Junior Colleges; prescribing qualifications, method of appointment and terms of office of members of the board; providing for organization of board, use of an official seal and furnishing of surety bonds; providing for per diem payments to members; defining authority, duties and powers of board; and declaring an emergency.

SB 203—By Grantham of the Senate and McCune, Boettcher, and Conaghan of the House—An Act relating to courts; amending Section 6, Chapter 262, O.S.L. 1968 (20 O.S. Supp. 1970, § 106.6); authorizing reimbursement for travel expenses incurred by court reporters assigned outside the judicial administrative district out of the court fund in the county where the court reporter is assigned to serve; and declaring an emergency.

SECOND READING

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

HB 1019—Judiciary.

HB 1084—Parks, Forestry and Industrial Development.

HB 1094—Public and Mental Health.

HB 1297—Judiciary.

HB 1316—Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1243—By Harrison and Boatner—An Act relating to motor vehicles and registration fees; amending 47 O.S. 1961, § 22.14, as last amended by Section 1, Chapter 240, O.S.L. 1967 (47 O.S. Supp. 1970, § 22.14); providing that certain motor vehicles shall be registered each year for a nominal fee; providing that vehicles furnished to school districts for vocational agriculture purposes whether owned by school district or by dealer shall be registered each year for a nominal fee; repealing 47 O.S. 1961, § 22.14, as last amended by Section 1, Chapter 108, O.S.L. 1967 (47 O.S. Supp. 1970, § 22.14); and declaring an emergency.

HB 1266—By Skeith, Monks, Avey, Bernard, Thornhill, Tarwater, Hopkins and Wixson of the House and Terrill of the Senate—An Act relating to motor carriers; amending 47 O.S. 1961, §§ 180, 180a, 180c, and 180g, as last amended by Sections 1, 2, 3 and 4, respectively, Chapter 92, O.S.L. 1969, and 47 O.S. 1961, §§ 180e, 180h, and 180i, as amended by Sections 19, 22 and 23, respectively, Chapter 190, O.S.L. 1968 (47 O.S. Supp. 1970, §§ 180, 180a, 180c, 180e, 180g, 180h and 180i); defining terms; providing display of identification device on motor carriers; providing grounds for seizure and confiscation of identification devices; providing for issuance of identification devices; prescribing fees and their disposition; providing for application forms; providing for severability; and declaring an emergency.

HB 1319—By Skeith, Avey, Monks and Wickersham—An Act relating to State Highways and motor vehicles; amending Section 304, Chapter 415, O.S.L. 1968 (69

O.S. Supp. 1970, § 304); providing for administration of the State Highway System by the State Highway Commission and increasing the maximum amount for expenditure on state automobiles; amending Section 3, Chapter 89, O.S.L. 1968 (47 O.S. Supp. 1970, § 159.3); providing for acquisition of certain vehicles by the motor pool division of the State Board of Public Affairs; limiting the amount that may be expended by the board on passenger automobiles; and declaring an emergency.

HB 1320—By Clemons, Hancock, Sanders and Lindstrom—An Act relating to schools; prohibiting public schools from disclosing grades and accepting transfer students under certain circumstances; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

Senator Payne presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 32, 144, 175, 180, 190, SCR 14, HBs 1128 and 1136 each correctly engrossed.

SB 76 correctly enrolled.

Engrossed **SBs 32, 144, 175, 180, 190** and **SCR 14** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1128 and 1136**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 76** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 8, 1971, of Enrolled **SB 77** entitled:

SB 77—By McSpadden, Hamilton, Inhofe and Lamb 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 transmitting for signature Enrolled **HB 1151**.

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

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to the passage of Engrossed **HB 1259**, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 71 and 80**, as amended.

HAs to **SB 71** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 16, by striking Enacting Clause: "Be It Enacted by the People of the State of Oklahoma:".

HA to **SB 80** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be it enacted by the people of the State of Oklahoma."

President Pro Tempore Smith presiding.

RESOLUTION

Senator Graves introduced **SR 12**.

SR 12—By Graves and Rogers—A Resolution expressing the admiration of the Senate for Dean Warren M. Angell of Oklahoma Baptist University and his many accomplishments and, particularly, extending the congratulations of the Senate to Dean Angell on the occasion of the premiere performance of his musical cantata "This Is the Gospel"; and direct-ing presentation.

Senator Graves asked unanimous consent, which was granted, that all members of the Senate be made co-authors to **SR 12**, which was the order.

SR 12, as co-authored, was read at length as follows, adopted upon motion of Senator Graves, and ordered referred for enrollment:

SR 12—By Graves, Rogers, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution expressing the admiration of the Senate for Dean Warren M. Angell of Oklahoma Baptist University and his many accomplishments and, particularly, extending the congratulations of the Senate to Dean Angell on the occasion of the premiere performance of his musical cantata "This Is the Gospel"; and directing presentation.

WHEREAS, Dr. Warren M. Angell, has been Dean of the College of Fine Arts of Oklahoma Baptist University since 1936, and is greatly honored and revered as a person and for his many accomplishments in choral music as a performer, composer, teacher and director; and

WHEREAS, the said Dean Angell will present the premiere performance of his latest composition, a musical cantata entitled "This Is the Gospel," in the Raley Chapel of Oklahoma Baptist University on the night of March 8, 1971, performed by a combined chorus of the Sigma Alpha Iota and Phi Mu Alpha musical organizations of Oklahoma Baptist University.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate expresses its great admiration for Dr. Warren M. Angell, the man, and for his many and varied accomplishments in the music world and especially in the field of choral music, and the Senate further extends to the said Dr. Angell its congratulations and best wishes on the occasion of the premiere presentation and performance of his

cantata, "This Is the Gospel," at Oklahoma Baptist University.

SECTION 2. The President Pro Tempore of the Senate is directed to select a delegation of the Senate to represent the Senate at the premiere performance of the said cantata and to present a copy of this Resolution to the esteemed Dr. Angell.

President Pro Tempore Smith appointed the following special delegation for presentation of **SR 12** to Dean Warren M. Angell:

Senators Graves, Howell and Rogers.

GENERAL ORDER

HB 1188 by Cate of the House and Smalley of the Senate was read and considered.

Senator Crow asked to be shown as co-author to **HB 1188**, which was the order.

Upon motion of Senator Smalley **HB 1188** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1188** was considered engrossed and placed on third reading and final passage.

Senator Payne presiding.

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: Baggett, Baldwin, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lane, Luton, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—31.

Nay: Berrong, Inhofe, Lamb, McCune, Stansberry, Williams.—6.

Excused: Bradley, Breckinridge, Capps, Ferrell, Ham, Keels, McSpadden, Nichols, Porter, Rogers, Stipe.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—33.

Nay: Berrong, Inhofe, Stansberry, Williams.—4.

Excused: Bradley, Breckinridge, Capps, Ferrell, Ham, Keels, McSpadden, Nichols, Porter, Rogers, Stipe.—11.

The emergency was declared passed.

HB 1188 was referred for engrossment.

GENERAL ORDER

SB 104 by Smith and Payne of the Senate and Privett of the House was read and considered.

Senators Birdsong, Hargrave, Phillips, Lamb, and Luton asked to be shown as co-authors to SB 104, which was the order.

Senators Nichols and Rogers asked to be shown present, which was the order.

Senator Smalley moved to amend SB 104, Page 4, Line 6, by striking the word "purchaser" and inserting in lieu thereof the word "purchase", which amendment was adopted.

President Pro Tempore Smith moved to amend SB 104, Page 7, Line 3, by substituting the word "felony" for the word "misdemeanor", which amendment was adopted.

Upon motion of President Pro Tempore Smith, SB 104 was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 104 was considered engrossed and placed on 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, Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Breckinridge, Capps, Ferrell, Ham, Keels, McSpadden, Porter, Stipe.—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, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Breckinridge, Capps, Ferrell, Ham, Keels, McSpadden, Porter, Stipe.—9.

The emergency was declared passed.

SB 104 was referred for engrossment.

President Pro Tempore Smith presiding.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Hamilton, the Senate refused to concur in HAS to SBs 72, 79, 83, 85, 88, 89, 91 and 92, and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations, when appointed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Senator Hamilton moved to concur in House request for conference on HB 1134, which motion prevailed, the Bill being referred to GCCA, when appointed.

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

Senator Birdsong moved when the desk is cleared, that the Senate stand adjourned to meet Tuesday, March 9, 1971, at 1:00 o'clock P.M., which motion prevailed.

Senator Smalley presiding.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1188 correctly engrossed.

SR 12 correctly enrolled.

Engrossed HB 1188, together with Engrossed SAs, was properly signed and ordered returned to the Honorable House.

Enrolled SR 12 was properly signed and ordered transmitted to the Secretary of State.

Upon motion of Senator Birdsong, the Senate adjourned to meet Tuesday, March 9, 1971, at 1:00 o'clock P.M.

Thirty-fifth Legislative Day

Tuesday, March 9, 1971

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, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—44.

Excused: Bradley, Capps, Porter, Taliaferro.—4.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Garrison:

Our Heavenly Father, we thank Thee today for the many blessings that Thou has bestowed upon us as a nation, as a state, and as individuals.

We have read in the Bible in the Book of Proverbs that, "Righteousness exalteth a nation; but, sin is a reproach to any people".

Grant that today this honorable Senate shall in every matter of deliberation espouse the cause of righteousness revealed in the Word of God, that every matter of legislation and business shall be enacted in respect to Thy law and will; and, that we shall all remember that we live, move, and have our being under the all-seeing eye of God.

In obedience to Thy word which has told us to pray for those in authority, we come today to pray for this honorable Senate and the House of Representatives in session assembled.

Dear Father, we would close our prayer today with a special request for blessing upon our military personnel fighting in Viet Nam and upon those others stationed in distant lands seeking to preserve our American way of life. May the day hasten when these cruel wars shall cease and our Lord Jesus Christ shall come to reign.

We pray in the name of Him whose name is above every name, even Jesus, our Savior, Amen.

The Journal for the last legislative day was declared approved.

CONCURRENT CITATION

Upon motion of Senator Finis Smith and Representatives M. D. Riggs and Robert E. Hopkins, it was the order of the Senate that a Concurrent Citation of Congratulations be issued to Charles Page High School wrestling team, Sand Springs, Oklahoma, for outstanding athletic achievement.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Granite High School Girls Basketball Team for outstanding athletic achievement.

Upon motion of Senator Taliaferro, it was the order of the Senate that a Cita-

tion of Congratulations be issued to Teri Fehring, Sterling, Oklahoma, upon being selected as "Little Miss Peanut" for 1970-1971.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

REQUEST FOR LOBBY PERMIT

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

Jim Henderson, 4710 N. W. 25th, Oklahoma City, Oklahoma, representing Oklahoma Housing Conference, Inc.

COMMITTEE REPORTS

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

DO PASS, as amended:

SB 192—Judiciary.

FIRST READING

The following Bills were introduced and read the first time:

SB 204—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to professions and occupations; amending Section 32 of Chapter 184, O.S.L. 1965 (59 O.S. Supp. 1970, § 1332); requiring supersedeas if execution is to be stayed in certain appeals; authorizing court to fix amount of bond; and declaring an emergency.

SB 205—By Birdsong—An Act relating to crimes and punishments; making it a misdemeanor to breathe, inhale or drink certain named substances to induce intoxication or other effects; prescribing punishment therefor; and declaring an emergency.

SB 206—By Murphy of the Senate and Skeith of the House—An Act relating to motor vehicles; amending 47 O.S. 1961, § 14-114, to define liability of persons caus-

ing damages to highways or public roads, or to any facility thereof; providing punishment for failure to report damages; and declaring an emergency.

SB 207—By Stipe of the Senate and Huddleston of the House—An Act relating to public lands; transferring certain property from the Oklahoma Wildlife Conservation Commission to the Oklahoma Industrial Development and Park Commission; providing for severability; and declaring an emergency.

SB 208—By Stipe, Payne, Luton, Porter and Howard—An Act relating to employment security; amending 40 O.S. 1961, §§ 213, as last amended by Section 1, Chapter 213, O.S.L. 1970, 214, as amended by Section 2, Chapter 398, O.S.L. 1967, 215, 218, 229 and 233 (40 O.S. Supp. 1970, §§ 213 and 214 (e)); providing for payment of benefits, payment of an increased amount of weekly benefits, and performance of certain services under provisions of the Oklahoma Employment Security Act; prescribing eligibility and qualifications to receive benefits under said Act; providing for period, election and termination of employer's coverage under Oklahoma Employment Security Act; defining words, terms and phrases; providing for cooperation and reciprocal arrangements with the federal and other governments; prescribing basis, under certain circumstances, for the payment of additional benefits; prescribing payment of benefits, and method of financing of payments of benefits, to certain employees of the state and other states, of instrumentalities of the state and other states, of certain nonprofit organizations, and in certain instances, certain employees of political subdivisions; providing for operative date of certain sections; and declaring an emergency.

SECOND READING

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

SB 201—Commerce.

SB 202—Education - Higher.

SB 203—Judiciary.

HB 1243—Revenue and Taxation.

HB 1266—Roads and Highways.

HB 1319—Roads and Highways.

HB 1320—Education - Common.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1001—By Witt, Stratton, Kamas, Greenhaw, Huddleston, Wiedemann, Kennedy, Gooden, Williamson, Townsend, Draper, Harrison, Wynn, Boettcher, Wickersham and Wayland—(Board of Agriculture - Animal Diagnostic Laboratory; and emergency.)

HB 1002—By Witt, Stratton, Anderson, Boatner, Coffin, Gooden, Harper, Harrison, Kamas, Thornhill, Whorton, Wickersham, Wiedemann, Wynn, Ferrell and Williamson of the House and Crow of the Senate—An Act relating to the Oklahoma Animal Diagnostic Laboratory under the jurisdiction and control of the Board of Regents of Oklahoma State University; authorizing the Board of Regents to pursue such course of action as is necessary for the planning of said laboratory; and declaring an emergency.

HB 1101—By McCune, Wayland, Green, Davis, Elder, Holaday, Draper, Kennedy, Hancock, Sparkman, Gooden, Williamson, Bamberger and Wickersham of the House and Garrett of the Senate—An Act relating to drug dependent persons; providing for the creation of comprehensive programs throughout the State of Oklahoma to combat the effects of all forms of drug abuse through a statewide program of prevention, treatment and rehabilitation; providing for the Drug Treatment and Rehabilitation Authority and Therapeutic Advisory Council; providing for the confidentiality and inadmissibility of certain reports and communications; directing certification; directing codification; and providing for effective date.

HB 1241—By Green and Sandlin—An Act relating to civil procedure; amending

12 O.S. 1961, § 21, to provide for approval of the official bond of the court clerk by the Chief Judge of the District Court; prescribing the type of surety; providing for payment of premiums; and providing an effective date.

HB 1300—By Sparkman—An Act relating to schools; amending Section 1, Chapter 58, O.S.L. 1963, as last amended by Section 1, Chapter 30, O.S.L. 1970 (70 O.S. Supp. 1970, § 6-1a); providing for partial payment of salaries by purchases of annuity contracts; requiring such insurers to be authorized to do business in Oklahoma.

HB 1322—By Beznoska, Ferrell, Lindstrom and Davis of the House and Terrill and Taliaferro of the Senate—An Act relating to higher education; amending Section 404, Chapter 396, O.S.L. 1965 (70 O.S. Supp. 1970, § 3404); changing the name of Cameron State Agricultural College to Cameron College; and declaring an emergency.

HB 1328—By Sandlin, Avey, Hargrave, York and Bamberger—An Act relating to the commercial code; amending 12A O.S. 1961, § 9-404, as amended by Section 2, Chapter 416, O.S.L. 1965 (12A O.S. Supp. 1970, § 9-404); providing for filing and indexing of security agreements and termination statements; prescribing fees; and declaring an emergency.

HJR 1005—By Briscoe, Townsend, Bernard, Boren, Cox, Payne, Stratton, Wickersham, Robinson, Huddleston, Gooden, Pierce, Whorton and Wayland of the House and Crow and Graves of the Senate—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 8 of Article X of the Constitution of the State of Oklahoma relating to valuation of property for taxation; providing for assessment of real property used for farming or ranching only on the basis of use of such land for farming or ranching; providing for deferment of certain taxes; prescribing certain duties and authority of the legislature;

providing a ballot title; and ordering a special election.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 9, 1971, of Enrolled SB 3, entitled:

SB 3—By Garrett, Inhofe, Keels, McSpadden and Terrill of the Senate and Hargrave, Trent, Andrews and Gooden of the House—An Act relating to game and fish; amending 29 O.S. 1961, § 401; providing regulation over game fishing; permitting the use by scuba divers of certain spears in game fishing; and declaring an emergency.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 104 correctly engrossed.

Engrossed **SB 104** was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1025—By Spearman, Stratton and Wixson of the House and Nichols, Baldwin, Garrison, Hargrave and Holden of the Senate—A Concurrent Resolution relating to the State Capitol Area; directing the State Board of Public Affairs and the Capitol-Medical Center Improvement and Zoning Commission to prepare a recommended comprehensive, long-range plan for the orderly, aesthetic and economic development of the State Capitol Area; requiring the submission of said plan to the Speaker of the House of Representatives and to the President Pro Tempore of the Senate not later than April 15, 1971; providing that said plan shall be referred to appropriate legislative committees for study and recommendations; and directing that copies of this Resolution be transmitted to each member of the State Board of Public Affairs and the Capitol-Medical

Center Improvement and Zoning Commission.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1188**, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 76**.

The above numbered Enrolled Bill was referred to the Governor.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HAs** to **SBs 71** and **80**, and requested conferences thereon, said Bills to be referred to the General Conference Committee on Appropriations, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 72, 79, 83, 85, 88, 89, 91** and **92**, and referring said Bills to the General Conference Committee on Appropriations, when appointed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1188** and **1259**.

The above numbered Enrolled Bills were after fourth reading, properly signed and ordered returned to the Honorable House.

RESOLUTION

Senator Ham introduced **SCR 15**.

SCR 15—By Ham of the Senate and Elder of the House—A Concurrent Resolution relating to passenger train service by the National Railroad Passenger Service Corporation under the Rail Passenger Service Act of 1970; petitioning the Secretary of Transportation to devise a certain alter-

native routing in the basic rail passenger system; and providing for distribution.

President Pro Tempore Smith asked unanimous consent, which was granted, that all members of the Senate be made co-authors to SCR 15.

SCR 15, as co-authored, was read at length, adopted upon motion of Senator Ham and ordered referred for engrossment.

GENERAL ORDER

SB 27 by Howard was read and considered.

Upon motion of Senator Howard, SB 27 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 27 was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Dahl, Field, Garrison, Graves, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Smith, Stipe, Terrill, Williams.—28.

Nay: Berrong, Crow, Ferrell, Garrett, Grantham, Hamilton, McCune, Miller, Rogers, Smalley, Stansberry, Young.—12.

Excused: Bradley, Capps, Ham, Holden, Nichols, Porter, Taliaferro, Trent.—8.

The bill was declared passed.

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

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—34.

Nay: Berrong, Crow, Holden, McCune, Miller, Taliaferro.—6.

Excused: Baggett, Bradley, Capps, Ferrell, Nichols, Porter, Rogers, Trent.—8.

The emergency was declared passed.

SB 27 was referred for engrossment.

MOTION TO RECONSIDER

Senator Garrison asked for consideration of the Payne motion to reconsider the vote by which SB 53, as amended, passed.

Senator Terrill moved to table the Payne motion, which motion prevailed.

Senator Garrison asked for consideration of the Payne motion to reconsider the vote by which the emergency clause to SB 53, as amended, passed.

Senator Terrill moved to table the Payne motion, which motion prevailed.

SB 53, as amended, was referred for engrossment.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, March 10, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, March 10, 1971, at 1:00 o'clock P.M.

Thirty-sixth Legislative Day

Wednesday, March 10, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Capps, Ferrell, Hargrave, Phillips, Smalley.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Garrison:

Almighty God, our heavenly Father, we come before Thee at the beginning of this session of the Oklahoma State Senate on this tenth day of March, in the year of our Lord, 1971, to invoke thy divine blessing upon this day's work of this honorable Senate.

We have read in the First Psalm, "Blessed is the man that walketh not in the counsel of the ungodly, nor standeth in the way of sinners, nor sitteth in the seat of the scornful. But, his delight is in the law of the Lord; and in his law doth he meditate day and night". We have read in the Sermon on the Mount where our Lord, Jesus, said, "til heaven and earth pass, one jot or one tittle shall in no

wise pass from the law till all be fulfilled".

Our Father, we are here today in business assembled because we believe in the Holy Law of God and in the Constitution that Thou hast led our forebears to prepare, establish, and adopt as the foundation of our government.

Our hearts overflow with gratitude for these marvelous instruments that have provided us the blessings of peace, tranquility, and prosperity. We praise Thy name today for the Ten Commandments, for the Constitution of the United States, and for the Constitution of our own beloved State of Oklahoma.

We are grateful for these elected representatives of our people, this honorable Senate, and we pray that they shall do all the business of this day in humble respect of these great laws.

As grateful and humble citizens, we bring our prayer to Thee today in the name and merit of our Savior, the Lord, Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

President Pro Tempore Smith presiding.

CITATIONS

Upon motion of Senator Keels, it was the order of the Senate that a Citation of Commendation be issued to Oklahoma City Redbud Chapter of the National Secretaries Association for interest in Future Secretaries Association.

Upon motion of Senator Murphy, it was the order of the Senate that a Citation of

Congratulations be issued to Mr. Norman Earl Rowley, Stillwater, Oklahoma, for outstanding service in the field of conservation.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

REQUESTS FOR LOBBY PERMITS

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

Paul E. Burgess, 4406 N. Aydelotte, Shawnee, Oklahoma, representing Ophthalmic Dispensers.

Jules V. De Gruy, Jr., 1600 N.W. 16th Street, Oklahoma City, Oklahoma, representing De Gruy Asst.

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 6—Governmental Reform.

SB 109—Commerce.

HB 1016—Judiciary.

HB 1043—Judiciary.

HB 1068—Oil and Gas.

HB 1126—Appropriations and Budget - co-authored by Senator Inhofe.

HB 1140—Appropriations and Budget.

HB 1141—Appropriations and Budget.

HB 1156—Education - Common.

HB 1157—Education - Common - co-authored by Senator Medearis.

HB 1183—Appropriations and Budget.

DO PASS, as amended:

SB 170—Appropriations and Budget.

SJR 15—Appropriations and Budget.

HB 1050—Judiciary - co-authored by Senators Garrett, Young and Grantham.

HB 1056—Judiciary - co-authored by Senator Luton.

HB 1127—Appropriations and Budget. co-authored by Senator Grantham.

HB 1137—Appropriations and Budget.

HB 1181—Revenue and Taxation - co-authored by Senators Smalley and Smith.

HB 1273—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1155—By Abbott, Clemons, Anderson, Boren, Carlton, Coffin, Conaghan, Duke, Ferguson, Riggs, Sanders, Trent, Monks, Lindstrom, Davis and Bengtson of the House and Miller and Terrill of the Senate—An Act relating to the public schools of Oklahoma; establishing a code for the public school system of the state; prescribing the powers, duties and functions of the State Board of Education, the State Department of Education, State Superintendent of Public Instruction, State Textbook Committee, State Department of Vocational and Technical Education, County Superintendents of Schools, School Districts and Boards of Education, and Local Textbook Committees; providing for and dealing with teachers, textbooks, curriculum, bonds, enumeration and school attendance of children, annexations, consolidations of school districts, transfer and transportation of school children, audiovisual education, special education for exceptional children, education of physically-handicapped children, vocational and technical education, driver's education and other educational courses, classes and programs; providing for financial aid to schools and school districts; fixing salary of State Superintendent of Public Instruction, Deputy State Superintendent of Public Instruction, County Superintendents of Schools and Deputy County Superintendents of Schools; providing for the Oklahoma Educational Television Authority and prescribing its powers, duties and author-

ity; fixing requirements for operation of Business Colleges; providing for per diem payments; providing for reserve for delinquent taxes used in computing tax levies for school districts; providing for certain safety equipment and facilities for pupils; repealing Articles 1, 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15 and 16 of Title 70 of the Oklahoma Statutes 1961 as amended; Sections 1 through 8, inclusive, and Sections 10 through 12, inclusive, of S.J.R. No. 24 of the 1963 Oklahoma Legislature (70 O.S. Supp. 1970, §§ 1210.21-1210.28, inclusive, and §§ 1210.30-1210.32, inclusive); Sections 1 through 13, inclusive, Chapter 47, O.S.L. 1967, as amended (70 O.S. Supp. 1970, §§ 505.1 - 505.13, inclusive); 70 O.S. 1961, §§ 2141 - 2165, inclusive; 70 O.S. 1961, § 20-1, as amended by Section 1, Chapter 331, O.S.L. 1970 (70 O.S. Supp. 1970, § 20-1); 70 O.S. 1961, §§ 20-2 through 20-5, inclusive; Sections 1, 2, and 3 of Chapter 28, O.S.L. 1965 (70 O.S. Supp. 1970, §§ 20-6, 20-7 and 20-8); Sections 1, 2 and 3 of Chapter 228, O.S.L. 1969 (70 O.S. Supp. 1970, §§ 20-9, 20-10 and 20-11); 70 O.S. 1961, §§ 1209 and 1210.1; Section 1 of Chapter 191, O.S.L. 1963 (70 O.S. Supp. 1970, § 1926); Section 1 of Chapter 82, O.S.L. 1965 (70 O.S. Supp. 1970, § 599); Section 1 of Chapter 521, O.S.L. 1965 (70 O.S. Supp. 1970, § 600); Section 1 of Chapter 329, O.S.L. 1967 (70 O.S. Supp. 1970, § 688.1); Section 1 of Chapter 133, O.S.L. 1968 (70 O.S. Supp. 1970, § 630); and Section 1 of Chapter 223, O.S.L. 1968 (70 O.S. Supp. 1970, § 629), and all laws and parts of laws in conflict with the provisions of this Act, but only to the extent same are in conflict herewith; declaring legislative intent; providing for severability; directing codification; fixing effective date; and declaring an emergency.

HB 1263—By Stratton, Kamas, Anderson and Hancock of the House and Crow of the Senate—An Act relating to the practice of Veterinary Medicine and the regulation thereof; defining terms; providing for a Board of Veterinary Medical exam-

iners; prescribing qualifications and compensation of members; providing for organization, duties and powers of board; defining powers and duties of board; providing for the licensing of Veterinary Practitioners; prescribing the board's supervisory 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; providing for license fees; prescribing procedures where animals are not reclaimed by owners; applying Good Samaritan Law in certain situations to licensed doctors of Veterinary Medicine; making the provisions of this Act severable; repealing 59 O.S. 1961, §§ 676-697, inclusive, and all conflicting laws; and declaring an emergency.

HB 1338—By Cotner—An Act relating to revenue and taxation; amending Sections 24305 and 24306 of Section 2, Chapter 501, O.S.L. 1965, as amended by Sections 1, 2 and 3, respectively, Chapter 299, O.S.L. 1970 (68 O.S. Supp. 1970, §§ 24305 and 24306); providing for the creation and term of a tax lien on real and personal property; creating a personal tax lien docket in the office of County Treasurer and prescribing form; requiring name of delinquent taxpayer and related information to be placed on the docket; designating release of lien; directing County Treasurer to issue tax warrant, defining its contents and purpose; directing treasurer to collect or return warrant and specify penalty; authorizing County Treasurer to forward lien to another county; prescribing duties of recipient County Treasurer; repealing Section 24308 of Section 2, Chapter 501, O.S.L. 1965, as amended by Section 4, Chapter 299, O.S.L. 1970 (68 O.S. Supp. 1970, § 24308); directing codification; providing for severability; 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 105**, as co-authored by Andrews, Bamberger, Kilpatrick and Sparkman of the House, **SB 115**, as co-authored by Ford, Sparkman, Atkins, Thornhill and Taggart of the House and **SJR 8**.

The above numbered Bills and Resolutions were referred for enrollment.

FIRST READING

The following Bills were introduced and read the first time:

SB 209—By Grantham of the Senate and Skeith, Boettcher and Conaghan of the House—An Act relating to motor carriers; amending 47 O.S. 1961, §§ 165 and 176, as amended by Sections 5 and 11, Chapter 190, O.S.L. 1968, (47 O.S. Supp. 1970, §§ 165 and 176); providing for the payment of certain fees with applications and subapplications for operating authority authorizing the Oklahoma Corporation Commission to permit the filing with it of certificates of insurance coverage in lieu of copies of insurance policies or bonds and prescribing a minimum period for notice to the commission of cancellation of insurance coverage; and declaring an emergency.

SB 210—By Keels—An Act relating to motor vehicles; amending Section 1, Chapter 216, O.S.L. 1968 (47 O.S. Supp. 1970, § 149.1); providing for use of official slow moving vehicle emblem; and providing for penalty.

SB 211—By Garrison—An Act relating to probate procedure; amending 58 O.S. 1961, § 911; inserting the word "District" in place of "County" court; directing the filing of order and decree in any county where real property is located, other than county of origin; and declaring an emergency.

SB 212—By Garrison—An Act relating to probate procedure; amending 58 O.S. 1961, § 711; prescribing procedure for filing instruments which affect title to real property; and declaring an emergency.

SB 213—By Stipe—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. 1970, § 2); providing what employments are included in the workmen's compensation law; providing employees of division of probation and parole included; and declaring an emergency.

SB 214—By Trent of the Senate and Converse of the House—An Act relating to higher education; directing a study to determine feasibility of changing functions of Murray State College of Agriculture and Applied Science to give greater emphasis to technical education; providing for change of functions and of name of college, and for Board of Regents and prescribing its powers and duties; and declaring an emergency.

SB 215—By Garrett and Grantham—An Act relating to courts; amending Section 2, Chapter 350, O.S.L. 1968, as amended by Section 1 of Chapter 79, O.S.L. 1970 (20 O.S. Supp. 1970, § 123); by enlarging authority of a special judge to include all cases assigned to him by the presiding or chief judge; providing further that no order or judgment is void and subject to collateral attack merely because it was rendered by a special judge; repealing Section 3, Chapter 350, O.S.L. 1968 (20 O.S. Supp. 1970, § 124); establishing operative date; and declaring an emergency.

SB 216—By Garrett and Birdsong—An Act relating to courts; amending Section 4, Chapter 412, O.S.L. 1968 (20 O.S. Supp. 1970, § 1304); providing for certain claims to be paid out of the court fund; providing certain additional claims be paid from court fund; providing certain claims not paid from court fund; and declaring an emergency.

SB 217—By Medearis of the Senate and Cotner of the House—An Act relating to crimes and punishments; making it a misdemeanor and providing punishment to reproduce an abstract of title or any part

thereof unless so authorized by Title 1 of the Oklahoma Statutes; making it a felony and providing punishment to, with intent to defraud, alter, forge, falsely make or reproduce by any method, any abstractor's certificate or instrument bearing the signature of an abstractor, in an abstract of Title to real estate; and providing for severability.

SB 218—By Rogers and Berrong—An Act relating to electric service; amending 17 O.S. 1961, § 152; providing criteria by which suppliers of electric service may extend lines and facilities in unincorporated areas and maintain facilities to consumers within territory in which it furnishes retail electric service; providing basis of and conditions for fixing territory to be serviced; providing for corporation commission determination and order approving contracts and territories, and empowering corporation commission to enforce the provisions of this Act; defining a public utility; defining terms and applicability of this Act; repealing 17 O.S. 1961, §§ 158.1 through 158.6 and 18 O.S. 1961, §§ 437.2, 437.25 and 437.26; and providing for severability.

SB 219—By Holden—An Act relating to credit unions; amending 6 O.S. 1961, § 395.11, as last amended by Section 2, Chapter 41, O.S.L. 1970, and renumbered (6 O.S. Supp. 1970, § 2011); providing for a reserve fund; permitting certain credit unions to adopt reserve requirements of the Federal Credit Union Act; and declaring an emergency.

SECOND READING

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

SB 204—Professions and Occupations.

SB 205—Judiciary.

SB 206—Judiciary.

SB 207—Wildlife.

SB 208—Industrial and Labor Relations.

HB 1001—Appropriations and Budget.

HB 1002—Education - Higher.

HB 1101—Public and Mental Health.

HB 1241—Judiciary.

HB 1300—Education - Common.

HB 1322—Education - Higher.

HB 1328—Commerce.

HJR 1005—Revenue and Taxation.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 27, 53, and SCR 15 each correctly engrossed.

Engrossed **SBs 27, 53, and SCR 15** were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 13** and **SCRs 14 and 15** both coauthored by entire House membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 34** as coauthored and amended.

HA to SB 34 read as follows, and consideration deferred:

Authors: Add the following coauthors: McCune, Davis, Hancock, Wolfe (Stephen), Green, Kilpatrick, Draper, Frates, Sullivan, Riggs, Hargrave, Kennedy, Sparkman, Bernard, Camp, Trent, Holaday, York, Boettcher and Wickersham of the House.

Amendment No. 1. Amend by striking the Title and Entire Bill and substituting the following:

"An Act relating to crimes and punishments; amending 21 O.S. 1961, §§ 1767.1 and 1767.2; prohibiting certain acts with

respect to bombs, explosives and certain other substances; providing penalties; defining terms; directing codification; providing for severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 21 O.S. 1961, § 1767.1, is amended to read as follows:

§ 1767.1 A. Any person who shall wilfully and maliciously commit any of the following acts shall be deemed guilty of a felony:

1. Any person who places in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any gunpowder, dynamite, bomb, any explosive substance, OR INCENDIARY DEVICE, with UNLAWFUL intent to destroy, throw down, or injure in whole or in part, such property of another, OR CONSPIRES, AIDES, COUNSELS, OR PROCURES THE DESTRUCTION OF ANY BUILDING OR STRUCTURE, PUBLIC OR PRIVATE, OR ANY CAR, AIRCRAFT, MOTOR OR OTHER VEHICLE, VESSEL OR STRUCTURE, shall be guilty of a felony; or,

2. Any person who places in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any gunpowder, dynamite, bomb, or any explosive substance, with intent to destroy, throw down or injure the whole or any part thereof, under circumstances that, if such intent were accomplished, human life or safety would be endangered thereby, shall be guilty of a felony; or,

3. Every person who maliciously, by the explosion of gunpowder, dynamite or any explosive substance, destroys, throws down, or injures any property of another, or by which explosion an injury is caused to the person of another, shall be guilty of a felony; or,

4. Any person OR GROUP OF PERSONS who shall WILFULLY manufacture, sell, transport, or possess a bomb, [or

any article containing an explosive or combustible substance, with intent to use the same unlawfully against the person or property of another, shall be] OR ANY EXPLOSIVE INCLUDING AN INCENDIARY DEVICE OR THE COMPONENT PARTS OF AN EXPLOSIVE OR INCENDIARY DEVICE WITH KNOWLEDGE OR INTENT THAT IT WILL BE USED TO KILL, INJURE OR INTIMIDATE ANY PERSON, OR UNLAWFULLY DAMAGE ANY REAL OR PERSONAL PROPERTY, IS guilty of a felony; or,

5. Any person who shall place in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any foul, poisonous, offensive or injurious substance or compound, with intent to wrongfully injure, molest or coerce another or to injure or damage the property of another, shall be guilty of a felony; OR,

6. ANY PERSON, OR GROUP OF PERSONS WHO MALICIOUSLY INJURE, DAMAGE OR ATTEMPT TO DAMAGE BY AN EXPLOSIVE, INCLUDING AN INCENDIARY DEVICE, ANY PERSON, PERSONS, OR PROPERTY, WHETHER REAL OR PERSONAL, IS GUILTY OF A FELONY; OR,

7. ANY PERSON WHO USES THE TELEPHONE OR OTHER INSTRUMENT TO WILFULLY MAKE ANY THREAT OR MALICIOUSLY CONVEY INFORMATION KNOWN TO BE FALSE, CONCERNING AN ATTEMPT OR ALLEGED ATTEMPT TO KILL, INJURE OR INTIMIDATE ANY PERSON OR UNLAWFULLY DAMAGE ANY REAL OR PERSONAL PROPERTY BY MEANS OF AN EXPLOSIVE, INCLUDING AN INCENDIARY DEVICE, SHALL BE GUILTY OF A FELONY.

[6] B. Nothing contained herein shall be construed to apply to, or repeal any laws pertaining to, the acts of mischief of juveniles involving noninjurious firecrackers or devices commonly called "stink bombs."

SECTION 2. 21 O.S. 1961, § 1767.2, is amended to read as follows:

§ 1767.2 Any person violating any of the provisions [or subsections of this act] OF SECTION 1767.1 OF TITLE 21 OF THE OKLAHOMA STATUTES shall be deemed guilty of a felony, and upon conviction shall be punished by imprisonment in the penitentiary for not LESS THAN THREE (3) YEARS NOR more than ten (10) years, OR BY A FINE NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000.00) OR BY BOTH. IF PERSONAL INJURY RESULTS, SUCH PERSON SHALL BE PUNISHED BY IMPRISONMENT IN THE PENITENTIARY FOR NOT LESS THAN SEVEN (7) YEARS OR LIFE IMPRISONMENT.

SECTION 3. As used in Section 1767.1 of Title 21 of the Oklahoma Statutes:

1. "Explosive" or "explosives" mean any chemical compound, mixture or device, the primary or common purpose of which is to function by explosion; i.e., with substantial instantaneous release of gas and heat, unless such compound mixture or device is otherwise specifically classified by the United States Department of Transportation. The term "explosives" shall include all material which is classified as explosives by the United States Department of Transportation.

2. "Person" means any individual, firm, copartnership, corporation, company, association, joint stock association, and includes any trustee, receiver, assignee or personal representative thereof.

3. "Incendiary Device" means any chemical compound, mixture or device, the primary purpose of which is to ignite on impact or as a result of chemical reaction such as a "molotov cocktail" or "fire-bomb" which is ignited on impact, causing a mechanical reaction of the container's breaking and permitting the inflammable matter to spread or splatter and is ignited from the burning wick or hypergolic reaction of chemicals.

4. "Component parts" means separate

parts, which if assembled, would form an explosive device. Component parts of an "incendiary device" shall consist of an inflammable material, a breakable container and a source of ignition.

SECTION 4. Section 3 of this act shall be codified as Section 1767.3 of Title 21 of the Oklahoma Statutes unless the same shall create a duplication in numbering.

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."

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1128** and **1136**, requesting Conferences and referring said Bills to the **GCCA**, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 71** and **80**, and referring said Bills to the **GCCA**, when appointed.

RESOLUTIONS

Senator Graves introduced **SR 13**.

Senator Graves asked unanimous consent that all members of the Senate be made co-authors to **SR 13**, which was the order.

SR 13, as co-authored, was read at length as follows, adopted upon motion of Senator Graves and ordered referred for enrollment:

SR 13—By Graves, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden,

Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe Taliaferro, Terrill, Trent, Williams, Young—A Resolution commending and congratulating Miss Roellen Gentry for being selected as Oklahoma Peanut Princess; and directing distribution.

WHEREAS, Miss Roellen Gentry, daughter of Mr. and Mrs. Roy Gentry of Dale, Oklahoma, was selected as Oklahoma Peanut Princess; and

WHEREAS, Miss Gentry has received many awards and honors in high school and as a 4-H Club member; and

WHEREAS, these accomplishments are expressive of her personal character and will certainly complement her reign as Peanut Princess; and

WHEREAS, it is fitting and proper for the members of the Oklahoma Senate to commend and congratulate Miss Roellen Gentry as Oklahoma Peanut Princess.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma State Senate hereby commend and congratulate Miss Roellen Gentry on being selected the Oklahoma Peanut Princess.

SECTION 2. A duly authenticated copy of this Resolution shall be delivered to Miss Gentry.

Senator Graves asked unanimous consent that Miss Roellen Gentry, Oklahoma Peanut Princess be escorted to the microphone by a Special Committee and presented with a copy of said Resolution.

President Pro Tempore Smith appointed the following members as escorts:

Senators Graves and Ham.

Miss Roellen Gentry was presented with a copy of said SR 13 and made an

appropriate and charming acceptance speech.

Senator Stipe introduced SR 14.

SR 14, was read at length as follows, adopted upon motion of Senator Stipe, and ordered referred for enrollment:

SR 14—By Stipe—A Resolution urging Oklahoma members of the U.S. Congress to prevail upon President Nixon to rescind his suspension of the Davis-Bacon Act; requesting the Congressional Delegation to urge the President to use other means to deter inflation; and directing distribution.

WHEREAS, President Nixon has declared an emergency because of so-called spiraling wages and costs in the Building Industry; and

WHEREAS, President Nixon has suspended the Federal Davis-Bacon Act, which provides for prevailing wages to be paid to all mechanics and workmen on federally financed projects; and

WHEREAS, this action by President Nixon does not go to the heart of the problem of inflation; and

WHEREAS, the President of the National Association of General Contractors of America stated "any hope that this will stop run away inflation is completely out of the question"; and

WHEREAS, the actions of President Nixon will cripple all construction workers in the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. This honorable body does hereby urge Speaker of the House of Representatives, the Honorable Carl Albert of Oklahoma, and all the other Oklahoma Congressmen and United States Senators, Fred Harris and Henry Bellmon, to prevail upon President Nixon to rescind his suspension of the Federal Davis-Bacon Act.

SECTION 2. This honorable body hereby requests our Congressional Delegation to urge President Nixon to use his power to freeze all wages, prices, rents, profits and interest to deter inflation rather than penalize only the construction workers as was done in the suspension of the Davis-Bacon Act.

SECTION 3. Copies of this Resolution shall be transmitted to the Honorable Carl Albert and all the other Oklahoma Congressmen as well as United States Senators, Fred Harris and Henry Bellmon.

Senator Stipe introduced **SR 15**.

SR 15, was read at length as follows, adopted upon motion of Senator Stipe, and ordered referred for enrollment:

SR 15—By Stipe—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-Third Oklahoma Legislature to appoint a Committee from the members of the Senate to attend the President's Committee on Employment of the Handicapped; and authorizing reimbursement to committee members for travel and expenses.

WHEREAS, the President's Committee on Employment of the Handicapped will be held April 15 and April 16, 1971, in Washington, D. C.; 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 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore is hereby authorized to appoint a committee of the Senate to proceed to Washington, D. C., for the purpose of attending the President's Committee on Employment of the Handicapped to be held April 15 and April 16, 1971. 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-third Oklahoma Legislature.

Senator Miller introduced **SR 16**.

Senator Miller asked unanimous consent that all members of the Senate be made co-authors to **SR 16**, which was the order.

SR 16, as co-authored, was read at length as follows, adopted upon motion of Senator Miller, and ordered referred for enrollment:

SR 16—By Miller, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Talliaferro, Terrill, Trent, Williams, Young—A Resolution commemorating the Disabled American Veterans Fiftieth Anniversary; and directing distribution.

WHEREAS, the Disabled American Veterans is a federally chartered veteran's organization established for the purpose of providing for the welfare of the service-connected disabled veteran and his dependents; and

WHEREAS, during the year 1971, Disabled American Veterans is celebrating its Fiftieth Anniversary; and

WHEREAS, this organization for fifty years has devoted itself to providing service to disabled veterans and their dependents; and

WHEREAS, Disabled American Veterans has also been a leader in sponsoring legislation for the benefit and welfare of our Nations' wartime disabled and their loved ones; and

WHEREAS, it is fitting and proper that all federal, state and local governments give recognition to this outstanding service and take due cognizance of the Fiftieth Year of assisting our Nation's war disabled by this patriotic and humanitarian organization.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. This honorable body does hereby recognize and pay tribute to the Disabled American Veterans Organization upon its Fiftieth Anniversary and does hereby call upon the people of the State of Oklahoma to join in this tribute to the Disabled American Veterans.

SECTION 2. Copies of this Resolution shall be forwarded to the office of the State Adjutant, Disabled American Veterans, Muskogee, Oklahoma, and to the Disabled American Veterans National Headquarters with a request that the Resolution be displayed to all delegates attending the Fiftieth National Convention of the Disabled American Veterans which is to be held in Detroit, Michigan, August 8 through 13, 1971.

GENERAL ORDER

SB 63 by McSpadden and Hamilton of the Senate and Willis of the House was read and considered.

Upon motion of Senator Hamilton, **SB 63** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 63** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Capps, Ferrell, Hargrave, Phillips, Porter, Smalley.—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, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Capps, Ferrell, Hargrave, Phillips, Porter, Smalley.—7.

The emergency was declared passed.

SB 63 was referred for engrossment.

Senators Ferrell, Hargrave, and Smalley asked to be shown present, which was the order.

President Pro Tempore Smith asked unanimous consent, and it was granted, that Senator Taliaferro and Representative Bernard escort Teri Fehring, of Sterling, Oklahoma who was selected as "Little Miss Peanut" for 1970-1971, to the microphone for presentation of a Citation of Congratulations. Upon presentation, Miss Fehring made an appropriate and charming acceptance speech.

GENERAL ORDER

SB 192 by Rogers was read and considered.

Senator Baggett moved to amend **SB 192** Page 2, Line 4, by inserting after the word "sale" and before the words "of the", the words: "or transfer", which amendment was adopted.

Senator Payne presiding.

Senator Baggett moved to amend **SB 192**, Page 2, Line 7, by inserting after the word "void." and before the word "equity" the following: "provided, however, the holder of the mortgage may require the transferee to assume and agree to pay the obligation secured by the mortgage according to its terms as fully as if he were an original co-maker thereof", which amendment failed of adoption upon roll call as follows:

Aye: Baggett, Baldwin, Crow, Field, Garrett, Garrison, Grantham, Holden, Inhofe, Lamb, Martin, Medearis, Porter.—13.

Nay: Berrong, Birdsong, Breckinridge, Dahl, Ferrell, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—25.

Excused: Boecher, Bradley, Capps, Keels, Lane, McSpadden, Phillips, Stansberry, Stipe, Taliaferro.—10.

Senator Rogers moved to amend **SB 192**, Page 3, Line 1, by changing the word "changes" to the word "charges", which amendment was adopted.

Senator Baggett moved to amend **SB 192**, Page 3, Lines 2 and 3 by striking the words "Fifty Dollars (\$50.00)" and substituting therefor the following: "the actual cost to the mortgagee of making such changes or Twenty-Five (\$25.00) Dollars, whichever is the lesser.", which amendment failed of adoption.

Senator Baggett moved to amend **SB 192**, Page 3, Lines 2 and 3 by striking the words "Fifty Dollars (\$50.00)" and substituting therefor the words "Twenty Dollars (\$20.00)", which amendment was adopted.

Upon motion of Senator Rogers, **SB 192** was advanced to engrossment.

By unanimous consent, upon motion of Senator Rogers, **SB 192** was considered

engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Baldwin, Breckinridge, Crow, Garrison, Lane, Smalley.—6.

Excused: Bradley, Capps, Keels, Medearis, Phillips, Stansberry.—6.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Baldwin, Breckinridge, Crow, Garrison, Lane, Smalley.—6.

Excused: Bradley, Capps, Keels, Medearis, Phillips, Stansberry.—6.

The emergency was declared passed.

SB 192 was referred for engrossment.

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, with Senator Payne presiding, who made the following announcements:

The Senate, in executive session and upon

motion of Senator Luton, advised and consented to the confirmation of the executive nomination of BRUCE GREEN, Muskogee, as a Member of the Oklahoma Turnpike Authority for a term ending July 1, 1971, and effective upon Senate confirmation. Mr. Green will serve the unexpired term of Mr. Sam K. Viersen, Jr.

The Senate, in executive session and upon motion of Senator Lane, advised and consented to the confirmation of the executive nomination of JAMES WOOTEN, Idabel, as a Member of the Oklahoma Turnpike Authority for a term ending July 1, 1975, and effective upon Senate confirmation. Mr. Wooten will serve the unexpired term of Mr. Albert Cherry.

The Senate, in executive session and upon motion of Senator Ferrell, advised and consented to the confirmation of the executive nomination of DWIGHT RYMER, Morrison, as a Member of the Oklahoma Turnpike Authority for a term, ending July 1, 1973, and effective upon Senate confirmation. Mr. Rymer will serve the unexpired term of Mr. Marvin Millard.

The Senate, in executive session and upon motion of Senator Garrison, advised and consented to the confirmation of the executive nomination of MARTIN GARBER, JR., Bartlesville, to the State Board of Affairs, for a one (1) year term, ending the second Monday of January, 1972, and effective upon Senate confirmation. Mr. Garber will serve the unexpired term of Mr. Scott Tuxhorn.

The Senate, in executive session and upon motion of Senator Trent, advised and consented to the confirmation of the executive nomination of VIRGIL JEFFERSON STEGER, Durant, to the State Board of Public Affairs, for a two (2) year term, ending the second Monday of January, 1973, and effective upon Senate confirmation. Mr. Steger will serve the unexpired term of Ludwig Johnson.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of the executive nomination of LYNN DWAYNE HALL, Elk City, to the State Board of Public Affairs, for a three (3) year term, expiring the second Monday of January, 1974, and effective upon Senate confirmation. Mr. Hall succeeds the expired term of Mr. Fred White.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Thursday, March 11, 1971, at 11:00 o'clock A.M., which motion prevailed.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 13 correctly enrolled.

Enrolled **SR 13** properly signed and ordered transmitted to the Secretary of State.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, March 11, 1971, at 11:00 o'clock A.M.

Thirty-seventh Legislative Day

Thursday, March 11, 1971

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

Upon roll call, the following members were present:

Baggett, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Birdsong, Bradley, Capps, Lane, Phillips, Stipe.—7.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Garrison:

Almighty God, Our Heavenly Father, we approach thy throne of grace today in humble gratitude for all thy blessings upon the great state of Oklahoma.

We thank Thee for its land, its people, for its institutions, for its spirit, its vision, and its prospects.

We thank Thee for the material abundance with which Thou hast so graciously endowed our fair land.

We thank Thee for our churches, our schools, and all of our institutions for human enrichment, upbuilding and betterment.

We thank Thee for stable government and for the peace and tranquility that prevails in our beloved state.

We thank Thee for visionary forebears who gave us this wonderful state, for those who maintain and develop its standards and ideals. And, we thank Thee for those who shall come after to make it an even better place to live.

Wilt Thou in power and judgment rebuke and defeat all of those forces which would destroy this Thy gracious handiwork.

In profound gratitude for all Thy goodness, mercy, and long suffering, we come today to invoke Thy blessing upon this meeting of the Senate here assembled on this 11th day of March in the year of our Lord, 1971.

Let this august body approach the business of this day and this session remembering the words of our Lord Jesus Christ who said, "Seek first the kingdom of God and his righteousness and all these things shall be added unto you."

Let this precept be preeminent in the mind and heart of everyone of these Senators today as they transact this business for this much blessed people.

We ask it in the name of our blessed Lord Jesus Christ, under whose grace we live, move and have our being.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Martin, it was the order of the Senate that a Citation of Congratulations be issued to Coach Frank Luster, Ardmore, Oklahoma, for outstanding achievement in the field of coaching.

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

MESSAGE FROM HOUSE

Returning Motion adopted by the House and advising that the House concurred in the issuance of Senate Concurrent Citation No. 1 issued to The Wrestling Team of Charles Page High School, coached by Mr. Bobby Lyons.

REQUEST FOR LOBBY PERMIT

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

Ferman Phillips, 3519 N.W. 53rd, Oklahoma City, Oklahoma, representing Oklahoma Education Association.

COMMITTEE REPORTS

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

DO PASS:

HB 1029—Public and Mental Health - co-authored by Senators Martin, Stansberry, Graves, Payne and Nichols.

HB 1080—Commerce.

HB 1185—Commerce - co-authored by Senator Rogers.

HB 1328—Commerce - co-authored by Senator Rogers.

HCR 1017—Public and Mental Health co-authored by Senators Graves, Martin, Stansberry, Payne and McCune.

DO PASS, as amended:

SB 176—Public and Mental Health.

FIRST READING

The following Bills were introduced and read the first time:

SB 220—By Grantham of the Senate and McCune and Boettcher of the House—An

Act relating to political activities of state-employed court reporters; amending the provisions of Section 2, Chapter 257, O.S.L. 1970 (20 O.S. Supp. 1970, § 1502), to provide that active participation in political campaigns other than for a non-partisan judicial office shall be grounds for revocation of a court reporter's official status; and declaring an emergency.

SB 221—By Lane—An Act relating to weights and measures; amending 83 O.S. 1961, §§ 1, 2, 5 and 6; providing for the State Bureau of Standards to be an agency of the Department of Agriculture; providing for a Board of Control and assistants; providing for disposition of fees; providing for publication and distribution of literature; and declaring an emergency.

SB 222—By Grantham of the Senate and McCune of the House—An Act relating to the intermediate appellate court; amending the provisions of Section 5, Chapter 247, O.S.L. 1970 (20 O.S. Supp. 1970, § 30.5), to provide that opinions applying settled precedent shall not be published in the official reporter; and declaring an emergency.

SECOND READING

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

SB 209—Roads and Highways.

SB 210—State and Federal Government.

SB 211—Judiciary.

SB 212—Judiciary.

SB 213—Industrial and Labor Relations.

SB 214—Education - Higher.

SB 215—Judiciary.

SB 216—Judiciary.

SB 217—Judiciary.

SB 218—Commerce.

SB 219—Banks and Banking.

HB 1155—Education - Common.

HB 1263—Agriculture.

HB 1338—Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 63 and 192 each correctly engrossed.

SBs 105, 115 and SJR 8 each correctly enrolled.

Engrossed **SBs 63 and 192** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 105, 115 and SJR 8** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed: **HCR 1026**.

Upon request of Senator Baggett **HCR 1026** was taken up for immediate consideration.

By unanimous consent, upon request of Senator Baggett, all other members of the Senate were added as co-authors of **HCR 1026**.

HCR 1026, as co-authored, was read at length, as follows, adopted upon motion of Senator Baggett, properly signed and ordered returned to the Honorable House.

HCR 1026—By Spearman, Cox, Abbott, Anderson, Andrews, Atkins, Avey, Bamberger, Bengtson, Bernard, Beznoska, Boatner, Boettcher, Boren, Bradley, Briscoe, Camp, Carlton, Cartwright, Cate, Clemons, Coffin, Cole, Conaghan, Converse, Cotner, Davis, Doornbos, Draper, Duke, Dunn, Elder, Ferguson, Ferrell, Finch, Fine, Ford, Frates, Gooden, Green, Greenhaw, Hancock, Hargrave, Harper, Harrison, Hatchett, Hill (Archibald), Hill (Ben), Holaday, Hopkins, Huddleston, Johnson, Kamas, Kardokus, Kennedy, Kilpatrick, Lindstrom, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Musgrave, Nance, Odom, Payne, Pierce, Poulos, Privett, Randle, Riggs, Robinson, Rogers, Sanders, Sandlin, Sanguin, Skeith, Sparkman, Stratton, Sullivan, Taggart, Tarwater, Thornhill, Townsend, Trent, Wayland, Whorton, Wickersham, Wiede-

mann, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen), Wynn and York of the House and Baggett and Ferrell of the Senate—A Concurrent resolution memorializing Congress and the Public Works Committee of the House of Representatives thereof, to fund and cause early start of the Arcadia Reservoir; and directing distribution.

WHEREAS, construction of the Arcadia Reservoir is unmentioned in the President's full employment budget for fiscal 1972; and

WHEREAS, curbing of flood waters of the Deep Fork is beyond the control of landowners who annually sustain property damage approximating \$791,000, which, with the continuous expectation that flooding will recur, serves to depress the economy and well-being of the people throughout the entire Deep Fork Valley; and

WHEREAS, construction of Arcadia Reservoir would provide benefits in restoring thousands of acres to better land use and result in prevention of flood damages, estimated to be \$230,000 annually; constitute a municipal water source for the City of Edmond, the value of which can be estimated at \$222,000 annually; will provide recreational benefits to the area, estimated at a worth of \$411,000 annually; produce area redevelopment vital for full employment, estimated at \$208,000 annually; and serve for water quality control, the value of which can be estimated at \$1,158,000 annually, resulting in total annual benefits exceeding by far the estimate of annual charges against maintenance of the project of \$1,558,000; and Whereas, public Law 566 Retardation Dams could never be expected to provide adequate protection because of rapid runoff plus industrial development in the Oklahoma City area.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Congress of the United States and the Public Works Committee of the House of Representatives thereof, shall be memorialized and requested to fund and to cause the start, with all speed, of the Arcadia Reservoir.

SECTION 2. Duly authenticated copies of this Resolution, after consideration and enrollment, shall be distributed to the Oklahoma Congressional delegation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1170—By Witt, Gooden, Thornhill, Wickersham, Kamas, Whorton, Harper, Wiedemann, Boatner, Wynn, Cox, Monks, Townsend and Elder of the House and Dahl of the Senate—An Act relating to agriculture; providing for the regulation of Mello-Drink Products; stating purpose; defining terms; prescribing labeling and advertising of Mello-Drink Products; designating display and notice of use of product; requiring registration of Mello-Drink Products and licensing the manufacture thereof; controlling importation of product; granting power to State Board of Agriculture to adopt rules, regulations and orders; allowing a waiver on products for export; granting Board of Agriculture the power to contract with health boards and departments for inspections; imposing penalties for violations; providing for the enforcement of the provisions of this Act; directing deposit of funds received; requiring adequate appropriations for carrying out the provisions of this Act; providing for conflict of laws; directing codification; providing for severability; designating operative date of this Act; and declaring an emergency.

HB 1358—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to State Board of Public Affairs and State Department of education and making a supplemental appropriation thereto; stating the purpose of appropriation; providing for lapse date; making provisions of this

Act severable; 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 SBs 81, as co-authored and amended, and SBs 78, 87 and 148, as amended.

HA to SB 81 read as follows, and consideration deferred:

Authors: Add the following co-author: Andrews of the House.

Amendment No. 1. Amend Page 1, Line 14, by striking Enactment Clause: "Be It Enacted By The People Of The State Of Oklahoma:"

HA to SB 78 read as follows, and consideration deferred:

Amendment No. 1. Amend Title, Page 1, by restoring title as follows: "An Act relating to the 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; limiting amount of funds for expenses of Commission meetings; providing lapse date; making provisions of this Act severable; and declaring an emergency."

HA to SB 87 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be It Enacted By The People of The State Of Oklahoma:"

HA to SB 148 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 15, by striking Enacting Clause: "Be It Enacted By The People of The State Of Oklahoma:"

GENERAL ORDER

SJR 15 by Terrill of the Senate and Lindstrom of the House was read and considered.

Upon motion of Senator Terrill, **SJR 15** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 15** was considered engrossed and placed on 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: Baggett, Boecher, Breckinridge, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Baldwin, Berrong, Birdsong, Bradley, Capps, Field, Lane, Nichols, Phillips, Stipe, Young.—11.

The Resolution was declared passed.

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

Aye: Baggett, Boecher, Breckinridge, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Baldwin, Berrong, Birdsong, Bradley, Capps, Field, Lane, Nichols, Phillips, Stipe, Young.—11.

The emergency was declared passed.

SJR 15 was referred for engrossment.

GENERAL ORDER

SB 170 by Young was read and considered.

Upon motion of Senator McSpadden, **SB 170** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 170** was considered engrossed and placed on 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: Berrong, Boecher, Breckinridge, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Crow, Howard, Keels, McCune, McGraw.—5.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Field, Lane, Phillips, Stipe.—9.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Crow, Howard, Keels, McCune, McGraw.—5.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Field, Lane, Phillips, Stipe.—9.

The emergency was declared passed.

SB 170 was referred for engrossment.

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

GENERAL ORDER

HB 1126 by Willis of the House and

McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1126** was advanced to engrossment.

By unanimous consent upon request of Senator McSpadden, **HB 1126** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1126 was read for the third time at length.

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

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Gar-
rison, Graves, Ham, Hamilton, Har-
grave, Holden, Howard, Howell, Inhofe,
Keels, Lamb, Luton, McCune, McGraw,
McSpadden, Martin, Medearis, Murphy,
Nichols, Payne, Porter, Rogers, Smalley,
Smith, Terrill, Trent, Williams, Young.—
36.

Excused: Baggett, Baldwin, Birdsong,
Bradley, Capps, Grantham, Lane, Miller,
Phillips, Stansberry, Stipe, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emer-
gency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breckinridge,
Crow, Dahl, Ferrell, Field, Garrett, Gar-
rison, Graves, Ham, Hamilton, Har-
grave, Holden, Howard, Howell, Inhofe,
Keels, Lamb, Luton, McCune, McGraw,
McSpadden, Martin, Medearis, Murphy,
Nichols, Payne, Porter, Rogers, Smalley,
Smith, Terrill, Trent, Williams, Young.—
36.

Excused: Baggett, Baldwin, Birdsong,
Bradley, Capps, Grantham, Lane, Miller,
Phillips, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1126 was ordered withheld pursuant
to Rule 19-f.

GENERAL ORDER

HB 1127 by Willis, et al, of the House

and McSpadden, Hamilton, and Grantham
of the Senate was read and considered.

Senator Murphy asked to be made co-
author of **HB 1127**, which was the order.

Upon motion of Senator McSpadden, **HB 1127** was advanced to engrossment.

By unanimous consent, upon request of
Senator McSpadden, **HB 1127** was consid-
ered engrossed and placed on third reading
and final passage.

THIRD READING

HB 1127 was read for the third time at
length.

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

Aye: Berrong, Boecher, Breckinridge,
Crow, Dahl, Ferrell, Field, Garrett, Gar-
rison, Grantham, Graves, Ham, Hamilton,
Hargrave, Howard, Inhofe, Keels, Lamb,
Luton, McCune, McGraw, McSpadden,
Martin, Medearis, Miller, Murphy, Nich-
ols, Payne, Rogers, Smalley, Smith, Stans-
berry, Terrill, Trent, Williams, Young.—
36.

Excused: Baggett, Baldwin, Birdsong,
Bradley, Capps, Holden, Howell, Lane,
Phillips, Porter, Stipe, Taliaferro.—12.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge,
Crow, Dahl, Ferrell, Field, Garrett, Gar-
rison, Grantham, Graves, Ham, Hamilton,
Hargrave, Howard, Inhofe, Keels, Lamb,
Luton, McCune, McGraw, McSpadden,
Martin, Medearis, Miller, Murphy, Nich-
ols, Payne, Rogers, Smalley, Smith, Stans-
berry, Terrill, Trent, Williams, Young.—
36.

Excused: Baggett, Baldwin, Birdsong,
Bradley, Capps, Holden, Howell, Lane,
Phillips, Porter, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1127 was referred for engrossment.

GENERAL ORDER

HB 1137 by Willis, et al, of the House

and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1137** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1137** was considered engrossed and placed on 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: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Young.—35.

Nay: Williams.—1.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Holden, Lane, Miller, Phillips, Porter, Stipe, Taliaferro.—12.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Young.—35.

Nay: Williams.—1.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Holden, Lane, Miller, Phillips, Porter, Stipe, Taliaferro.—12.

The emergency was declared passed.

HB 1137 was referred for engrossment.

GENERAL ORDER

HB 1140 by Willis, et al, of the House

and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1140** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1140** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1140 was read for the third time at length.

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

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Garrett, Holden, Lane, Nichols, Phillips, Porter, Stipe, Taliaferro.—13.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Garrett, Holden, Lane, Nichols, Phillips, Porter, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1140 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1141 by Willis, et al, of the House

and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden **HB 1141** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1141** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1141 was read for the third time at length.

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

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Garrett, Holden, Lane, Miller, Phillips, Porter, Stipe, Taliaferro.—13.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Garrett, Holden, Lane, Miller, Phillips, Porter, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1141 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1273 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden **HB 1273** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1273** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1273 was read for the third time at length.

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

Aye: Berrong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Nay: Keels, McCune, Miller.—3.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Crow, Garrett, Lane, McGraw, Phillips, Porter, Stipe, Taliaferro.—13.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Nay: Keels, McCune, Miller.—3.

Excused: Baggett, Baldwin, Birdsong, Bradley, Capps, Crow, Garrett, Lane, McGraw, Phillips, Porter, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1273 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 115.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SJR 8.

The above numbered Enrolled Bills and/or Resolutions were transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 105.

The above numbered Enrolled Bill was referred to the Governor.

GENERAL ORDER

SB 109 by Garrison of the Senate, and Boettcher of the House was read and considered.

Senator Grantham asked to be shown as co-author to SB 109, which was the order.

Upon motion of Senator Garrison, SB 109 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, SB 109 was considered engrossed and placed on third reading and final passage.

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

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: Berrong, Birdsong, Boecher, Breck-

inridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Baldwin, Bradley, Capps, Ferrell, Lane, McGraw, Phillips, Porter, Stipe, Taliaferro.—11.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Baldwin, Bradley, Capps, Ferrell, Lane, McGraw, Phillips, Porter, Stipe, Taliaferro.—11.

The emergency was declared passed.

SB 109 was referred for engrossment.

GENERAL ORDER

HB 1068 by Boren of the House and McSpadden of the Senate was read and considered.

Senators Birdsong, Boecher, Dahl, Ferrell, Grantham, Graves, and Payne asked to be shown as co-authors to HB 1068, which was the order.

Upon motion of Senator McSpadden, HB 1068 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1068 was considered engrossed and placed on 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:

A ye: Berrong, Birdsong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Howard, Howell, Inhofe, Lamb, Luton, McCune, McSpadden, Martin, Miller, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Nay: Hamilton, Holden, Keels, Murphy, Rogers.—5.

Excused: Baggett, Baldwin, Bradley, Capps, Crow, Lane, McGraw, Medearis, Phillips, Stipe, Taliaferro.—11.

The bill was declared passed.

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

A ye: Berrong, Birdsong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Howard, Howell, Inhofe, Lamb, Luton, McCune, McSpadden, Martin, Miller, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Nay: Hamilton, Holden, Keels, Murphy, Rogers.—5.

Excused: Baggett, Baldwin, Bradley, Capps, Crow, Lane, McGraw, Medearis, Phillips, Stipe, Taliaferro.—11.

The emergency was declared passed.

HB 1068 was ordered withheld pursuant to Rule 19-f.

Senator Payne presiding.

RESOLUTIONS

Senator Nichols introduced **SR 17**.

Senators Boecher, Dahl, Ferrell, Hargrave, Inhofe, Lamb, Miller, and Payne asked to be shown as co-authors to **SR 17**, which was the order.

SR 17, as co-authored, was read at length as follows, adopted upon motion

of Senator Nichols, and ordered referred for enrollment:

SR 17—By Nichols and Smith—A Resolution commending Mrs. Keith Boyce, of Tulsa, for her courageous action in defense of her life, child and home; and directing distribution of this resolution.

WHEREAS, on Tuesday, March 9, 1971, alone with her nine-month-old baby in the sanctity of her Tulsa home, Mrs. Keith Boyce fired upon and fatally wounded an intruder bent upon and in the act of forcing entry into her home, which had been burglarized twice in the preceding twelve months; and

WHEREAS, the fatally wounded intruder had a lengthy record of arrests and convictions for crimes against persons and property and, at the time of his demise, was out of jail on bond on a charge of second degree burglary; and

WHEREAS, in an age of frightening increases in the rates and incidences of crimes against persons and property and in the terroristic uses of violence in anti-societal endeavors, an air of intimidation has enveloped the consciousness and clouds the daily lives of law-abiding citizens; and

WHEREAS, extreme measures ordinarily are abhorred by peaceful, law-abiding citizens, yet, legally and traditionally, direct threats to life and invasions of one's home with intent to commit a criminal act have served as justification for extreme measures in defense of one's life and property; and

WHEREAS, the intruder into Mrs. Boyce's home forced upon her the necessity of resorting to extreme measures to protect herself, her infant child and the sanctity and integrity of her home.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION, 33rd OKLAHOMA LEGISLATURE:

SECTION 1. That Mrs. Keith Boyce, of Tulsa, be and hereby is officially commended for her courageous action taken

on Tuesday, March 9, 1971, in defense of her life and that of her infant child and in protection of her home and property.

SECTION 2. That any person with criminal intent be and is hereby advised of the official sentiment in this state toward those who prey upon and threaten with bodily harm or violence the peaceful, law-abiding citizens of this state.

SECTION 3. That a duly authenticated copy hereof be forwarded to Mrs. Keith Boyce, Tulsa, Oklahoma.

Senator Martin introduced **SCR 16**.

SCR 16—By Martin of the Senate and Duke of the House—A Concurrent Resolution extending congratulations to the City of Ardmore, Oklahoma, for winning the All-American City Award for 1970; and directing distribution.

Senator Martin asked unanimous consent that all members of the Senate be shown as co-authors to **SCR 16**, which was granted.

SCR 16, as co-authored, was read at length, adopted upon motion of Senator Martin, and ordered referred for engrossment.

Senator Martin introduced **SCR 17**.

SCR 17—By Martin of the Senate and Duke of the House—A Concurrent Resolution extending congratulations to the Ardmore High School "Tigers" Basketball Team and to their coach; and directing distribution.

Senator Martin asked unanimous consent that all members of the Senate be shown as co-authors to **SCR 17**, which was granted.

SCR 17, as co-authored, was read at length, adopted upon motion of Senator Martin, and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 13 and **SR 15** were each correctly enrolled.

Enrolled **SCR 13** was properly signed

and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 15** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 6 by Smith was read and considered.

Senators Breckinridge and McGraw asked to be shown as co-authors to **SB 6**, which was the order.

Senator Smalley moved to amend **SB 6**, Page 4, Line 9, by striking the words and figures "twenty-five dollars (\$25.00)" and substituting therefor the following: "fifty dollars (\$50.00)", which amendment was adopted.

Senator Rogers moved to amend **SB 6**, Page 7, Line 6, by adding a new sentence as follows: "The meetings of said boards shall be called and set by the chairman or a majority membership of said board in the event of the refusal or inability of the chairman.", which amendment was adopted.

Upon motion of President Pro Tempore Smith, **SB 6**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon ^{request of} motion of President Pro Tempore Smith, **SB 6**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Birdsong, Breckinridge, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Young.—31.

Nay: Berrong, Boecher, Crow, Dahl, Field, Keels, Lamb, Williams.—8.

Excused: Baldwin, Bradley, Capps, Lane, Phillips, Porter, Stipe, Taliaferro, Trent.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Young.—35.

Nay: Boecher, Keels, Lamb, Williams.—4.

Excused: Baldwin, Bradley, Capps, Holden, Lane, Phillips, Porter, Stipe, Taliaferro.—9.

The emergency was declared passed.

SB 6 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 14 and **16** and **SCR 15** were each correctly enrolled.

Enrolled **SRs 14** and **16** were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCR 15** was properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

GENERAL ORDER

HB 1016 by Wayland of the House and Ham and Garrison of the Senate was read and considered.

Upon motion of Senator Ham, **HB 1016** was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **HB 1016** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1016 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, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Bradley, Capps, Dahl, Hargrave, Lane, McGraw, McSpadden, Medearis, Phillips, Porter, 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, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Bradley, Capps, Dahl, Hargrave, Lane, McGraw, McSpadden, Medearis, Phillips, Porter, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1016 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1056 by Payne of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton **HB 1056** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1056** was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams, Young.—31.

Excused: Baldwin, Bradley, Capps, Dahl, Field, Hamilton, Hargrave, Lane, McGraw, McSpadden, Martin, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent.—17.

The bill was declared passed.

HB 1056 was referred for engrossment.

GENERAL ORDER

HB 1156 by Abbott of the House and Miller of the Senate was read and considered.

Senator Howell asked to be shown as co-author to **HB 1156**, which was the order.

Senator Hamilton moved to amend **HB 1156**, Page 3, Line 3, by adding a new sentence after the word "required.", which read as follows: "It is intended that the balance of any unexpended state aid or other revenue originally allocated to an annexed district, shall be paid to the receiving district", which amendment was adopted.

Upon motion of Senator Miller, **HB 1156**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1156**, as co-authored and amended was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young—37.

Excused: Baldwin, Bradley, Capps, Hargrave, Lane, McGraw, McSpadden, Phillips, Porter, Stipe, 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, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young—37.

Excused: Baldwin, Bradley, Capps, Hargrave, Lane, McGraw, McSpadden, Phillips, Porter, Stipe, Taliaferro.—11.

The emergency was declared passed.

HB 1156 was referred for engrossment.

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, with Senator Payne 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 ROBERT R. LESTER, Norman, as Commissioner of the Department of Public Safety, to serve at the Governor's pleasure, and effective

upon Senate confirmation. Mr. Lester succeeds himself.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 13**.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 14 was properly enrolled.

SCR 14 was properly signed and ordered transmitted to the Honorable House for signature of the Speaker.

RESOLUTION

SCR 18 by Lane of the Senate and Payne of the House was read and con-

sideration deferred for this legislative day.

SCR 18—By Lane of the Senate and Payne of the House—A Concurrent Resolution relating to publications; expressing legislative intent that publications produced at state expense be sent to the Department of Libraries.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, March 15, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1068, 1016, 1126, 1410 and 1141** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, March 15, 1971, at 1:00 o'clock P.M.

Thirty-eighth Legislative Day

Monday, March 15, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Boecher, Bradley, Ham, McGraw, Stipe.—5.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Gary Dean Weeks, First Christian Church, Tonkawa, Oklahoma, and incorporated upon request of Senator Grantham:

Our God and our Father, in this sacred moment of quiet before the members of this body take up the duties of the day we come to you in prayer as is the custom. But save this moment from being a gesture to convention. Make it a real experience for each one of us as we call upon you for guidance. Let us not think, when this prayer is over, that our dependence upon you is over, and forget your counsels for the rest of the day. We seek your guidance now.

You know it is not hard to discover our problems in Oklahoma. It never is, for

there are many who shout them from the housetops. But this is the place for finding solutions. We give thanks that you have matched us with this hour. May we resolve, with your help, to be part of the answers, and not part of the problem. Slow us down, O Lord, that we may take time to think and time to find out your will. Then give us the sense and the courage to do it, for the good of Oklahoma and the glory of your name. Amen.

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

Edward R. Adwon, 1209 El Camino, Ponca City, Oklahoma, representing Continental Oil Company.

William C. Cheek, 600 Local Federal Building, Oklahoma City, Oklahoma, representing Oklahoma State Psychological Association.

FIRST READING

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

SB 223—By Luton—An Act relating to motor vehicles; amending 47 O.S. 1961, §§ 116.11, as amended by Section 3, Chapter 369, O.S.L. 1967, and 116.12 (47 O.S. Supp. 1970, § 116.11); authorizing the Commissioner of Public Safety to employ certain personnel for the enforcement of Sections 116.1 through 116.16 and Chapter

14 of Title 47 of the Oklahoma Statutes; providing the Commissioner of Public Safety authorization to employ additional personnel; and declaring an emergency.

SB 224—By Breckinridge—An Act relating to crimes and punishments; repealing Section 6, Chapter 89, O.S.L. 1969 (21 O.S. Supp. 1970, § 1320.6); deleting exception as to labor disputes from act relating to riots, incitements to riots and unlawful assemblies; and declaring an emergency.

SB 225—By Berrong—An Act relating to securities; amending 71 O.S. 1961, § 6, as amended by Section 1, Chapter 11, O.S.L. 1970 (71 O.S. Supp. 1970, § 6); providing for selection of a chairman by the Commission; providing for meetings by the Commission; providing that Commission shall keep minutes of meetings; providing for annual report by Commission and the contents of said report; providing that administrator may sell copies of annual report; providing that Commission shall have access to offices under jurisdiction of Department; and declaring an emergency.

SB 226—By Garrison and Hamilton—An Act relating to schools; amending Section 3, Chapter 82, O.S.L. 1970 (70 O.S. Supp. 1970, § 625.3); providing certain terms and conditions for the repayment of monies loaned from the Oklahoma Rural Medical Education Scholarship Fund; providing each year recipient serves in certain area will be payment in lieu of money for each year the recipient received a scholarship; providing exceptions; and declaring an emergency.

SB 227—By McSpadden—An Act relating to public finance; amending Section 13, Chapter 339, O.S.L. 1969 and Section 5, Chapter 317, O.S.L. 1970 (62 O.S. Supp. 1970, §§ 57.133 and 57.155); providing for delivery and disposition of proceeds and interest of certain building bonds; deleting provision for crediting interest to

agency for which investment was made; and declaring an emergency.

SB 228—By Holden—An Act relating to motor vehicles; amending Section 3, Chapter 140, O.S.L. 1967, as amended by Section 1, Chapter 131, O.S.L. 1969 (47 O.S. Supp. 1970, § 40-105); providing certain equipment required on certain motorcycles and motorscooters; providing that goggles, face shields and helmets must be approved by the Commissioner; providing that crash helmets be worn by drivers of motorcycles and motorscooters; providing that the Commissioner shall establish and publish standards for protective headgear and eye-protective devices; and declaring an emergency.

SB 229—By Holden—An Act relating to state officers and employees; creating the Fire Protection and Prevention Division; amending Section 5, Chapter 257, O.S.L. 1965 (74 O.S. Supp. 1970, § 324.5), by raising the maximum age limit for employment of the Assistant Fire Marshal, deputies and agents; and declaring an emergency.

SJR 16—By Young—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; amending Sections 26 and 27 of Article V thereof; providing for biennial sessions of the Legislature; providing for a ballot title; and ordering a special election.

SECOND READING

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

SB 220—Judiciary.

SB 221—Agriculture.

SB 222—Judiciary.

HB 1170—Agriculture.

HB 1358—Appropriations and Budget.

COMMITTEE REPORTS

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

DO PASS:

SB 141—Insurance.

SB 174—Industrial and Labor Relations.

DO PASS, as amended:

SB 37—Industrial and Labor Relations.

SB 162—Insurance.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 11, 1971, of Enrolled **SB 105** entitled:

SB 105—By Smith, Dahl, et al of the Senate and Mountford, Privett, et al of the House—An Act relating to cities and towns; establishing the "Firefighters' and Policemen's Arbitration Law"; stating public policy; defining terms; providing for collective bargaining and procedures relating thereto; prescribing rights and duties of Firefighters, Policemen and Municipalities; providing for arbitration board and proceedings thereof; prohibiting certain acts and prescribing penalties; providing for severability; and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 12, 1971, of Enrolled **SB 76** entitled:

SB 76—By McSpadden and Hamilton 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.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1252—By Monks, Huddleston, Holdaday, Hatchett, Camp, Lindstrom, Gooden,

Cole and Avey of the House and Martin of the Senate—An Act relating to crimes and punishments; prohibiting the placing, hoisting, raising or displaying of certain flags, standards, colors or ensigns upon or over tax supported property in this state; prescribing punishment for violations; and declaring an emergency.

HB 1372—By Willis and Miskelly—An Act relating to motor vehicles; amending 47 O.S. 1961, §§ 14-116, as last amended by Section 1, Chapter 315, O.S.L. 1970, and 22.2, as last amended by Section 2, Chapter 315, O.S.L. 1970 (47 O.S. Supp. 1970, §§ 14-116 and 22.2); providing for allocation of additional sums of money collected for overweight permits and truck registration to the Size and Weights Division of the Department of Public Safety; repealing all laws in conflict herewith; and declaring an emergency.

HB 1391—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act making appropriations from designated state funds to pay unpaid claims and warrants cancelled by statutes; providing lapse date; providing that provisions of this Act are severable; and declaring an emergency.

HJR 1020—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—A Joint Resolution directing the use of monies of state agencies; directing state agencies to make salary increases to certain state employees; and declaring an emergency.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1026**.

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

MESSAGE FROM THE HOUSE

Advising signing of and returning Enrolled **SCRs 14** and **15**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 16 and 17 each correctly engrossed.

Engrossed **SCRs 16 and 17** were each properly signed and ordered transmitted to the Honorable House for consideration.

President Pro Tempore Smith presiding.

RESOLUTION

Senator Field introduced the following Resolution, which was read at length, adopted upon his motion and ordered referred for engrossment.

SCR 19—By Field of the Senate and McKee of the House—A Concurrent Resolution memorializing the United States Congress to make certain Panhandle counties a National Park; and directing distribution.

WHEREAS, the counties of Texas, Cimarron and Beaver, located in the Panhandle of the State of Oklahoma, hold in their bosom many signs of our past; and

WHEREAS, the lava formations and dinosaur pits give light to times long past; and

WHEREAS, the "No Man's Land" of the Oklahoma Panhandle holds clear signs of Indian pictographs, historic cattle trails and encompasses part of the old Santa Fe Trail; and

WHEREAS, the Panhandle counties of the State of Oklahoma are replete with history and culture from prehistoric time and the failure to preserve their cultural and historical values would be a great disservice to America.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Congress of the United States is memorialized to create a na-

tional park of the counties of Texas, Cimarron and Beaver, located in the Oklahoma Panhandle for the preservation of history and culture.

SECTION 2. Duly authenticated copies of this Resolution shall be sent to the members of the Oklahoma Congressional Delegation, to the United States Department of the Interior, to the Governor of the State of Oklahoma, to the Oklahoma Industrial Development and Parks Commission, and to Oklahoma Northwest, Gene Grover, Beaver, Oklahoma.

PENDING SENATE ACTION

SCR 18 by Senator Lane was taken up for consideration, read at length, adopted upon his motion and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 6, 109, 170, SJR 15 and HBs 1056, 1127, 1137, 1156, and 1273 each correctly engrossed.

SR 17 correctly enrolled.

Engrossed **SBs 6, 109, 170 and SJR 15** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1056, 1127, 1137, 1156, and 1273**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SR 17** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1029 by Bamberger of the House and Martin, Stansberry, Graves, Payne, and Nichols of the Senate was read and considered.

Senator Phillips asked to be shown as co-author to **HB 1029**, which was the order.

Senator Nichols asked unanimous consent that his name be withdrawn as co-author to **HB 1029**, which was the order.

Senator Smalley moved to amend **HB 1029**, Page 1 by striking the enacting clause, which amendment was adopted.

Senator Miller moved to withdraw **HB 1029** from the calendar and refer the same to the Committee on Education-Higher along with amendments thereto.

Senator Martin moved to table the Miller motion, which motion to table failed of adoption.

Senator Miller pressed his former motion which was adopted.

HB 1157 by Abbott of the House and Terrill, Medearis, and Miller of the Senate was read and considered.

Senators Birdsong, Graves, Keels, Luton, McSpadden, Murphy, Payne and Phillips asked to be shown as co-authors to **HB 1157**, which was the order.

Upon motion of Senator Terrill, **HB 1157**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1157**, as co-authored, was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Baggett.—1.

Excused: Boecher, Bradley, Graves, Ham, McGraw, Stipe.—6.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Breck-

inridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Baggett.—1.

Excused: Boecher, Bradley, Graves, Ham, McGraw, Stipe.—6.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **HB 1157** passed.

GENERAL ORDER

HB 1043 by Elder of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1043** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1043** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Young.—36.

Nay: Ferrell, Garrison, McCune, Stansberry, Trent, Williams.—6.

Excused: Boecher, Bradley, Ham, McGraw, Nichols, Stipe.—6.

The bill was declared passed.

HB 1043 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1050 by McCune of the House and Garrett, Young and Grantham of the Senate was read and considered.

Senators Hargrave and Howell asked to be shown as co-authors to **HB 1050**, which was the order.

Upon motion of Senator Garrett, **HB 1050** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1050** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1050 was read for the third time at length.

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

Aye: Birdsong, Breckinridge, Garrett, Grantham, Graves, Hargrave, Howell, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Terrill, Trent, Young.—17.

Nay: Berrong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Smith, Stansberry, Taliaferro, Williams.—21.

Excused: Baggett, Baldwin, Boecher, Bradley, Ham, Howard, McGraw, Martin, Rogers, Stipe.—10.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Garrett moved that the vote be reconsidered by which **HB 1050** failed of passage.

GENERAL ORDER

HB 1080 by Finch of the House and Mur-

phy of the Senate was read and considered.

Senators Capps, Crow, Dahl, Grantham, Hamilton, Luton, Medearis, and Payne asked to be shown as co-authors to **HB 1080**, which was the order.

Upon motion of Senator Murphy, **HB 1080** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1080** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1080 was read for the third time at length.

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

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Howell, Keels.—2.

Excused: Baggett, Baldwin, Boecher, Bradley, Ham, Howard, McGraw, McSpadden, Martin, Rogers, Stipe.—11.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Howell, Keels.—2.

Excused: Baggett, Baldwin, Boecher, Bradley, Ham, Howard, McGraw, McSpadden, Martin, Rogers, Stipe.—11.

The emergency was declared passed.

HB 1080 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1183 by Sanguin of the House and Stipe of the Senate was read and considered.

Senator Crow asked to be shown as co-author to HB 1183, which was the order.

Upon motion of Senator Crow, HB 1183 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow HB 1183 was considered engrossed and placed on 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: Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Ham, Holden, Howard, Luton, McGraw, Nichols, Stipe.—12.

The bill was declared passed.

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

Aye: Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Ham, Holden, Howard, Luton, McGraw, Nichols, Stipe.—12.

The emergency was declared passed.

HB 1183 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1185 by Hancock of the House and Rogers of the Senate was read and considered.

Upon motion of Senator Rogers, HB 1185 was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, HB 1185 was considered engrossed and placed on 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: Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Nay: Keels, Young.—2.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Ham, Howard, McGraw, Stipe.—9.

The bill was declared passed.

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

Aye: Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Nay: Keels, Young.—2.

Excused: Baggett, Baldwin, Berrong,

Boecher, Bradley, Ham, Howard, McGraw, Stipe.—9.

The emergency was declared passed.

HB 1185 was ordered withheld pursuant to Rule 19-f.

PENDING SENATE ACTION

HCR 1017 by Andrews of the House and Graves, Martin, Stansberry, Payne, and McCune of the Senate was called up for consideration.

Senator Dahl asked to be shown as co-author to **HCR 1017**, which was the order.

HCR 1017, as co-authored, was read at length, adopted upon motion of Senator Graves, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HAs** to **SBs** 78, 81, 87, and 148, and requested conferences thereon, said Bills to be referred

to the General Conference Committee on Appropriations, when appointed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the Senate granted the request for conferences on **HBs** 1128 and 1136, said Bills to be referred to the General Conference Committee on Appropriations, when appointed.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Tuesday, March 16, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs** 1043, 1080, 1183 and 1185 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, March 16, 1971, at 1:00 o'clock P.M.

Thirty-ninth Legislative Day

Tuesday, March 16, 1971

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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Boecher, Bradley, Lane, Murphy, Porter, Stipe.—6.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Grantham:

Our God and our Father, before we become involved in the routine of the day, we pause to seek your help. We know that when a sparrow cannot fall to the ground without your notice, so though there be a vast multitude of legislative bodies across the face of the earth we know that You care what happens in the Oklahoma Senate this afternoon.

Oh Lord, You know better than anyone how stubborn and blind we can be in asserting our own intentions. So if You have anything You want us to do or not to do You're going to have to make it crystal clear. Then give us the courage to do the right as You have revealed it to us. May

this day's work be pleasing unto You, for Jesus' sake. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Dahl, it was the order of the Senate that a Citation of Congratulations be issued to The Pawhuska High School Boys Basketball Team for outstanding athletic achievement.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Perry Maroon Wrestling Team upon winning State Championship in Class 2-A.

The above orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for the issuance of the Citations.

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 184—Education - Common.

SB 203—Judiciary.

HB 1017—Judiciary.

HB 1020—Judiciary - co-authored by Senator Garrett.

HB 1033—Agriculture.

HB 1044—Judiciary - co-authored by Senator Howell.

HB 1088—Revenue and Taxation - co-authored by Senator Trent.

HB 1115—Appropriations and Budget.

HB 1119—Appropriations and Budget.

HB 1207—Judiciary.

HB 1358—Appropriations and Budget.

HJR 1019—Education - Common.

DO PASS, as amended:

SB 5—Judiciary - co-authored by Bengtson of the House.

SB 178—Agriculture.

SB 185—Appropriations and Budget.

HB 1114—Appropriations and Budget.

HB 1118—Appropriations and Budget.

HB 1173—Industrial and Labor Relations
—co-authored by Senator Howard.

HB 1174—Industrial and Labor Relations
—co-authored by Senator Howard.

HB 1263—Agriculture.

FIRST READING

The following Bills were introduced and read the first time:

SB 230—By Howard—An Act to provide for the achievement of the public interest through the proper development of the Arkansas-Verdigris Waterway Area, as herein defined; providing for the establishment of the Arkansas-Verdigris Waterway Area Standards Commission and conferring power and providing for their exercise to achieve the purposes of this Act; conferring powers upon the Administrator of the Office of Community Affairs and Planning; providing for criminal and Civil Recourse; providing for severability; and declaring an emergency.

SB 231—By Dahl—An Act relating to state officers and employees; amending 74 O.S. 1961, § 803, as amended by Section 1, Chapter 267, O.S.L. 1968 (74 O.S. Supp. 1970, § 803); excluding from the merit system lawyers, doctors, engineers, geologists, accountants, other professional persons and persons in supervisory capacity; amending 74 O.S. 1961, § 817, as amended by Section 1, Chapter 144, O.S.L. 1963 (74 O.S. Supp. 1970, § 817); allowing names of the veteran, wife, unmarried widow or dependent mother to be moved to the top of the personnel

register, where disability was combat related; amending 74 O.S. 1961, § 832; authorizing Board to certify all persons passing the examination, with a numerical grade of 70 or above, and permitting agencies to employ such persons; providing for employment of qualified persons who have not taken the examination; allowing sixty-day period to pass examination; providing where no person is on register, a provisional appointment not to exceed six months; amending 74 O.S. 1961, § 833, as last amended by Section 1, Chapter 152, O.S.L. 1967 (74 O.S. Supp. 1970, § 833); imposing burden of proof on employee where hearing relates to the employee's discharge, suspension or demotion; requiring a discharge or demotion for certain reasons by the agency to be sustained unless employee establishes otherwise; changing the word "deduction" to "reduction" for consistency in language; and declaring an emergency.

SB 232—By Hargrave and Birdsong—An Act relating to insurance; amending 36 O.S. 1961, § 1309, as last amended by Section 1, Chapter 261, O.S.L. 1965 (36 O.S. Supp. 1970, § 1309); prohibiting the issuance or renewal of agent's or solicitor's license when used or intended to be used principally for the purpose of procuring insurance in a general merchandising store of a foreign corporation; and declaring an emergency.

SB 233—By McGraw of the Senate and Wixson and Ferguson of the House—An Act relating to motor vehicles; amending 47 O.S. 1961, § 6-107, to authorize issuance of special or restricted license to persons who have attained the age of fourteen years to operate certain motorscooters or motorized bicycles; and declaring an emergency.

SB 234—By McGraw of the Senate and Wixson and Ferguson of the House—An Act relating to motor vehicles; amending Section 3, Chapter 140, O.S.L. 1967, as amended by Section 1, Chapter 131, O.S.L.

1969 (47 O.S. Supp. 1970, § 40-105), to require crash helmets for all persons operating or riding on motor scooters or motorcycles; and declaring an emergency.

SECOND READING

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

SB 223—Appropriations and Budget.

SB 224—Industrial and Labor Relations.

SB 225—Commerce.

SB 226—Education - Higher.

SB 227—Appropriations and Budget.

SB 228—Public Safety and Penal Affairs.

SB 229—Governmental Reform.

SJR 16—Constitutional Revision and Redistricting.

HB 1252—Judiciary.

HB 1372—Appropriations and Budget.

HB 1391—Appropriations and Budget.

HJR 1020—Appropriations and Budget.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 18 and 19 each correctly engrossed.

Engrossed **SCRs 18 and 19** were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1230—By Sanguin, Willis, Miskelly, Duke and Monks—(Relating to public safety; emergency).

HB 1318—By Lindstrom, Gooden, Trent, Bernard, Monks and Bamberger—An Act relating to revenue and taxation; amending Section 2, Chapter 530, O.S.L. 1965, as amended by Section 1, Chapter 377, O.S.L. 1967 (68 O.S. Supp. 1970, § 2306); excluding from gross income, the salary and other compensation received by a member of the Armed Forces while detained by the enemy, a prisoner of war or missing in action and not deceased.

HB 1326—By Bernard, Trent, Kamas, Gooden, Cox, McKee, Camp, Kardokus, Robinson and Monks of the House and Field of the Senate—An Act relating to the Arkansas River Basin Compact Arkansas-Oklahoma, 1970; signifying the ratification by the legislature of the State of Oklahoma of said compact and memorandum of correction of language therein by the signatories thereto; and setting out the provisions of said compact and memorandum of correction.

HB 1335—By Boren—An Act relating to public finance; amending 62 O.S. 1961, § 348.1, as last amended by Section 1, Chapter 310, O.S.L. 1970 (62 O.S. Supp. 1970, § 348.1); authorizing investment of funds by treasurers of counties, cities, towns or school districts in interest bearing deposits in United States Government Securities, in state and national banks in Oklahoma or savings and loan association deposits or certificates; providing for disposition of income; and declaring an emergency.

HB 1343—By McCune—An Act relating to cities and towns; amending 11 O.S. 1961, § 672, as amended by Section 1, Chapter 269, O.S.L. 1970 (11 O.S. Supp. 1970, § 672); authorizing governing body to enact ordinances, rules and regulations for city or town; providing certain limitations on penal ordinances for cities having municipal criminal courts of record; providing certain limitations on penal ordinances for cities or towns having municipal court not of record; limiting fines to twenty dollars under certain conditions after July 1, 1972; and declaring an emergency.

HB 1348—By McCune—An Act relating to counties and county officers; providing for destruction or sale of certain documents by the court clerk; directing codification; and declaring an emergency.

HB 1374—By Hancock and McCune—An Act relating to professions and occupations; amending Section 32, Chapter 184, O.S.L. 1965 (59 O.S. Supp. 1970, § 1332); prescribing procedures to be followed in

the event of forfeiture of a bail bond; providing for notice of forfeiture; allowing hearing on motion to set aside the order of forfeiture; providing procedures in the event that defendant's failure to appear was a result of being in custody of other courts; and providing for effective date.

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 16**, as co-authored by entire House Membership and **SCR 17**.

The above numbered Bill and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1016, 1043, 1068, 1080, 1126, 1140, 1141, 1183 and 1185**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1017**.

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

RESOLUTIONS

President Pro Tempore Smith introduced **SR 18**.

SR 18 was read at length as follows, adopted upon motion of President Pro Tempore Smith, and ordered referred for enrollment:

SR 18—By Smith—A Resolution expressing appreciation to Ben T. Owens for his many years of dedicated, excellent public service; and directing distribution.

WHEREAS, Ben T. Owens of Miami, Oklahoma, is one of Oklahoma's most outstanding public servants having served with distinction as Chairman of the Board

of the Grand River Dam Authority since 1959; and

WHEREAS, under the expert and dedicated leadership of Ben T. Owens, the Grand River Dam Authority has come to a position of nationally recognized financial soundness; and

WHEREAS, the Grand River Dam Authority has compiled an impressive record of achievements during the tenure of Ben T. Owens including the Salina Pump Back project and the Markham Ferry Dam project; and

WHEREAS, the selfless diligence and unsurpassed perseverance of Ben T. Owens in the face of awesome challenges resulting in great personal sacrifices serves as an example to all the public officials of this state; and

WHEREAS, it is fitting that this honorable body expresses appreciation on behalf of the people of Oklahoma to this eminent Oklahoman who, as a dedicated public servant and civic leader of many years, is a source of great pride to this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate does hereby express appreciation, on behalf of the people of Oklahoma, to Ben T. Owens for his many years of dedicated, excellent public service in his capacity as Chairman of the Board of the Grand River Dam Authority and in the many roles of community leadership in which he has served.

SECTION 2. Copies of this Resolution shall be forwarded to Ben T. Owens and all other members of the Board of Directors of the Grand River Dam Authority.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Howard, the Senate refused to concur in **HAS** to **SB 34**, and requested conference thereon. Presi-

dent Pro Tempore Smith appointed the following Senate Conferees:

SB 34, Senators Howard, Medearis, and McGraw.

GENERAL ORDER

SB 162 by Birdsong was read and considered.

Senator Berrong moved to amend **SB 162**, Page 7, Line 1, by striking after the word "to" and before the word "member" the word "every", and substituting therefor the word "each", which amendment was adopted.

Upon motion of Senator Birdsong, **SB 162**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 162**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Garrison, Howard, Keels, Lane, Martin, Murphy, Porter, Smalley, Stipe.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McCune, McGraw,

McSpadden, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Garrison, Howard, Keels, Lane, Martin, Murphy, Porter, Smalley, Stipe.—11.

The emergency was declared passed.

SB 162 was referred for engrossment.

GENERAL ORDER

SB 37 by Young was read and considered.

Senator Young moved to amend **SB 37**, Page 2, Line 15, by reinstating after the word "shall" and before the word "Thirty" the word "within", which amendment was adopted.

Upon motion of Senator Young, **SB 37** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 37** was considered engrossed and placed on 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, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Berrong, Boecher, Bradley, Garrett, Howard, Keels, Lane, Murphy, Porter, Smalley, Stipe.—11.

The bill was declared passed.

SB 37 was referred for engrossment.

PENDING SENATE ACTION

HCR 1025 by Spearman of the House and Nichols, Baldwin, Garrison, Hargrave,

and Holden of the Senate was called up for consideration.

HCR 1025 was called up for consideration and upon request of Senator Nichols, further consideration of **HCR 1025** was deferred for this legislative day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, March 17, 1971, at 1:00 o'clock P.M., which motion prevailed.

Senator Martin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 16 and **17** each correctly enrolled.

Enrolled **SCRs 16** and **17** each properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 16** and **17**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, March 17, 1971, at 1:00 o'clock P.M.

Fortieth Legislative Day

Wednesday, March 17, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ferrell, Lane, Medearis, Porter, Rogers.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Grantham:

Our Father, in this moment we are united in our praying. So may we be united in our working as we seek to meet the needs of the people in Oklahoma.

We have become aware anew in these days past how difficult it is to discover what is true and what is just. As we, your servants here, sincerely seek to do what is right, make it plain to us.

And our Father, as we hammer out decisions as a team, may we be kind with one another in our differences, always aware that we are called to love one another even as we are called to do battle with one another's ideas.

We know also that criticism will come at times, no matter what the decision. Help us to take from such criticism that which is helpful and to forgive that which is unjust and unkind.

Bestow upon us the courage to do the right as you have given us to see the right, that at the end of each day we may hear Your Word, "Well done good and faithful servant." Amen.

President Pro Tempore Smith presiding.

The Journal for the last legislative day was declared approved.

President Pro Tempore Smith announced that he had talked with Senator Bradley by telephone at his home. He then had Senator Bradley's recorded message played to the Senate. Senator Bradley stated that since this is Saint Patrick's Day, he would extend greetings from the Tulsa Leprechaun and commit each Senator to be an Honorary Irishman. He said he hoped to be back in the near future.

President Pro Tempore Smith sent back the Senate's best regards and appreciation for helping the Senate get through this Saint Patrick's Day.

CONCURRENT CITATION

Upon motion of Senator Howell and co-authored by Clemons of the House, a Concurrent Citation of Congratulations was ordered issued to the Midwest City High School for winning the 1971 Class 4A State Wrestling Championship.

The above Concurrent Citation was signed by President Pro Tempore Smith

and a Message was ordered sent advising the Honorable House of Senate action pursuant to Senate Concurrent Citation No. 2.

COMMITTEE REPORTS

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

DO PASS:

SB 222—Judiciary.

HB 1035—Judiciary - co-authored by Senator Lamb.

HB 1142—Appropriations and Budget.

HB 1166—Judiciary.

DO PASS, as amended:

SB 206—Judiciary.

SB 215—Judiciary - co-authored by Kilpatrick of the House.

HB 1049—Judiciary - co-authored by Senators Grantham and Garrett.

HB 1077—Judiciary.

HB 1120—Appropriations and Budget.

HB 1138—Appropriations and Budget.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

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. Lobby Permits will be issued in the Office of the President Pro Tempore.

Adwon, Edward R., 1209 El Camino, Continental Oil Company, Ponca City, Oklahoma.

Burgess, Paul E., 4406 N. Aydelotte, Ophthalmic Dispensors, Shawnee, Oklahoma.

Cheek, William C., 600 Local Federal

Building, Oklahoma State Psychological Association, Oklahoma City, Oklahoma.

Cook, Erwin A., 1204 N. 6th Street, Weyerhaeuser Company, DeQueen, Arkansas.

De Gruy, Jr., Jules V., 1600 N.W. 16th Street, De Gruy Asst., Oklahoma City, Oklahoma.

Henderson, Jim, 4710 N. W. 25th, Oklahoma Housing Conference, Inc., Oklahoma City, Oklahoma.

Phillips, Ferman, 3519 N. W. 53rd, Oklahoma Education Association Oklahoma City, Oklahoma.

Respectfully submitted,

BERRONG, Acting Chairman
Committee On Lobby Permits

FIRST READING

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

SB 235—By Howard—An Act relating to revenue and taxation; amending Section 2427 of Section 2, Chapter 501, O.S.L. 1965, as amended by Section 1, Chapter 65, O.S.L. 1968 (68 O.S. Supp. 1970, § 2427); providing for annual listing of personal property and for annual assessment of real property; providing date for valuation and for assessment; providing for change of valuation; prescribing methods for assessing as to certain new construction; making provisions of Act severable; and declaring an emergency.

SB 236—By Howell—An Act relating to school textbooks; amending 70 O.S. 1961, § 16-2, as amended by Section 2, Chapter 408, O.S.L. 1968 (70 O.S. Supp. 1970, § 16-2); providing that the State Textbook Committee shall select ten, or up to ten, textbooks or series of books for each subject; amending Section 4, Chapter 408, O.S.L. 1968 (70 O.S. Supp. 1970, § 16-6A); allowing the committee to make additional selections during the adoption period where the original selection was less than ten textbooks; and declaring an emergency.

SJR 17—By Garrison of the Senate and

Sanguin of the House—A Joint Resolution repealing Sections 1 through 4, Senate Joint Resolution number 27, O.S.L. 1970 (53 O.S. Supp. 1970, §§ 20.1 through 20.4), relating to the site and construction of a memorial building; and declaring an emergency.

SECOND READING

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

SB 230—Environmental Quality.

SB 231—Governmental Reform.

SB 232—Governmental Reform.

SB 233—Judiciary.

SB 234—Judiciary.

HB 1230—Appropriations and Budget.

HB 1318—Revenue and Taxation.

HB 1326—Soil and Water Resources.

HB 1335—Banks and Banking.

HB 1343—Judiciary.

HB 1348—State and Federal Government.

HB 1374—Professions and Occupations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1004—By Mountford—An Act relating to civil procedure; amending 12 O.S. 1961, § 1501, as amended by Section 1, Chapter 40, O.S.L. 1970 (12 O.S. Supp. 1970, § 1501); providing for partition of real property; deleting subsection (2) thereof; and declaring an emergency.

HB 1103—By McCune of the House and Garrett of the Senate—An Act relating to motorboats and vessels; amending 63 O.S. 1961, § 809; prohibiting reckless operation and operation while intoxicated or under the influence of drugs; making reference to the Uniform Controlled Dangerous Substances Act; and setting effective date.

HB 1112—By McCune of the House and Garrett of the Senate—An Act relating

to motor vehicles; amending 47 O.S. 1961, § 11-902, as amended by Section 1, Chapter 58, O.S.L. 1967 (47 O.S. Supp. 1970, § 11-902); prohibiting certain uses of motor vehicles while under the influence of intoxicating liquors or certain drugs; making reference to the Controlled Dangerous Substance Act; and setting effective date.

HB 1176—By Bernard—An Act relating to county officers; amending 19 O.S. 1961, § 361, pertaining to filling vacancies in the office of County Commissioner; providing for vacancy to be filled by unopposed candidate after county election board certifies that he is unopposed; and declaring an emergency.

HB 1177—By Bernard—An Act relating to public officers; amending 51 O.S. 1961, § 10, as last amended by Section 1, Chapter 49, O.S.L. 1968 (51 O.S. Supp. 1970, § 10), pertaining to filling vacancies in public office; providing for vacancy to be filled by unopposed candidate receiving certificate of election and acquiring office in certain cases; and declaring an emergency.

HB 1307—By Elder of the House and Stipe of the Senate—An Act relating to criminal procedure; amending Section 1, Chapter 204, O.S.L. 1968, as amended by Section 1, Chapter 312, O.S.L. 1970 (22 O.S. Supp. 1970, § 991a); providing for sentencing of persons convicted of crimes; providing for suspending execution of sentence; and declaring an emergency.

HB 1349—By McCune and Andrews—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. 1970, § 155); providing for destruction or sale of obsolete documents; reducing time period for destruction or sale of daily reports and blank forms to five years; deleting paragraph (4) relating to authority of court clerks; and declaring an emergency.

HB 1354—By Frates and Hancock—An Act relating to property; allowing certi-

fied copies of instruments and judgments affecting the Title or possession of real estate situated in more than one county in the State of Oklahoma to be recorded, if the original has been filed in one county.

HB 1382—By York, McCune, Kilpatrick, Kennedy, Holaday, Elder, Green and Camp—An Act relating to public health and safety; making it unlawful to smell, inhale or otherwise consume any substance which causes certain unnatural conditions; providing for exemption when under direction or prescription of professional medical personnel; fixing penalty for violation; prescribing fine and imprisonment or both; directing codification; providing for severability; and declaring an emergency.

HB 1383—By Anderson and Rogers of the House and Lamb of the Senate—An Act relating to agriculture; amending Section 1, Chapter 335, O.S.L. 1970 (2 O.S. Supp. 1970, § 157.1); allowing agricultural and industrial expositions and fair in counties exceeding fifty thousand population; and declaring an emergency.

HB 1387—By Ferrell, Lindstrom and Beznoska of the House and Taliaferro, Terrill and Crow of the Senate—An Act relating to vehicle license and registration; amending Section 1, Chapter 191, O.S.L. 1967, as amended by Section 1, Chapter 203, O.S.L. 1970 (47 O.S. Supp. 1970, § 22.30j) to make it unnecessary for used car dealers to obtain new certificates of Title within ten days after transfer of ownership of certain vehicles to them; providing for credit allowance on fees for certain new titles purchased by transferees of title; and declaring an emergency.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 16, 1971, of Enrolled **SB 115** entitled:

SB 115—By Stansberry, Martin, et al of the Senate and Ford et al of the House—

An Act relating to public health; granting minors the capacity to examination and treatment by a licensed physician of certain diseases; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1127, 1137, 1273**, requesting Conference and referring said Bills to the GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 34**, and naming House Conferees as follows: McCune, Davis and Wayland.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 78, 81, 87, and 148**, and referring said Bills to the GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 27**, as co-authored by Andrews, of the House, **SB 67**, as co-authored by Bamberger of the House and **SB 69**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 19**.

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 37 and 162 each correctly engrossed.
SR 18 correctly enrolled.

Engrossed **SBs 37 and 162** were each 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

SB 178 by Crow was read and considered.

Upon motion of Senator Crow, **SB 178** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 178** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 178 was read for the third time at length.

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

Aye: Baldwin, Boecher, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Keels, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—25.

Nay: Baggett, Birdsong, Breckinridge, Hamilton, Hargrave, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Murphy, Stansberry, Stipe, Trent.—15.

Excused: Berrong, Bradley, Ferrell, Field, Lane, Medearis, Porter, Rogers.—8.

The bill was declared passed.

SB 178 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Garrett motion to reconsider the vote by which **HB 1050** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Young.—30.

Nay: Berrong, Boecher, Field, Garrison, Lamb, McCune, McGraw, Stansberry, Taliaferro, Williams.—10.

Excused: Baldwin, Bradley, Ferrell, In-

hofe, Lane, Medearis, Porter, Rogers.—8.

THIRD READING

On the question of passage of **HB 1050**, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32.

Nay: Berrong, Boecher, Field, Garrison, Inhofe, Lamb, McCune, McGraw, Stansberry, Williams.—10.

Excused: Bradley, Ferrell, Lane, Medearis, Porter, Rogers.—6.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32.

Nay: Berrong, Boecher, Field, Garrison, Inhofe, Lamb, McCune, McGraw, Stansberry, Williams.—10.

Excused: Bradley, Ferrell, Lane, Medearis, Porter, Rogers.—6.

The emergency was declared passed.

HB 1050 was referred for engrossment.

GENERAL ORDER

SB 185 by Hamilton and Grantham of the Senate and Fine, et al, of the House was read and considered.

Upon motion of Senator Hamilton, **SB 185** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 185** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SB 185 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Howard, Keels, Luton, Miller.—4.

Excused: Bradley, Ferrell, Garrett, Lane, Medearis, Porter, Rogers.—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, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Nay: Howard, Keels, Luton, Miller.—4.

Excused: Bradley, Ferrell, Garrett, Lane, Medearis, Porter, Rogers.—7.

The emergency was declared passed.

SB 185 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider vote by which **HB 1157** passed.

Senator Terrill moved to table the Baggett motion to reconsider the vote by which **HB 1157** was passed, which motion prevailed.

HB 1157 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1114 by Willis, et al, of the House and McSpadden and Hamilton 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 on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Ferrell, Field, Garrison, Holden, Lane, Medearis, Nichols, Porter, Rogers.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Ferrell, Field, Garrison, Holden, Lane, Medearis, Nichols, Porter, Rogers.—10.

The emergency was declared passed.

HB 1114 was referred for engrossment.

GENERAL ORDER

HB 1115 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1115 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1115 was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ferrell, Lane, Medearis, Porter, Rogers.—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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ferrell, Lane, Medearis, Porter, Rogers.—6.

The emergency was declared passed.

HB 1115 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1118 By Willis of the House and McSpadden and Hamilton 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 on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Capps, Ferrell, Holden, Lamb, Lane, Medearis, Porter, Rogers.—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, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Capps, Ferrell, Holden, Lamb, Lane, Medearis, Porter, Rogers.—9.

The emergency was declared passed.

HB 1118 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

HB 1119 by Willis of the House and McSpadden and Hamilton 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 on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Ferrell, Grantham, Holden, Lamb, Lane, McGraw, McSpadden, Medearis, Phillips, Porter, Rogers, Smith.—13.

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, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Ferrell, Grantham, Holden, Lamb, Lane, McGraw, McSpad-

den, Medearis, Phillips, Porter, Rogers, Smith.—13.

The emergency was declared passed.

HB 1119 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1358 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1358** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1358** was considered engrossed and placed on 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, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Ferrell, Grantham, Lane, McGraw, Medearis, Porter, Rogers, Smith.—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, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Bradley, Ferrell, Grantham, Lane, McGraw, Medearis, Porter, Rogers, Smith.—9.

The emergency was declared passed.

HB 1358 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 174 by Stipe was read and considered.

Senators Birdsong, Hargrave, and Phillips asked to be shown as co-authors to **SB 174**, which was the order.

Senator Howard moved to amend **SB 174**, Page 13, Line 6 1/2, by inserting a new subsection (6) to read as follows: "(6) In addition to the above, there shall be allowed the sum of Twelve Hundred Dollars (\$1,200.00) for funeral expense, which amendment was adopted.

Upon motion of Senator Stipe, **SB 174**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 174**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 174 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, H a r g r a v e, Howard, Howell, Keels, Lamb, Luton, Martin, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—29.

Nay: Berrong, Field, Garrison, Holden, Inhofe, McCune, M u r p h y, Stansberry, Williams.—9.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Lane, McGraw, McSpadden, Medearis, Porter, Rogers.—10.

The bill was declared passed.

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

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

Aye: Baggett, B a l d w i n, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32.

Nay: Berrong, Field, Garrison, Inhofe, McCune, Stansberry, Williams.—7.

Excused: Bradley, Breckinridge, Ferrell, Grantham, Lane, McGraw, McSpadden, Porter, Rogers.—9.

The emergency was declared passed.

SB 174 was referred for engrossment.

GENERAL ORDER

SB 5 by Birdsong of the Senate and Bengtson of the House was read and considered.

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

Senator Baggett moved to amend **SB 5**, Page 2, Lines 8-12, by striking after the word "ingredient" on Line 8 and before the word "and" on Line 12, all language and inserting on Line 10½, Page 3, the following new subsection: "(e) If the size of the package makes it impractical to state on the label the information required under subsection (b) (2) of this section, then in lieu of setting forth such information on the label, the manufacturer, packer, or distributor shall file with the State Commissioner of Health a written statement, under oath, showing the common or usual name or names of such ingredients", which amendment was adopted.

Upon motion of Senator Birdsong, **SB 5**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SB 5**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—31.

Nay: Luton, Nichols, Stansberry, Williams.—4.

Excused: Bradley, Breckinridge, Capps, Crow, Grantham, Ham, Hargrave, Lane, McSpadden, Medearis, Porter, Rogers, Young.—13.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—32.

Nay: Baldwin.—1.

Excused: Berrong, Bradley, Breckinridge, Capps, Crow, Grantham, Hargrave, Lane, McSpadden, Medearis, Porter, Rogers, Taliaferro, Trent, Young.—15.

The emergency was declared passed.

SB 5 was referred for engrossment.

GENERAL ORDER

HB 1088 by Payne of the House and Trent of the Senate was read and considered.

Upon motion of Senator Trent, **HB 1088** was advanced to engrossment.

By unanimous consent, upon request of Senator Trent, **HB 1088** was considered

engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—35.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Grantham, Lane, McSpadden, Nichols, Porter, Rogers, Smith, Taliaferro, Young.—13.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—35.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Grantham, Lane, McSpadden, Nichols, Porter, Rogers, Smith, Taliaferro, Young.—13.

The emergency was declared passed.

HB 1088 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1173 by Bamberger of the House and Howard of the Senate was read and considered.

Senator Hargrave asked to be shown as co-author to **HB 1173**, which was the order.

Upon motion of Senator Howard, **HB 1173**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1173**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1173 was read for the third time at length.

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

Aye: Baggett, Birdsong, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Luton, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent.—25.

Nay: Baldwin, Berrong, Capps, Crow, Ferrell, Garrison, Holden, McCune, Nichols, Stansberry, Taliaferro, Williams.—12.

Excused: Boecher, Bradley, Breckinridge, Grantham, Ham, Inhofe, Lane, McSpadden, Porter, Rogers, Young.—11.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Dahl, Field, Garrett, Graves, Hamilton, Howard, Howell, Keels, Lamb, Luton, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill.—25.

Nay: Baldwin, Berrong, Capps, Crow, Ferrell, Garrison, Holden, Inhofe, McCune, Nichols, Smalley, Williams.—12.

Excused: Bradley, Breckinridge, Grantham, Ham, Hargrave, Lane, McSpadden, Porter, Rogers, Trent, Young.—11.

The emergency was declared failed of passage.

MOTION TO RECONSIDER

As provided under Rule 19b, Senator Trent moved that the vote be reconsidered by which **HB 1173** passed.

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which the emergency on **HB 1173** failed of passage.

GENERAL ORDER

HB 1044 by Elder of the House and Howell of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1044** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1044** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1044 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Williams.—33.

Excused: Bradley, Breckinridge, Capps, Crow, Garrett, Grantham, Hargrave, Lane, McSpadden, Porter, Rogers, Smith, Taliaferro, Trent, Young.—15.

The bill was declared passed.

HB 1044 was ordered withheld pursuant to Rule 19-f.

RESOLUTION

Senator Howard introduced **SR 19**.

Senator Howard asked unanimous consent that all members of the Senate be shown as co-authors to **SR 19**, which was the order.

SR 19, as co-authored, was read at length as follows, adopted upon motion of Senator Howard and ordered referred for enrollment:

SR 19—By Howard, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Hol-

den, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—A Resolution expressing the congratulations of the Senate to Mike Flanagan on the occasion of his selection as Sigma Delta Chi's "1970 Newsman of the Year"; and directing distribution.

WHEREAS, the Oklahoma Chapter of Sigma Delta Chi journalism fraternity has selected Mike Flanagan of the Tulsa World newspaper as its "1970 Newsman of the Year,"; and

WHEREAS, said Mike Flanagan is the State Capitol correspondent of said Tulsa World newspaper and is well known and esteemed for his reporting and coverage of the Legislature as well as for his reporting and coverage of other state government events and happenings.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate hereby commends and congratulates Mike Flanagan

of the Tulsa World newspaper on the occasion of his selection as "1970 Newsman of the Year" by the Oklahoma Chapter of Sigma Delta Chi journalism fraternity.

SECTION 2. Copies of this Resolution shall be distributed to Mike Flanagan, to the Capitol Press Room and to the Tulsa World newspaper.

MESSAGE FROM THE HOUSE

Advising adoption, signature, and return of Motion adopted by the House and advising that the House concurred in the issuance of Senate Concurrent Citation No. 2 issued to: Midwest City Bombers Wrestling Squad 1970-1971.

Senator Terrill moved when the desk is cleared that the Senate stand adjourned to meet Thursday, March 18, 1971, at 11:00 o'clock A.M., which motion prevailed.

BILLS RELEASED

Engrossed HBs 1044, 1088, 1115, 1119 and 1358 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, March 18, 1971, at 11:00 o'clock A.M.

Forty-first Legislative Day

Thursday, March 18, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams.—40.

Excused: Bradley, Breckinridge, Hargrave, McSpadden, Porter, Smith, Stansberry, Young.—8.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Grantham:

Our Father and Our God, as we come to You in prayer we dare to ask that You would bless the members of the Senate of Oklahoma this day. Help us in our many duties. May we bring light to the problems of Oklahoma and not just generate more heat. Give us wisdom for the days ahead.

As we pray for guidance, we know that You never intended prayer to be a substitute for work. Make us willing to think and to think hard, guided by Your voice within us. But spank us with Your judgment when we dare to think up and devise our own schemes, and then have the nerve to ask You to be a Co-Author.

May the work of this Senate — every action — be worthy of Your blessing, for we know that unless Your blessing accompanies what we do here, we waste our time. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SJR 13—Parks, Forestry and Industrial Development.

HCR 1018—Roads and Highways, co-authored by Senator Inhofe.

HB 1214—Municipal Government, co-authored by Senators Ham, Howell, Lamb and Luton.

DO PASS, as amended:

HB 1067—Parks, Forestry and Industrial Development, co-authored by Senators McCune, Keels, Martin, Williams, Dahl and Lane.

FIRST READING

The following Bills were introduced and read the first time:

SB 237—By Howell—An Act relating to the State Fire Marshal Commission; amending Sections 8 and 11, Chapter 257, O.S.L. 1965 (74 O.S. Supp. 1970, §§ 324.8 and 324.11); pertaining to uniform force and effect of adopted ordinances, rules

and regulations; stating minimum standard for such ordinances, rules and regulations adopted by the State Fire Marshal Commission, municipality or subdivision of government; designating certain nationally recognized building codes as the minimum standards and allowing choices in certain instances requiring building permits prior to construction or major alteration; prescribing certain building codes for the construction or alteration plans to conform thereto; providing for severability; and declaring an emergency.

SB 238—By McGraw of the Senate and Wixson and Ferguson of the House—An Act relating to certain types of motor vehicles; amending Section 1 of Chapter 233, O.S.L. 1970 (47 O.S. Supp. 1970, § 22.5-1), to define the type of cycles covered by the Act; and declaring an emergency.

SB 239—By Payne of the Senate and Tarwater of the House—An Act relating to uniform accident and health insurance and/or benefits coverage of employees and officers of the State of Oklahoma; amending Section 12, Chapter 374, O.S.L. 1967, as amended by Section 10, Chapter 70, O.S.L. 1970, Section 14, Chapter 374, O.S.L. 1967 and Section 12, Chapter 70, O.S.L. 1970 (74 O.S. Supp. 1970 §§ 1312, 1314 and 1315); providing manner of handling funds and placing responsibility for fund upon State Employee Group Health and Life Insurance Board; providing the provisions of the State Employees Group Health and Life Insurance Act, Sections 1301 to 1316, inclusive, Title 74 of the Oklahoma Statutes, shall be inapplicable to employees and officers of the Oklahoma State System of Higher Education, or any member of an Administrative Board or Commission of any agency, board, authority or commission of the state; providing the Oklahoma Employment Security Commission and any state institution of higher education may elect to come within the provisions of said Act; providing manner whereby county may come within said Act's provisions pro-

viding operative date, providing for severability; and declaring an emergency.

SB 240—By Keels and Birdsong—An Act relating to county officers; amending 19 O.S. 1961, § 339, pertaining to general powers of Board of County Commissioners; adding a subsection to authorize membership in national association of counties for certain county officers and officials providing for travel allowance and per diem for attending meetings and procedure for allowance thereof and declaring an emergency.

SB 241—By Inhofe—An Act relating to insurance; amending 36 O.S. 1961, § 4102, as amended by Section 1, Chapter 151, O.S.L. 1967 (36 O.S. Supp. 1970, § 4102); providing maximum limit on amount of coverage per individual under certain group life insurance policies increasing such limit; and declaring an emergency.

SB 242—By Baggett—An Act relating to deaf and hearing impaired persons; making findings and declarations creating the Oklahoma Commission on the deaf and hearing impaired; providing for organization, compensation, housing and assistance; providing powers and duties; establishing a revolving fund; directing reciprocal cooperation between the Commission and certain agencies; and declaring an emergency.

SB 243—By Lane and Hamilton of Senate and Murphy of House—An Act relating to the Oklahoma Industrial Finance Authority; amending 74 O.S. 1961, § 860; providing for the Industrial Development Loan Fund; authorizing the creation of separate accounts within the Industrial Development Loan Fund for the purpose of segregating moneys and providing for a bond redemption account and payments thereto.

SB 244—By Stipe—An Act providing for a cause of action for any person suffering damages for personal injury or death as a result of medical care, treatment or diagnosis furnished pursuant to the provisions of the Oklahoma Workmen's

Compensation Act; and declaring an emergency.

SB 245—By Smalley of the Senate and Cate and Wolf (Leland) of the House—An Act relating to the Oklahoma Academy of Science, a nonprofit association; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; and declaring an emergency.

SB 246—By Smalley—An Act relating to railroads; amending Section 1, Chapter 388, O.S.L. 1965, (17 O.S. Supp. 1970, § 86); conferring upon the Corporation Commission Authority to declare extra hazardous crossings and to order warning signals; providing for the payment of cost thereof; repealing 17 O.S. 1961, § 85; and declaring an emergency.

SECOND READING

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

SB 235—Revenue and Taxation.

SB 236—Education - Common.

SJR 17—State and Federal Government.

HB 1004—Judiciary.

HB 1103—Judiciary.

HB 1112—Judiciary.

HB 1176—State and Federal Government.

HB 1307—Judiciary.

HB 1349—State and Federal Government.

HB 1354—Judiciary.

HB 1382—Public and Mental Health.

HB 1383—Agriculture.

HB 1387—Revenue and Taxation.

HB 1177—State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1195—By Stratton, Privett, Miskelly, Rogers, Boettcher and Thornhill—An Act relating to motor vehicles and chemical tests for alcoholic influence on drivers;

amending Section 6, Chapter 86, O.S.L. 1967 (47 O.S. Supp. 1970, § 756); providing for admissibility in the trial of criminal actions or proceedings of the results of such chemical tests and that results will be prima facie evidence or relevant evidence as to whether person was under the influence of alcohol or intoxicating liquor; providing for basis for determining percentage of alcohol; and providing for qualification of such evidence.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 16** and **17**, as co-authored by Green, Frates and Elder of the House and **SB 131**, as co-authored by Cole of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1157**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 63, 64, 65, and 66**, as amended.

HA to **SB 63** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking the Enacting Clause: "Be it enacted by the people of the State of Oklahoma:".

HA to **SB 64** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking the Enacting Clause: "Be it enacted by the people of the State of Oklahoma:".

HAs to **SB 65** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking the Enacting Clause.

Amendment No. 2. Amend Page 1, Section 1, Line 25, by changing the figure "\$1,900,000.00" to the figure "\$1,901,500.00". Amend Page 1, Section 1, Line 27, by changing the figure "\$4,145,545.00" to the figure "\$4,147,045.00". Amend Page 1, Section 2, Line 33, by changing the figure "\$4,085,545.00" to the figure "\$4,087,045.00". Amend Page 1, Section 2, Line 35, by changing the figure "\$4,145,545.00" to the figure "\$4,147,045.00". Amend Page 2, Section 3, Line 6, by changing the figure "8,500" to the figure "10,000".

HA to SB 66 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 15, by striking the Enacting Clause: "Be it enacted by the people of the State of Oklahoma;".

GENERAL ORDER

SB 141 by Keels and Birdsong of the Senate and York of the House was read and considered.

Upon motion of Senator Keels, **SB 141** was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **SB 141** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams.—35.

Excused: Bradley, Breckinridge, Grantham, Hargrave, Inhofe, McSpadden, Mar-

tin, Payne, Phillips, Porter, Smith, Stansberry, Young.—13.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams.—35.

Excused: Bradley, Breckinridge, Grantham, Hargrave, Inhofe, McSpadden, Martin, Payne, Phillips, Porter, Smith, Stansberry, Young.—13.

The emergency was declared passed.

SB 141 was referred for engrossment.

GENERAL ORDER

SB 203 by Grantham of the Senate and McCune, et al, of the House was read and considered.

Senator Luton asked to be shown as co-author to **SB 203**, which was the order.

Upon motion of Senator Grantham, **SB 203** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 203** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 203 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams.—36.

Nay: Holden.—1.

Excused: Bradley, Breckinridge, Hargrave, Keels, McSpadden, Payne, Phillips, Porter, Smith, Stansberry, Young.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams.—36.

Nay: Holden.—1.

Excused: Bradley, Breckinridge, Hargrave, Keels, McSpadden, Payne, Phillips, Porter, Smith, Stansberry, Young.—11.

The emergency was declared passed.

SB 203 was referred for engrossment.

Senators Young and Breckinridge asked to be shown present, which was the order.

GENERAL ORDER

SB 222 by Grantham of the Senate and McCune of the House was read and considered.

Upon motion of Senator Grantham, **SB 222** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 222** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 222 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe,

Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Hargrave, McSpadden, Phillips, Porter, Smith, Stansberry.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Hargrave, McSpadden, Phillips, Porter, Smith, Stansberry.—7.

The emergency was declared passed.

SB 222 was referred for engrossment.

GENERAL ORDER

SB 184 by Medearis and Hamilton was read and considered.

Upon motion of Senator Medearis, **SB 184** was advanced to engrossment.

By unanimous consent, upon request of Senator Medearis, **SB 184** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 184 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nich-

Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Berrong, Bradley, Hargrave, Lamb, McSpadden, Nichols, Payne, Phillips, Porter, Smith, Stansberry.—12.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Berrong, Bradley, Hargrave, Lamb, McSpadden, Nichols, Payne, Phillips, Porter, Smith, Stansberry.—12.

The emergency was declared passed.

HB 1138 was referred for engrossment.

GENERAL ORDER

HB 1142 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **HB 1142** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **HB 1142** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1142 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, Breckinridge, Capps, Crow, Dahl, Fer-

rell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Berrong, Bradley, Hargrave, Lamb, McSpadden, Payne, Phillips, Porter, Smith, Stansberry, Stipe.—12.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Berrong, Bradley, Hargrave, Lamb, McSpadden, Payne, Phillips, Porter, Smith, Stansberry, Stipe.—12.

The emergency was declared passed.

HB 1142 was ordered withheld pursuant to Rule 19-f.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Hamilton, the Senate granted the request for conferences on **HBs 1127, 1137 and 1273**, said Bills to be referred to the General Conference Committee on Appropriations, when appointed.

GENERAL ORDER

HB 1033 by Witt et al of the House and Capps of the Senate was read and considered.

Upon motion of Senator Capps, **HB 1033** was advanced to engrossment.

By unanimous consent, upon request of

Senator Capps, **HB 1033** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1033 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Baggett, Ferrell, Hamilton, Lamb, Williams, Young.—6.

Excused: Baldwin, Bradley, Ham, Hargrave, McSpadden, Medearis, Payne, Porter, Smith, Stansberry.—10.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Baggett, Ferrell, Hamilton, Lamb, Williams, Young.—6.

Excused: Baldwin, Bradley, Ham, Hargrave, McSpadden, Medearis, Payne, Porter, Smith, Stansberry.—10.

The emergency was declared passed.

HB 1033 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1174 by Bamberger of the House and Howard of the Senate was read and considered.

Senator Ferrell presiding.

Senator McGraw moved to amend **HB**

1174, Page 2, Line 12, by inserting after the word "any" and before the word "location" the word "one", which amendment was adopted.

Senator Terrill moved to amend **HB 1174**, Page 2, Line 12½, by adding after the word "business" and before subsection (E), the following language: "provided, however, if an 'employer' has less than eight (8) full time employees or equivalent at any one location or place of business but does a gross business of more than One Hundred Thousand Dollars (\$100,000.00) annually, said employer shall not be exempt under the provisions of this act", which amendment was adopted.

Senator Crow moved to amend **HB 1174**, Page 2, Line 10, by striking after the word "than" and before the word "full", the word and number "eight (8)" and insert in lieu thereof the word and number "fifteen (15)".

Senator Howard moved to table the Crow amendment, which motion failed of adoption upon roll call as follows:

Aye: Baggett, Garrett, Graves, Hamilton, Holden, Howard, Howell, Luton, McGraw, Martin, Miller, Murphy, Phillips, Rogers, Smalley, Terrill.—16.

Nay: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrison, Grantham, Inhofe, Lamb, McCune, Medearis, Taliaferro, Trent, Williams, Young.—18.

Excused: Baldwin, Bradley, Field, Ham, Hargrave, Keels, Lane, McSpadden, Nichols, Payne, Porter, Smith, Stansberry, Stipe.—14.

Senator Crow pressed his former motion to amend, which amendment was adopted upon roll call as follows:

Aye: Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrison, Grantham, Graves, Inhofe, Lamb, McCune, Medearis, Taliaferro, Williams, Young.—17.

Nay: Baggett, Birdsong, Garrett, Hamilton, Howard, Howell, Keels, Luton, Mc-

Graw, Martin, Miller, Murphy, Phillips, Rogers, Smalley, Terrill.—16.

Excused: Baldwin, Bradley, Field, Ham, Hargrave, Holden, Lane, McSpadden, Nichols, Payne, Porter, Smith, Stansberry, Stipe, Trent.—15.

Senator Baggett moved that **HB 1174** be withdrawn from the calendar and re-referred to the Committee on Industrial and Labor Relations, which motion was adopted.

GENERAL ORDER

HB 1049 by Draper of the House and Grantham and Garrett of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1049** was advanced to engrossment.

By unanimous consent, upon motion of Senator Grantham, **HB 1049** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1049 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, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Terrill, Williams, Young.—32.

Nay: Hamilton, Stipe, Trent.—3.

Excused: Baldwin, Bradley, Field, Hargrave, Lamb, McGraw, McSpadden, Nichols, Payne, Porter, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard,

Howell, Inhofe, Keels, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Terrill, Williams, Young.—32.

Nay: Hamilton, Stipe, Trent.—3.

Excused: Baldwin, Bradley, Field, Hargrave, Lamb, McGraw, McSpadden, Nichols, Payne, Porter, Smith, Stansberry, Taliaferro.—13.

The emergency was declared passed.

HB 1049 was referred for engrossment.

COMMITTEE REPORT

Senator Berrong moved that the Committee Report on Lobby Permits as reflected in the Journal of Wednesday, March 17, 1971, be adopted, which was the order.

GENERAL ORDER

HB 1077 by McCune of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1077** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1077** was considered engrossed and placed on 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, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Bradley, Ham, Hargrave, Howard, Luton, McSpadden, Nichols, Payne, Phillips, Porter, Smith, Stansberry.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Bradley, Ham, Hargrave, Howard, Luton, McSpadden, Nichols, Payne, Phillips, Porter, Smith, Stansberry.—13.

The emergency was declared passed.

HB 1077 was referred for engrossment.

RESOLUTIONS

Senator Rogers introduced the following Resolution:

SCR 20—A Concurrent Resolution Congratulating Cheri Barber For Winning The 1970 United States Champion Arabian Stock Seat Equitation Trophy And Commending Her For Her Outstanding Achievements in Scholastic And Extracurricular Activities; And Directing Distribution.

Senator Rogers asked unanimous consent that all members of the Senate be made co-authors to **SCR 20**, which was the order.

SCR 20 was read at length, adopted upon motion of senator Rogers, and ordered referred for engrossment.

Senator Howard introduced **SR 20**:

SR 20 was read at length as follows, adopted upon motion of Senator Howard, and ordered referred for enrollment:

SR 20—By Howard—A Resolution authorizing the President Pro Tempore of the Senate of the First Session of the Thirty-third Oklahoma Legislature to appoint a committee from the members of the Senate to attend the 1971 Gulf States Legislative Conference on Air Pollution; and authoriz-

ing reimbursement to committee members for travel and expenses.

WHEREAS, the 1971 Gulf States Legislative Conference on Air Pollution will be held March 18 through March 20, 1971, in Tampa, Florida; and.

WHEREAS, the problems and topics which will be considered and discussed at such conference 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 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore is hereby authorized to appoint a committee of several members of the Senate to proceed to Tampa, Florida, for the purpose of attending the 1971 Gulf States Legislative Conference on Air Pollution to be held March 18 through March 20, 1971. 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, over and above that which is to be paid by the federal government, shall be paid by the Senate.

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, with Senator Ferrell presiding, who made the following announcement:

The Senate, in Executive Session and upon motion of Senator Graves, advised and consented to the confirmation of the executive nomination of H. E. RAINBOLT, Shawnee, as a Member of the State Highway Commission to serve an eight (8) year term ending February 15, 1979, and effective upon Senate confirma-

tion. Mr. Rainbolt succeeds Mr. J. A. Richardson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 27, 67 and 69.

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 19.

The above numbered Enrolled Resolu-

tion was ordered referred to the Secretary of State.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned to meet Monday, March 22, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed HBs 1033, 1142, and 1166 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, March 22, 1971, at 1:00 o'clock P.M.

Forty-second Legislative Day

Monday, March 22, 1971

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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Meade, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Boecher, Bradley, Ham, Howell, Keels, Payne, Rogers, Trent.—8.

Lieutenant Governor George Nigh presiding.

The President declared a quorum present.

The following prayer was offered by the Chaplain, Reverend John Bloss, Del City Christian Church, Del City, Oklahoma, and incorporated upon request of Senator Garrett:

Gracious God, be with these men as they deliberate and legislate for the good of our people. Strengthen their wills and their wisdom that justice and right may prevail, not only in this hall, but in the whole of this state. We are aware of the pressures which accompany high responsibility, and ask your guidance and power to resist what is wrong and to choose what is right.

Defend us from evil from whatever source it may seem to come, and give us courage to do your will in all of life. Grant us the will to stay free of oppression and

coercion. This we ask in the name of the Lord of all Life, Christ Jesus. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 149—Revenue and Taxation.

HB 1019—Judiciary.

HB 1051—Revenue and Taxation - co-authored by Senator Smalley.

HB 1078—Judiciary.

HB 1172—Revenue and Taxation - co-authored by Senator Rogers.

DO PASS, as amended:

SB 186—Parks, Forestry and Industrial Development.

SB 214—Education - Higher.

FIRST READING

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

SB 247—By Grantham of the Senate and McCune of the House—An Act relating to courts; amending 22 O.S. 1961, § 1068, to relieve the appealing party of the burden of presenting the entire record; directing codification; and establishing the effective date.

SB 248—By Garrett—An Act relating to cities and towns; making certain ordinances and planning commission regulations

inapplicable to certain rural developments; and declaring an emergency.

SB 249—By Murphy of the Senate and Willis of the House—An Act relating to the Commissioners of the Land Office; amending Section 1, Chapter 90, O.S.L. 1963, as last amended by Section 1, Chapter 186, O.S.L. 1969 (64 O.S. Supp. 1970, § 51); providing for investment of permanent school funds and other educational funds; permitting investment in Federal and State insured Loans made to students under Guaranteed Student Loan Programs; and declaring an emergency.

SB 250—By McSpadden and Miller—An Act relating to public finance; extending the maturity dates of certain building bonds; and declaring an emergency.

SJR 18—By Howard—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X, Section 26, of the Oklahoma Constitution, providing a maximum of indebtedness in any one year any county, city, town, school district or other political corporation or subdivision may incur; providing a ballot title; and ordering a special election.

SECOND READING

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

SB 237—Municipal Government.

SB 238—Governmental Reform.

SB 239—Industrial and Labor Relations.

SB 240—State and Federal Government.

SB 241—Insurance.

SB 242—Appropriations and Budget.

SB 243—Appropriations and Budget.

SB 244—Industrial and Labor Relations.

SB 245—Appropriations and Budget.

SB 246—Commerce.

HB 1195—Judiciary.

Senator Smalley presiding.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1405—By Wiedemann and Gooden—An Act relating to revenue and taxation; amending Section 2431 of Section 2, Chapter 501, O.S.L. 1965 (68 O.S. Supp. 1970, § 2431); deleting the one dollar penalty for failing to list all or any personal property.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1033, 1044, 1088, 1115, 1119, 1142, 1166, and 1358.**

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 15**, as co-authored and amended.

HA to **SB 15** read as follows, and consideration deferred:

Authors: Add the following coauthors: Hancock, Sandlin, Elder, Frates, Draper, Davis, Green, York and Sullivan of the House.

Amendment No. 1. Amend Page 4, Line 33, by adding a new Section 2 to read as follows: Section 2. This act shall take effect October 1, 1971." and correct the Title by deleting after the word "procedure;" the word "and" on Line 13, and inserting after the word "them" on Line 15½, the words "; and providing for effective date."

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 18.**

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1114**, and **1118**, requesting Conference and referring said Bills to the **GCCA**, when appointed.

GENERAL ORDER

HB 1214 by Hopkins, et al, of the House and Birdsong, Ham, Howell, Lamb and Luton of the Senate was read and considered.

Senators Graves and Keels asked to be shown as co-authors to **HB 1214**, which was the order.

Upon motion of Senator Birdsong, **HB 1214** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **HB 1214** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1214 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Boecher, Bradley, Ham, Howell, Keels, Payne, Phillips, Rogers, Stansberry, Trent.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Por-

ter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—38.

Excused: Boecher, Bradley, Ham, Howell, Keels, Payne, Phillips, Rogers, Stansberry, Trent.—10.

The emergency was declared passed.

HB 1214 was ordered withheld pursuant to Rule 19-f.

Senators Boecher, Howell, Keels and Trent asked to be shown present which was the order.

GENERAL ORDER

HB 1035 by Kilpatrick, et al, of the House and Lamb of the Senate was read and considered.

Senator Garrison moved to amend **HB 1035** as follows: by changing the word "magistrate" to "judge" at all places in the bill, and the word "magistrates" to "judges" at all places in said bill, which amendment was adopted.

Senator Baggett moved to amend **HB 1035**, Page 1, Line 4 by adding after the word "transcribed", the word "forthwith", which amendment was adopted.

Senators Rogers and Ham asked to be shown present, which was the order.

Senator Stipe moved to amend **HB 1035**, Page 4, Line 12, by removing the brackets and insert the word "and", which amendment was adopted.

Upon motion of Senator Lamb, **HB 1035**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1035**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1035 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham,

2

Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Berrong, Boecher, Bradley, Martin, Nichols, Payne.—7.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Berrong, Boecher, Bradley, Martin, Nichols, Payne.—7.

The emergency was declared passed.

HB 1035 was referred for engrossment.

GENERAL ORDER

SB 176 by McSpadden was read and considered.

Senators Dahl, Trent, Medearis, Grantham and Terrill asked to be shown as co-authors to **SB 176**, which was the order.

President Pro Tempore Smith moved to amend **SB 176**, Page 6, Line 8 by striking the word "or", which amendment was adopted.

Upon motion of Senator McSpadden, **SB 176**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 176**, as amended was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 176 was read for the third time at length.

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

Aye: Baggett, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Birdsong, Rogers.—2.

Excused: Baldwin, Berrong, Bradley, Howell, Payne.—5.

The bill was declared passed.

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

Aye: Baggett, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Nay: Birdsong, Rogers.—2.

Excused: Baldwin, Berrong, Bradley, Howell, Payne.—5.

The emergency was declared passed.

SB 176 was referred for engrossment.

DECLARATION OF VOTE

Senator Keels asked that the record show had he been present at the time of Third Reading and final passage of **HB 1214**, he would have voted AYE on the Bill, which was the order.

GENERAL ORDER

HB 1120 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

President Pro Tempore Smith presiding.

Upon motion of Senator McSpadden, **HB 1120** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1120** was considered engrossed and placed on 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: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smith, Stansberry, Terrill, Trent, Williams, Young.—37

Excused: Baldwin, Berrong, Bradley, Crow, Ham, Hamilton, Payne, Porter, Smalley, Stipe, Taliaferro.—11.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smith, Stansberry, Terrill, Trent, Williams, Young.—37

Excused: Baldwin, Berrong, Bradley, Crow, Ham, Hamilton, Payne, Porter, Smalley, Stipe, Taliaferro.—11.

The emergency was declared passed.

HB 1120 was referred for engrossment.

GENERAL ORDER

SJR 13 by Williams of the Senate and Thornhill of the House was read and considered.

Upon motion of Senator Williams, **SJR 13** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SJR 13** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SJR 13 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—37

Nay: Miller, Young.—2.

Excused: Baggett, Baldwin, Bradley, Ham, Keels, Payne, Porter, Taliaferro, Trent.—9.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—37

Nay: Miller, Young.—2.

Excused: Baggett, Baldwin, Bradley, Ham, Keels, Payne, Porter, Taliaferro, Trent.—9.

The emergency was declared passed.

SJR 13 was referred for engrossment.

GENERAL ORDER

SB 215 by Garrett and Grantham of the Senate and Kilpatrick of the House was read and considered.

Senator Garrett moved to amend **SB 215**, Page 4, Line 7 as follows: by striking Section 2 and renumbering subsequent sections, which amendment was adopted.

GENERAL ORDER

HB 1067 by Bengtson, et al, of the House and McCune, Keels, Martin, Williams, Dahl and Lane of the Senate was read and considered.

Senators Crow and Ferrell asked to be made co-authors to **HB 1067**, which was the order

Senator McCune moved to amend **HB 1067**, Page 3, Line 17 by inserting after the word "Today" on Line 16, the following: a new section. "it being immediately necessary for the preservation of the public peace, health and safety an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval", and amend title to conform thereto, which amendment was adopted.

Upon motion of Senator McCune, **HB 1067**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, **HB 1067**, as amended, was considered engrossed and placed on 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: Berrong, Birdsong, Boecher Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stansberry Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Baggett, Baldwin, Bradley Ham, Hargrave, Payne, Porter Stipe.—8.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Ferrell, Field,

Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Nichols, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Baggett, Baldwin, Bradley, Ham, Hargrave, Payne, Porter, Stipe.—8.

The emergency was declared passed.

HB 1067 was referred for engrossment.

GENERAL ORDER

HB 1263 by Stratton, et al, of the House and Crow of the Senate was read and considered.

Senators Dahl, Inhofe, and Lamb asked to be shown as co-authors to **HB 1263**, which was the order

Senator Payne asked to be shown present, which was the order

Senator Breckinridge moved to amend **HB 1263**, Page 7, Line 9, by deleting after the word "the" on Line 9, "all language in lines 10 and 11, to and including the word 'the' on Line 11," which amendment was adopted.

Senator Williams moved to amend **HB 1263**, Page 7, Line 7 by striking the semicolon and adding the following: "except as otherwise provided for herein" which amendment was adopted.

Senator Breckinridge moved to amend **HB 1263**, Page 12, Line 17, by deleting after the word "be" and before the word "revoked" the word "summarily" and, on Line 18, Page 12, by deleting after the word "Board," the words "without a hearing" which amendment was adopted.

Senators Hamilton and Crow moved to amend **HB 1263**, Page 14, Line 4, by adding after the word "worming" and before the word "injecting," the word "vaccination" which amendment was adopted.

Senator Martin moved to amend **HB 1263**, Page 14, Line 9, by adding after the word "medicine." a new sentence to read as follows: "It shall not be unlawful for a

Aye: Baggett, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy, Payne, Phillips, Porter Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Nay: Rogers.—1.

Excused: Baldwin, Bradley, Keels, Nichols, Stansberry.—5.

The emergency was declared passed.

HB 1263 was referred for engrossment.

RESOLUTIONS

Senator Field introduced the following Resolution:

SCR 21—By Field and Williams of the Senate and McKee of the House—A concurrent Resolution Commending The Coach And Members Of The 1971 Goodwell High School Boys Basketball Team For Winning The Class B State Championship; And Directing Distribution.

Senator Field asked unanimous consent that all members of the Senate be made co-authors to **SCR 21**, which was the order.

SCR 21 was read at length, adopted upon motion of Senator Field, and ordered referred for engrossment.

Senator Howard introduced the following Resolution:

SCR 22—A Concurrent Resolution Recognizing April 28, 1971, as National Prisoner Of War Day And Pledging Commitment To The American Servicemen Who Are Prisoners Of War And Those Missing In Action; And Directing Distribution.

Senator Howard asked unanimous consent that all members of the Senate be shown as co-authors to **SCR 22**, which was the order

SCR 22 was read at length, adopted upon motion of Senator Howard, and ordered referred for engrossment.

PENDING SENATE ACTION

HCR 1018 by Inhofe was taken up for consideration.

Senator Inhofe asked unanimous consent that all members of the Senate be co-authors to **HCR 1018**, which was the order.

HCR 1018, as co-authored, was read at length as follows, adopted upon motion of Senator Inhofe, properly signed and ordered returned to the Honorable House.

HCR 1018—By Gooden of the House and Inhofe, Baggett, Baldwin, Berrong, Birdsong, Boecher Bradley, Breckinridge, Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Porter Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young of the Senate—A Concurrent Resolution memorializing the Congress of the United States to continue the Federal Highway Trust Fund; and directing distribution.

WHEREAS, an adequate highway system is essential to the economy of Oklahoma and the nation; and

WHEREAS, highway users pay gasoline taxes and other federal excise taxes which are deposited with the Federal Highway Trust Fund, and

WHEREAS, the Federal Highway Trust Fund was created for the purpose of developing and constructing an interstate highway system and implementing highway safety program standards; and

WHEREAS, the diversion of such taxes and the termination of the fund would impair the continued construction and maintenance of an interstate highway system for America.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE

SCR 23—By Stansberry Smith, Ferrell, and Dahl of the Senate—A Concurrent Resolution Requesting The Regents For Higher Education To Study And Make Recommendation With Request To The Creation Of A New Medical And/or Dental School In Tulsa, Oklahoma.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McSpadden, the Senate refused to concur in **HAs** to **SBs 63, 64, 65,** and **66,** said Bills to be referred to the General Conference Committee on Appropriations, when appointed.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 16, 17, and **131** each correctly enrolled.

Enrolled **SBs 16, 17,** and **131** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1050,** as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1056,** requesting Conference and naming Conferees as follows: Payne, McCune, and Draper

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday March 23, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1017** and **1214** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, March 23, 1971, at 1.00 o'clock P.M.

Forty-third Legislative Day

Tuesday, March 23, 1971

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 Breckinridge, Capps, Crow Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Porter Rogers, Smalley Smith, Stansberry Stipe, Terrill, Williams, Young.—40.

Excused: Bradley Garrett, Garrison, Hargrave, Keels, McSpadden, Taliaferro, Trent.—8.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Garrett:

Merciful God, be present here today as those who have been called to represent the people of our state, come to an hour of decision. May they be informed of the truth in all issues which face them.

Grant them wisdom so that they may seek the best for the whole people and courage to stand on the side of right without wavering.

Wipe from their minds fear and greed and avarice, which may lurk there, that they may say and do what is without reproach in your sight.

Strengthen their faith, that they may know that they serve you as well as those who have trusted them with high office. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

HJR 1003—Environmental Quality

HB 1007—State and Federal Government.

HB 1084—Parks, Forestry and Industrial Development co-authored by Senator Dahl.

HB 1146—Appropriations and Budget.

DO PASS, as amended:

SB 164—Environmental Quality

SB 210—State and Federal Government co-authored by Senators McGraw and Senator McCune.

SB 211—Judiciary co-authored by McCune of the House.

SB 212—Judiciary co-authored by McCune of the House.

HB 1122—Appropriations and Budget.

HB 1145—Appropriations and Budget.

FIRST READING

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

SB 251—By Howard—An Act relating to revenue and taxation; amending Section 2479 of Section 2, Chapter 501, O.S.L. 1965, as amended by Section 1, Chapter 180, O.S.L. 1968 (68 O.S. Supp. 1970, § 2479), to provide the Board of Tax-roll Correc-

SB 256—By Hargrave—An Act relating to the definition of deceptive trade practices in the conduct of any trade or commerce by use of pyramid sales plans, multi-level marketing plans, and endless chain sales plans; and declaring an emergency.

SB 257—By McSpadden of the Senate and Briscoe of the House—An Act relating to schools; amending Section 801, Chapter 396, O.S.L. 1965 (70 O.S. Supp. 1970, § 3801); changing the name of the Oklahoma Military Academy to Claremore Junior College; providing that any reference to the Oklahoma Military Academy in statutes be deemed reference to the Claremore Junior College; and declaring an emergency.

SECOND READING

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

SB 247—Judiciary

SB 248—Municipal Government.

SB 249—Revenue and Taxation.

SB 250—Revenue and Taxation.

SJR 18—Constitutional Revision and Redistricting.

HB 1405—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1018—By McCune of the House and Grantham of the Senate—An Act relating to insurance; amending 36 O.S. 1961, §§ 347 910 and 1016, as amended by Section 3, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, § 1016); to provide that an appeal from a decision of the State Board for Property and Casualty rates shall be commenced by filing a petition in error within thirty days from the date of the order or decision; providing for preparation of the record in the manner and within the time prescribed by rule of the Supreme Court; and providing effective date.

HB 1104—By McCune and Green—An Act relating to courts; amending Section 3, Chapter 359, O.S.L. 1968, as amended by Section 2, Chapter 202, O.S.L. 1969, Section 5, Chapter 359, O.S.L. 1968 (28 O.S. Supp. 1970, §§ 153 and 155), and Section 7, Chapter 214, O.S.L. 1969 (28 O.S. Supp. 1970, § 55) providing for disposition of certain charges; providing for posting of notice and notice fees; providing for certain court fees and deposits and disposition thereof; providing for service of summonses and orders; repealing Section 8, Chapter 214, O.S.L. 1969 (12 O.S. Supp. 1970, § 932, Section 1, Chapter 214, O.S.L. 1969, as amended by Section 1, Chapter 7, O.S.L. 1970, Sections 2 and 3, Chapter 214, O.S.L. 1969, and Section 2, Chapter 383, O.S.L. 1968 (28 O.S. Supp. 1970, §§ 39.1, 39.2, 39.3 and 54); directing codification; and setting effective date.

HB 1186—By Hancock—An Act relating to property; providing for a trustee to have certain powers over portion of the trust estate which has a situs in jurisdiction where trustee is not qualified to act; providing certain powers and duties for trustees appointed by certain trustees; directing codification; and providing an effective date.

HB 1200—By Hill (Ben), Riggs and York—An Act relating to civil procedure; exempting in all cases money earned by a natural person as wages, salary, bonus or commission for personal services from prejudgment garnishment; directing codification; and establishing effective date.

HB 1210—By Taggart and Hancock—An Act relating to insurance; amending 36 O.S. 1961, § 4404; providing if the terms of any individual, franchise, group or blanket accident and health insurance policy, plan, agreement, or service contract cover services within the lawful scope of practice of a licensed psychologist, then such services may be performed by any person licensed to do so under the "Psychologists Licensing Act," Title 59 of the Oklahoma Statutes, §§§ 1351 through 1375; providing that reimbursement shall not be denied un-

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 22, 1971, of Enrolled **SBs 27, 67, and 69**, entitled:

SB 27—By Howard of the Senate and Andrews of the House—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 ***; and declaring an emergency

SB 67—By McSpadden et al of the Senate and Willis et al of the House—An Act relating to Oklahoma State Regents for Higher Education and making an appropriation thereto; ***; and declaring an emergency.

SB 69—By McSpadden and Hamilton 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; *** and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 63, 64, 65 and 66**, referring said Bills to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 20**, as co-authored by Skeith and entire House membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1020 and 1156**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1138**, requesting Conference and referring said Bill to GCCA, when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 176, 215, SJR 13, SCR 22, HBs 1035, 1067, 1120, and 1263, each correctly engrossed.

SCR 18 correctly enrolled.

Engrossed **SBs 176, 215, SJR 13 and SCR 22** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1035, 1067, 1120 and 1263**, together with Engrossed **SAs**, 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.

GENERAL ORDER

SB 186 by Dahl and Boecher of the Senate and Kennedy of the House, was read and considered.

Upon motion of Senator Dahl, **SB 186** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 186** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher Breckinridge, Capps, Dahl, Ferrell, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy Nichols, Payne, Porter, Rogers, Smalley Smith, Stansberry Stipe, Williams, Young.—35.

Nay: Crow, Miller.—2.

Excused: Bradley Field, Garrett, Garrison, Hargrave, Keels, McSpadden, Phillips, Taliaferro, Terrill, Trent.—11.

The bill was declared passed.

SB 186 was referred for engrossment.

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—39.

Nay: Hamilton, Holden, Keels, Martin, Miller, Trent, Young.—7

Excused: Bradley, Hargrave.—2.

The bill was declared passed.

HB 1172 was ordered withheld pursuant to Rule 19-f

GENERAL ORDER

SB 214 by Trent of the Senate and Converse of the House was read and considered.

Senators Birdsong, Ham, Smith, McSpadden, Luton, Keels and Terrill asked to be shown as coauthors to **SB 214**, which was the order

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

Upon motion of Senator Trent, **SB 214** was advanced to engrossment.

By unanimous consent, upon request of Senator Trent, **SB 214** was considered, engrossed, and placed on 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, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hold-

en, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Hargrave, Howard, Lane, Porter.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Hargrave, Howard, Lane, Porter.—5.

The emergency was declared passed.

SB 214 was referred for engrossment.

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.

GENERAL ORDER

HB 1019 by Riggs, et al, of the House and Garrett and Grantham of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1019** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1019** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1019 was read for the third time at length.

thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Field, Garrett, Graves, Ham, Hamilton, Howard, Howell, Keels, Lane, McSpadden, Medearis, Murphy Payne, Phillips, Porter, Rogers, Smalley Smith, Stipe, Taliaferro, Terrill, Trent, Young.—29.

Nay: Baldwin, Breckinridge, Dahl, Ferrell, Garrison, Grantham, Hargrave, Holden, Inhofe, Lamb, Luton, McCune, McGraw Martin, Miller, Nichols, Stansberry, Williams.—18.

Excused: Bradley.—1.

Senator Berrong moved to amend **HB 1181**, Page 4, Line 3, by inserting after the word "measurement" and before the word "and", the following: except a tax equal to Five Percent (5 %) is hereby levied upon the production of petroleum or other crude or mineral oil wells producing ten (10) or less barrels per day", which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Garrett, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Payne, Phillips, Porter Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baldwin, Berrong, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—23.

Excused: Bradley.—1.

Senator Nichols moved to amend **HB 1181**, Page 4, Line 4 by striking after the word "centum)" and before the word "of", the words SEVEN PERCENT (7%) and inserting the words "SIX AND ONE-HALF PERCENT (6½%)" which amendment was tabled upon motion of Senator Smalley the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher

Capps, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Murphy Phillips, Porter, Rogers, Smalley Smith, Stipe, Taliaferro, Terrill, Trent.—25.

Nay: Baldwin, Berrong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Stansberry, Williams, Young.—21.

Excused: Bradley Payne.—2.

Senator Young moved to amend **HB 1181**, Page 3, Line 16 by adding after the word "to", and before the word "seven" the following: "strike seven percent (7%) and insert in lieu thereof "five percent (5%) on the first \$150.00 per well of the gross value of production and thereafter on all value at the rate of Seven and One-Quarter percent (7¼%) per well", which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Field, Garrett, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Payne, Phillips, Porter, Rogers, Smalley Smith, Stipe, Taliaferro, Terrill, Trent.—26.

Nay: Baldwin, Berrong, Breckinridge, Dahl, Ferrell, Garrison, Grantham, Graves, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller Murphy, Nichols, Stansberry Williams, Young.—21.

Excused: Bradley.—1.

Senator Field moved to amend **HB 1181** Line 15, Page 4 as follows: By deleting all of Lines 15 through and including Line 18, and inserting in lieu thereof the following: "(b) Only five-sevenths (5/7) of the tax on the gross value of the production of petroleum or other crude or mineral oil, natural gas and/or casinghead gas levied by this section shall attach to or be levied on what is known as the royalty interest. Royalty interest for this purpose

Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—26.

Nay: Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Williams.—20.

Excused: Bradley, Stansberry.—2.

Senators Terrill and Berrong moved to amend **HB 1181**, Page 12, Line 12 by striking the words “three per cent (3%)” and substituting the words one per cent (1%)”, which amendment was adopted upon roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stipe, Terrill, Trent, Williams, Young.—40.

Nay: Baggett, Keels, Porter, Rogers, Smalley, Taliaferro.—6.

Excused: Bradley, Stansberry.—2.

Senator Field moved to amend **HB 1181**, Page 12, Line 15 by changing the period to a semicolon, and by adding the following: “provided, however, the additional tax on natural gas and/or casinghead gas levied by this section shall not attach to or be levied on what is known as the royalty interest.”, which amendment was tabled upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Trent, Young.—25.

Nay: Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Stipe, Taliaferro, Williams.—21.

Excused: Bradley, Stansberry.—2.

Senator McGraw moved to amend **HB 1181**, Page 1 by striking all the language thereon and inserting the following language: “An Act relating to taxation, amending Section 1001 of Section 2, Chapter 365, O.S.L. 1963, which amendment was tabled upon motion of Senator Smalley

Senator Terrill moved to amend **HB 1181**, Page 12, Line 16 by striking the words “three per cent (3%)” and substituting the words “one per cent (1%)”, which amendment was adopted.

Senator Holden moved to amend **HB 1181**, Page 13, Line 14, by striking after the word and number “Section 4” and before the word and number “Section 5” on Page 14, Line 9, and adding in lieu thereof the following: “An exemption from the taxes levied on petroleum and other crude or mineral oil and on natural gas and/or casinghead gas by the foregoing Sections 1 and 3 is hereby granted upon the production from each well each calendar month which represents the sum of One Hundred Fifty Dollars (\$150.00) in gross sales value of such petroleum or other crude or mineral oil and which represents One Hundred Fifty Dollars (\$150.00) in gross sales value of natural gas and/or casinghead gas from each such well, which amendment was tabled upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Capps, Crow, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Williams, Young.—22.

Excused: Bradley, Stansberry.—2.

Senator Rogers presiding.

President Pro Tempore Smith presiding.

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1181**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Baldwin presiding.

President Pro Tempore Smith presiding.

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: Baggett, Birdsong, Boecher Capps, Crow, Garrett, Graves, Ham, Hamilton, Howell, Keels, Lane, Luton, Medearis, Miller Murphy, Phillips, Porter, Rogers, Smalley Smith, Stipe, Taliaferro, Trent.—25.

Nay: Baldwin, Berrong, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Hargrave, Holden, Howard, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Stansberry Williams, Young.—22.

Excused: Bradley.—1.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher Capps, Crow Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Howell, Keels, Lane, Luton, Medearis, Miller, Murphy Payne, Phillips, Porter Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—28.

Nay: Baldwin, Berrong, Breckinridge, Ferrell, Field, Garrison, Hargrave, Holden, Howard, Inhofe, Lamb, McCune, McGraw McSpadden, Martin, Nichols, Stansberry, Williams, Young.—19.

Excused: Bradley.—1.

The emergency was declared failed of passage.

MOTIONS TO RECONSIDER

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which **HB 1181** passed and its emergency clause failed of adoption.

HB 1173, as amended, was referred for engrossment.

REPORT OR ENGROSSED AND ENROLLED BILLS

SCR 21 correctly engrossed.

Engrossed **SCR 21** was properly signed and ordered transmitted to the Honorable House for consideration.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday March 24, 1971, at 1.00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1019, 1051 and 1172** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, March 24, 1971, at 1.00 o'clock P.M.

Forty-fourth Legislative Day

Wednesday, March 24, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Bradley, Ferrell, Lamb, Phillips, Porter, Smith, Stansberry, Trent.—8.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Garrett:

Almighty God, sovereign of all that is made, and eternal ruler of the fates of man: hear us when we pray to you, that as we ask for the wisdom to know right from wrong we may also ask forgiveness of our sins.

Grant clarity of mind and understanding of heart to these senators. Give them a feeling for the needs of the people, and a willingness to risk being misunderstood and misquoted as they seek to serve them.

Help them to think less of themselves and more of the downtrodden and oppressed, that they may be the instruments of the flood of justice and the ever full stream of righteousness you promised.

Forgive our presumptuous sins and make

us right before your throne of judgment; for yours is the power and the honor and glory forever Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 209—Roads and Highways.

HB 1233—Appropriations and Budget.

HB 1319—Roads and Highways - Co-authored by Senators Murphy and Medearis.

DO PASS, as amended:

SB 129—Revenue and Taxation.

SB 189—Roads and Highways.

SB 233—Judiciary.

HB 1139—Appropriations and Budget.

HB 1147—Appropriations and Budget.

HB 1149—Appropriations and Budget.

HB 1217—Roads and Highways - co-authored by Senators Keels, Phillips, Murphy, Medearis and McGraw.

HB 1243—Revenue and Taxation - co-authored by Senator Field.

HB 1266—Roads and Highways.

CITATIONS

Upon motion of Senator Miller, it was the order of the Senate that a Citation of Congratulations be issued to John David Miller for outstanding athletic achievement.

Upon motion of Senator Miller, it was the order of the Senate that a Citation of Congratulations be issued to Tim Scroggins, for outstanding athletic achievement.

Upon motion of Senator Miller it was the order of the Senate that a Citation of Congratulations be issued to Judy Cowen for outstanding athletic achievement.

Upon motion of Senator Miller it was the order of the Senate that a Citation of Congratulations be issued to Coach Gene Davis for outstanding achievement in the field of coaching.

Upon motion of Senator Miller it was the order of the Senate that a Citation of Congratulations be issued to Jeff Nixon for outstanding athletic achievement.

Upon motion of Senator Miller it was the order of the Senate that a Citation of Congratulations be issued to Coach Bill Johnson for outstanding achievement in the field of coaching.

Upon motion of Senator Miller, it was the order of the Senate that a Citation of Congratulations be issued to Bobby Lance for outstanding athletic achievement.

Upon motion of Senator Nichols, it was the order of the Senate that a Citation of Congratulations be issued to the Citizens of Seminole County for outstanding community participation and action.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

FIRST READING

The following Bills were introduced and read the first time:

SB 253—By Stipe of the Senate and Fine of the House—An Act relating to professions and occupations; amending Section 4, Chapter 188, O.S.L. 1965 (59 O.S. Supp. 1970, § 15.4) creating Oklahoma State Board of Public Accountancy designating State Examiner and Inspector as chairman; authorizing additional compen-

sation; authorizing appointment of certain members and personnel and fixing duties and terms; repealing all acts in conflict herewith; making provisions of Act severable; and declaring an emergency

SB 259—By Rogers and Miller—An Act relating to schools; amending Section 1, Chapter 58, O.S.L. 1963, as last amended by Section 1, Chapter 30, O.S.L. 1970 (70 O.S. Supp. 1970, § 6-1a) providing for the applicability of this Act to all employees of institutions, agencies and boards comprising the Oklahoma State System of Higher Education, both private and public; and declaring an emergency.

SB 260—By Stipe and Trent—An Act relating to Department of Public Safety; amending 47 O.S. 1961, § 2-302; providing for persons eligible for participation in the retirement and pension fund; removing limitation on credit for prior years service; and declaring an emergency

SB 261—By Stipe—An Act relating to workmen's compensation; amending 85 O. S. 1961, § 14, as amended by Section 1, Chapter 256, O.S.L. 1968 (85 O.S. Supp. 1970, § 14) providing for medical attention for injured employees; permitting injured employees to select their own doctor under certain circumstances; and declaring an emergency

SB 262—By Stipe—An Act relating to insurance; providing insured shall have choice of practitioner and choice of where practitioner's services to be rendered; providing that limitations as to such choices are void; providing for compensation to practitioners; repealing all laws or parts of laws in conflict herewith; and declaring an emergency

SECOND READING

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

SB 251—Revenue and Taxation.

SB 252—Judiciary

SB 253—Industrial and Labor Relations.

SB 254—Municipal Government.

SB 255—Public and Mental Health.
 SB 256—Commerce.
 SB 257—Education - Higher.
 HB 1018—Insurance.
 HB 1104—Judiciary.
 HB 1186—Judiciary
 HB 1200—Judiciary
 HB 1210—Insurance.
 HB 1245—Insurance.
 HB 1250—Judiciary.
 HB 1253—State and Federal Government.
 HB 1255—State and Federal Government.
 HB 1298—Judiciary
 HB 1305—Revenue and Taxation.
 HB 1407—State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1248—By Hargrave, Kennedy Payne and Trent 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 and 1285; and declaring an emergency.

HB 1398—By Conaghan of the House and Grantham of the Senate—An Act relating to elections; amending 26 O.S. 1961, §§ 93.7, as amended by Section 1, Chapter 170, O.S.L. 1965, 93.9, 101d, 102.5 and 103.8 (26 O.S. Supp. 1970, § 93.7), providing for non-eligible voters to become eligible and setting out the uniform registration form and the registration form for counties of a certain population; providing for the issuance, content and form of voter identification cards; providing the additional requirement of the electors' school district and the county of the school district on all voter registration forms and identifica-

tion cards; providing any person qualified to register voters may stamp or mark voter identification cards and registration forms with their proper school district; providing certain information to be placed on registration form, providing for filing, maintaining and marking registration forms; directing codification; providing for operative date of certain sections of this Act; and declaring an emergency.

The above numbered HBs were read for the first time.

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 adoption of and transmitting for consideration Engrossed:

HCR 1028—By Boatner of the House and Trent of the Senate—A Concurrent Resolution commending the citizens of Achille in their unity and determination of rebuilding in the aftermath of tornado destruction; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1077, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1263, requesting Conference and naming Conferees as follows: Stratton, Harrison and Bernard of the House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1120, requesting Conference and referring said Bill to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-

grossed **SCR 21**, as co-authored by entire House membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 82**, as amended.

HA to **SB 82** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 14, by striking Enacting Clause: "Be it enacted by the people of the State of Oklahoma:"

CONFERENCE COMMITTEE REPORT

The following CCR was read and consideration deferred this legislative day: Mr President and Mr Speaker:

The Conference Committee, to which was referred **SB 34**—By Howard, Birdsong, Inhofe, McSpadden, Payne, Smith, Terrill and Trent of the Senate and Wayland of the House Entitled: An Act relating to crimes and punishments; making it a felony for a person to telephone another person and threaten to create an explosion or falsely inform that some other person threatens or intends to create an explosion, and prescribing punishment therefor: * * * 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 the Conference Committee Substitute attached be adopted.

CCS for **SB 34**—By Howard, Birdsong, Inhofe, McSpadden, Payne, Smith, Terrill and Trent of the Senate and Wayland, McCune, Davis, Hancock, Wolfe (Stephen), Green, Kilpatrick, Draper Frates, Sullivan, Riggs, Hargrave, Kennedy Sparkman, Bernard, Camp, Trent, Holaday, York, Boettcher and Wickersham of the House—An Act relating to crimes and pun-

ishments; amending 21 O.S. 1961, §§ 1767.1 and 1767.2; prohibiting certain acts with respect to bombs, explosives and certain other substances; providing penalties; providing for tracing of certain calls and immunity from liability; defining terms; directing codification; providing for severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA.

SECTION 1. 21 O.S. 1961, § 1767.1, is amended to read as follows:

§ 1767.1 A. Any person who shall wilfully and maliciously commit any of the following acts shall be deemed guilty of a felony:

1. Any person who places in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any gunpowder, dynamite, bomb, any explosive substance, OR INCENDIARY DEVICE, with UNLAWFUL intent to destroy, throw down, or injure in whole or in part, such property of another, OR CONSPIRES, AIDES, COUNSELS, OR PROCURES THE DESTRUCTION OF ANY BUILDING OR STRUCTURE, PUBLIC OR PRIVATE, OR ANY CAR, AIRCRAFT MOTOR OR OTHER VEHICLE, VESSEL OR STRUCTURE, SHALL BE GUILTY OF A FELONY; OR

2. Any person who places in, upon, under against or near to any building, car, AIRCRAFT motor or other vehicle, vessel or structure, any gunpowder dynamite, bomb, or any explosive substance, with intent to destroy throw down or injure the whole or any part thereof, under circumstances that, if such intent were accomplished, human life or safety would be endangered thereby, shall be guilty of a felony; or,

3. Every person who maliciously by the explosion of gunpowder, dynamite or any explosive substance, destroys, throws down, or injures any property of another or by which explosion an injury is caused to the person of another shall be guilty of a felony; or,

4. Any person OR GROUP OF PERSONS who shall WILFULLY manufacture, sell, transport, or possess a bomb, [or any article containing an explosive or combustible substance, with intent to use the same unlawfully against the person or property of another, shall be] OR ANY EXPLOSIVE INCLUDING AN INCENDIARY DEVICE OR THE COMPONENT PARTS OF AN EXPLOSIVE OR INCENDIARY DEVICE WITH KNOWLEDGE OR INTENT THAT IT WILL BE USED TO KILL, INJURE OR INTIMIDATE ANY PERSON, OR UNLAWFULLY DAMAGE ANY REAL OR PERSONAL PROPERTY, IS guilty of a felony; or,

5. Any person who shall place in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any foul, poisonous, offensive or injurious substance or compound, with intent to wrongfully injure, molest or coerce another or to injure or damage the property of another, shall be guilty of a felony OR,

6. ANY PERSON OR GROUP OF PERSONS WHO MALICIOUSLY INJURE, DAMAGE OR ATTEMPT TO DAMAGE BY AN EXPLOSIVE, INCLUDING AN INCENDIARY DEVICE, ANY PERSON, PERSONS, OR PROPERTY, WHETHER REAL OR PERSONAL, IS GUILTY OF A FELONY; OR,

7 ANY PERSON WHO USED THE TELEPHONE OR OTHER INSTRUMENT TO WILFULLY MAKE ANY THREAT OR MALICIOUSLY CONVEY INFORMATION KNOWN TO BE FALSE, CONCERNING AN ATTEMPT OR ALLEGED ATTEMPT TO KILL, INJURE OR INTIMIDATE ANY PERSON OR UNLAWFULLY DAMAGE ANY REAL OR PERSONAL PROPERTY BY MEANS OF AN EXPLOSIVE, INCLUDING AN INCENDIARY DEVICE, SHALL BE GUILTY OF A FELONY

[6.] B. Nothing contained herein shall be construed to apply to, or repeal any laws pertaining to, the acts of mischief of juveniles involving noninjurious fire-

crackers or devices commonly called "stink bombs."

SECTION 2. 21 O.S. 1961, § 1767.2, is amended to read as follows:

§ 1767.2 Any person violating any of the provisions [or subsections of this act] OF SECTION 1767.1 OF TITLE 21 OF THE OKLAHOMA STATUTES shall be deemed guilty of a felony, and upon conviction shall be punished by imprisonment in the penitentiary for not LESS THAN THREE (3) YEARS NOR more than ten (10) years, OR BY A FINE NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000.00) OR BY BOTH. IF PERSONAL INJURY RESULTS, SUCH PERSON SHALL BE PUNISHED BY IMPRISONMENT IN THE PENITENTIARY FOR NOT LESS THAN SEVEN (7) YEARS OR LIFE IMPRISONMENT

SECTION 3. As used in Section 1767.1 of Title 21 of the Oklahoma Statutes:

1. "Explosive" or "explosives" mean any chemical compound, mixture or device, the primary or common purpose of which is to function by explosion; i.e., with substantial instantaneous release of gas and heat, unless such compound mixture or device is otherwise specifically classified by the United States Department of Transportation. The term "explosives" shall include all material which is classified as explosives by the United States Department of Transportation.

2. "Person" means any individual, firm, copartnership, corporation, company, association, joint stock association, and includes any trustee, receiver, assignee or personal representative thereof.

3. "Incendiary Device" means any chemical compound, mixture or device, the primary purpose of which is to ignite on impact or as a result of chemical reaction such as a "molotov cocktail" or "Firebomb" which is ignited on impact, causing a mechanical reaction of the container's breaking and permitting the inflammable matter to spread or splatter

and is ignited from the burning wick or hypergolic reaction of chemicals.

4. "Component parts" means separate parts, which if assembled, would form an explosive device. Component parts of an "incendiary device" shall consist of an inflammable material, a breakable container and a source of ignition.

SECTION 4. Any telephone company, its officers, agents or employees, when acting upon any request by the state or any governing body of a political subdivision thereof, which shall expressly include school districts, shall make reasonable effort to identify the telephone from which any telephone communication claimed to be prohibited by this act is being or has been made. If identification of such telephone is made, the telephone company, its officers, agents or employees shall provide to state law enforcement officials the location of such telephone. Any telephone company, its officers, agents or employees, in acting pursuant to this section of this act, shall be immune from any civil or criminal action or liability under this or any other state or local act, rule, regulation or ordinance.

SECTION 5. Sections 3 and 4 of this act shall be codified as Sections 1767.3 and 1767.4, respectively of Title 21 of the Oklahoma Statutes unless the same shall create a duplication in numbering.

SECTION 6. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 7 It being immediately necessary for the preservation of the public peace, health and safety an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted

FOR THE SENATE: Howard, Medearis, McGraw

FOR THE HOUSE: McCune, Davis, Wayland.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 149, 186, 214, and SCR 24 each correctly engrossed.

SR 21 correctly enrolled.

Engrossed **SBs 149, 186, 214, and SCR 24** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 21** was properly signed and ordered transmitted to the Secretary of State.

BILL WITHDRAWN

Senator Birdsong asked unanimous consent, which was granted, that **HB 1382** be ordered withdrawn from the Committee on Public and Mental Health and said Bill be referred to the Committee on Judiciary

GENERAL ORDER

SB 210 by Keels, McGraw and McCune was read and considered.

Senator Breckinridge moved to amend **SB 210**, Page 2, Line 1 as follows: By adding after the word "at" and before the word "twenty-five" the following: a maximum speed of" which amendment was adopted.

Senator Crow moved to amend **SB 210**, Page 3, Line 1½, by adding after the word "prohibited" and before the word "any" the following: A new section. "The provisions of this act shall only apply to farm machinery found on public highways after daylight hours." Renumber succeeding section. Amend the title, which amendment was tabled upon motion of Senator Keels, the roll call thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Garrett, Garrison, Ham, Hargrave, Howell, Inhofe, Keels, Luton,

McCune, McGraw Martin, Miller, Payne, Rogers, Williams, Young.—20.

Nay: Baldwin, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Holden, Lane, McSpadden, Medearis, Murphy, Smalley, Stipe.—15.

Excused: Bradley, Ferrell, Hamilton, Howard, Lamb, Nichols, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent.—13.

Upon motion of Senator Keels, **SB 210** was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **SB 210** was considered engrossed and placed upon third reading and final passage.

THIRD READING

Senator Keels moved to reconsider the vote by which **SB 210** was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Keels moved to reconsider the vote by which **SB 210** was advanced to engrossment, which motion was adopted.

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

GENERAL ORDER

HB 1078 by McCune of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1078** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1078** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1078 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Hold-

en, Howard, Howell, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Taliaferro, Terrill, Williams.—38.

Excused: Baggett, Bradley, Ferrell, Lamb, Lane, Porter, Smith, Stansberry, Trent, Young.—10.

The bill was declared passed.

HB 1078 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1122 by Willis of the House and McSpadden and Hamilton 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 on third reading and final passage.

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

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, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howell, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy Payne, Phillips, Rogers, Smalley, Stipe, Terrill, Williams.—29.

Nay: Baldwin, Berrong, Breckinridge, Crow Inhofe, McCune, Stansberry.—7

Excused: Bradley Ferrell, Holden, Howard, Keels, Lamb, Nichols, Porter, Smith, Taliaferro, Trent, Young.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Field, Garrett, Garrison, Graves, Ham,

Hamilton, Howell, Inhofe, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller Murphy, Nichols, Payne, Rogers, Smalley, Stansberry, Taliaferro, Terrill, Williams.—32.

Excused: Berrong, Bradley Ferrell, Grantham, Hargrave, Holden, Howard, Keels, Lamb, Medearis, Phillips, Porter, Smith, Stipe, Trent, Young.—16.

The emergency was declared passed.

HB 1122 was referred for engrossment.

GENERAL ORDER

HB 1145 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1145 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1145 was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1145 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Porter Rogers, Smalley Stansberry, Stipe, Taliaferro, Terrill, Williams.—34.

Excused: Berrong, Bradley, Ferrell, Hamilton, Hargrave, Howard, Keels, Lamb, Medearis, Payne, Phillips, Smith, Trent, Young.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham,

Graves, Ham, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller Murphy, Nichols, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams.—34.

Excused: Berrong, Bradley Ferrell, Hamilton, Hargrave, Howard, Keels, Lamb, Medearis, Payne, Phillips, Smith, Trent, Young.—14.

The emergency was declared passed.

HB 1145 was referred for engrossment.

GENERAL ORDER

HB 1146 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1146 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1146 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1146 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller Murphy Nichols, Payne, Porter Rogers, Smalley, Stansberry Stipe, Taliaferro, Terrill, Young.—35.

Nay: Keels, Williams.—2.

Excused: Berrong, Bradley, Ferrell, Garrett, Hamilton, Howard, Lamb, Medearis, Phillips, Smith, Trent.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw McSpadden,

Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Young.—35.

Nay: Keels, Williams.—2.

Excused: Berrong, Bradley, Ferrell, Garrett, Hamilton, Howard, Lamb, Medearis, Phillips, Smith, Trent.—11.

The emergency was declared passed.

HB 1146 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1173 correctly engrossed.

Engrossed **HB 1173**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1084 by Privett of the House and Dahl of the Senate was read and considered.

Upon motion of Senator Dahl, **HB 1084** was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **HB 1084** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1084 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley, Ferrell, Hamilton, Howard, Lamb, Lane, Porter, Rogers, Smith, Trent.—12.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley, Ferrell, Hamilton, Howard, Lamb, Lane, Porter, Rogers, Smith, Trent.—12.

The emergency was declared passed.

HB 1084 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

Referring further to **SB 210**:

Senator Garrison moved to amend **SB 210**, Page 3, Line 1 by adding after the word "prohibited.", the words: "The display or lack of display of such emblem shall not affect the civil liabilities of any litigant in any case arising from the operation of a motor vehicle or vehicles", which amendment was adopted.

Senator Crow moved that **SB 210** be withdrawn from the calendar and referred to the Committee on Agriculture, which motion failed of adoption.

Upon motion of Senator Keels, **SB 210**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **SB 210**, as amended, was considered engrossed and placed on third reading and final passage.

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

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: Baggett, Berrong, Birdsong,

Breckinridge, Dahl, Garrett, Garrison, Grantham, Ham, Howard, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smalley Stansberry, Terrill, Williams.—26.

Nay: Baldwin, Boecher, Capps, Crow Field, Graves, Holden, Howell, Lane, Murphy Stipe, Taliaferro, Trent, Young.—14.

Excused: Bradley Ferrell, Hamilton, Hargrave, Lamb, Medearis, Porter Smith.—8.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Crow moved that the vote be reconsidered by which **SB 210**, as amended, passed.

PENDING SENATE ACTION ON HAS

Senator Grantham moved to concur in **HAs** to **SB 15**, which motion prevailed.

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, Baldwin, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stansberry Terrill, Trent, Williams, Young.—37

Excused: Bradley, Ferrell, Hamilton, Hargrave, Keels, Lamb, Medearis, Porter, Smith, Stipe, Taliaferro.—11.

The bill, as amended was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the request of the Honorable House for con-

ferences on **HBs 1114, 1118, and 1138**, was granted, said Bills to be referred to the General Conference Committee on Appropriations, when appointed.

Upon motion of Senator Terrill, the Senate recessed to meet at 3:30 P.M.

*

The Senate reassembled with Senator Crow presiding.

Senator Field raised the question of "No Quorum"

The presiding officer ordered the roll called, following which he declared a quorum present.

Senator Ferrell and President Pro Tempore Smith asked to be shown present, which was the order

Senator Garrison raised the question of "No Quorum"

The presiding officer ordered the roll called, following which he declared a quorum present.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 21 correctly enrolled.

Enrolled **SCR 21** was properly signed and ordered transmitted to the Honorable House for signature of the Speaker

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1017, 1020, 1156, and 1214.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

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

Upon motion of Senator Terrill, the Senate recessed to meet at 4:15 P.M.

*

The Senate reassembled with President Pro Tempore Smith presiding.

MOTION TO RECONSIDER VOTE

Senator Smalley asked for consideration of his motion to reconsider the vote by which **HB 1181** passed.

Upon roll call as follows, the Smalley motion was declared passed.

Aye: Baggett, Berrong, Birdsong, Boecher Capps, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter Rogers, Smalley, Smith, Stansberry Stipe, Taliaferro, Trent.—33.

Nay: Breckinridge, Field, Garrison, Holden, Inhofe, Lamb, McCune, McGraw, Williams.—9.

Excused: Baldwin, Bradley, Hargrave, Miller, Terrill, Young.—6.

Senator Smalley asked unanimous consent, which was granted, to reconsider the vote by which **HB 1181** was advanced to engrossment.

GENERAL ORDER

Senator Rogers presiding.

Senators Graves, Murphy Crow, Birdsong, Smith, Boecher, Nichols, Luton, Berrong, Terrill, Hamilton and Dahl moved to amend **HB 1181**, Pages 12, 13, 14, 15 and 16 by striking Sections 3, 4, 5, 6, 7, and 8, and substituting therefor a new Section 3 as follows: "Section 3. An exemption from the tax in excess of five per cent (5%) levied on petroleum or other crude or mineral oil and natural gas and/or casinghead gas levied by Section 1 of this Act is hereby granted upon the first One Hundred Fifty Dollars (\$150.00) in gross sales value of the gross production each calendar month from each well actually producing and capable of producing such value, providing such wells are producing less than three barrels of petroleum or other crude or mineral oil per day or 1,500,000 cubic feet of natural gas and/or casinghead gas per month. The Tax Commission shall establish reasonable

rules and regulations for the allowance of such exemption for each well upon a lease or leases having more than one well. As lease is defined as a spaced unit, a separately metered formation within the spaced unit or each tract within a Corporation Commission approved unitization, or a lease or leases which, for tax reporting purposes, has been assigned on Oklahoma Tax Commission production unit number as provided for in the gross production tax law" and renumbering succeeding sections and amend the title to conform.

President Pro Tempore Smith presiding.

Senators Holden and Garrison moved to amend the Graves-Murphy, et al, amendment by striking the words "three barrels", which was tabled upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Boecher Capps, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Howell, Lane, Luton, Martin, Medearis, Miller, Nichols, Payne, Phillips, Porter Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—29.

Nay: Breckinridge, Ferrell, Garrison, Grantham, Holden, Howard, Inhofe, McCune, McGraw McSpadden, Murphy, Stansberry, Williams, Young.—14.

Excused: Baldwin, Bradley Hargrave, Keels, Lamb.—5.

Senator McGraw asked unanimous consent, to which objection was voiced, to change the words "three" to "five" in the Holden-Garrison amendment to the Graves-Murphy et al, amendment.

Senator Graves pressed his former motion to amend, which amendment was adopted.

Upon motion of Senator Terrill, **HB 1181**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1181**, as amended, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow Dahl, Garrett, Graves, Ham, Hamilton, Howell, Keels, Lane, Luton, Medearis, Miller, Murphy, Nichols, Porter Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—28.

Nay: Breckinridge, Field, Garrison, Grantham, Holden, Howard, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Payne, Stansberry, Williams.—15.

Excused: Baldwin, Bradley, Ferrell, Hargrave, Phillips.—5.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Grantham, Graves, Ham, Hamilton, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—34.

Nay: Breckinridge, Ferrell, Field, Garrison, Holden, Inhofe, Lamb, McCune, McGraw, Stansberry, Williams.—11.

Excused: Baldwin, Bradley, Hargrave.—3.

The emergency was declared passed.

HB 1181 was referred for engrossment.

DECLARATION OF VOTE

Senator Ferrell asked that the record show had he been present at the time of Third Reading and final passage of **HB**

1181 he would have voted NAY on the Bill, which was the order.

Senator Phillips asked that the record show had he been present at the time of Third Reading and final passage of **HB 1181** he would have voted AYE on the Bill, which was the order

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Payne moved to reconsider the vote by which **HB 1181** and its emergency passed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 21**.

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

RESOLUTION

SCR 25 was introduced and consideration deferred for this legislative day

SCR 25 by Baggett, Smith and Howard of the Senate—A Concurrent Resolution Ratifying The Amendment To The Constitution Of The United States Extending The Right To Vote To Citizens Eighteen Years Of Age Or Older; And Directing Distribution.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, March 25, 1971, at 11.00 o'clock A.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1078, 1084** and **1146** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday March 25, 1971, at 11:00 o'clock A.M.

Forty-fifth Legislative Day

Thursday, March 25, 1971

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, Breckinridge, Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—40.

Excused: Baldwin, Bradley, Ferrell, Ham, Hargrave, McGraw, Phillips, Stansberry.—8.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of President Pro Tempore Smith:

Good Lord, forgive our evil intent and acts as we struggle against the powers of the world of darkness and sin. Each day we are reminded that though the spirit is willing, the flesh is so often weak. For that weakness we pray that we may be given the mercy we have not merited and the goodness we do not deserve.

When we ask for wisdom, your clear words become confused by our own desires and wishes so that we need reminding of our need of you. Let your presence always be with us that we may turn to you for help. Grant us your peace, that we know we have an advocate before you, able to give us your mercy and grace. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 226—Education Higher

SB 257—Education Higher.

HB 1326—Soil and Water Resources.

DO PASS, as amended:

SB 157—Soil and Water Resources co-authored by Senators Holden and Murphy.

SB 255—Public and Mental Health co-authored by Senators Howard, Field, Holden, Stansberry, Boecher Birdsong, Hargrave, Porter Lane, Keels, Phillips, Ferrell, Crow Trent, McSpadden, Howell, Lamb and Terrill.

FIRST READING

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

SB 263—By Howard—An Act relating to town and city plats; amending 11 O.S. 1961, § 523; requiring notice be given towns, cities, counties, franchisees and others possessed of any right or privilege granted by ordinance or legislative enactment or intention to vacate a plat; providing certain procedure for resisting vacation of plat.

SJR 19—By Nichols of the Senate and Sandlin of the House—A Joint Resolution relating to the standard of time to apply in Oklahoma; directing the Secretary of

State to refer to the people for their approval or rejection a proposal that the standard be central standard time throughout each year providing for a ballot title; and ordering a special election.

SECOND READING

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

- SB 258**—Professions and Occupations.
- SB 259**—Education Higher
- SB 260**—Public Safety and Penal Affairs.
- SB 261**—Industrial and Labor Relations.
- SB 262**—Industrial and Labor Relations.
- HB 1248**—Governmental Reform.
- HB 1398**—Committee on Rules.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 24**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1019, 1051, 1077 and 1172**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

RESOLUTION

President Por Tempore Smith introduced the following resolution:

SCR 26—By Smith—A Concurrent Resolution commending the Tulsa Central High School "Braves" basketball team and coaches; and directing distribution.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors to **SCR 26**, which was the order

SCR 26, as co-authored, was read at length, adopted upon motion of President Pro Tempore Smith, and ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Crow asked for consideration of his motion to reconsider the vote by which **SB 210** passed.

Senator Keels moved to table the Crow motion to reconsider the vote by which **SB 210** passed, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Garrett, Garrison, Grantham, Howard, Howell, Inhofe, Keels, Luton, McCune, Martin, Nichols, Rogers, Smith, Williams.—18.

Nay: Boecher Capps, Crow, Dahl, Field, Graves, Hamilton, Holden, Lamb, Lane, McSpadden, Murphy Payne, Smalley Stipe, Taliaferro, Terrill, Trent, Young.—19.

Excused: Baldwin, Bradley, Ferrell, Ham, Hargrave, McGraw, Medearis, Miller Phillips, Porter Stansberry.—11.

The vote occurring upon the Crow Motion to reconsider the vote by which **SB 210** passed, it was declared failed of adoption upon a roll call as follows:

Aye: Boecher Capps, Crow, Field, Graves, Hamilton, Holden, Lane, Murphy, Payne, Smalley, Stipe, Taliaferro, Terrill, Trent, Young.—16.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Dahl, Garrett, Garrison, Grantham, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Nichols, Rogers, Smith, Williams.—21.

Excused: Baldwin, Bradley, Ferrell, Ham, Hargrave, McGraw, Medearis, Miller Phillips, Porter Stansberry.—11.

SB 210 was ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Payne asked for consideration of his motion to reconsider the vote by which **HB 1181** passed.

Senator Terrill moved to table the Payne motion to reconsider the vote by which

HB 1181 was passed, which motion prevailed.

Senator Payne asked for consideration of his motion to reconsider the vote by which the emergency clause to **HB 1181** passed.

Senator Terrill moved to table the Payne motion, which motion prevailed.

HB 1181 was ordered referred for engrossment.

GENERAL ORDER

SB 209 by Grantham of the Senate and Skeith, et al, of the House was read and considered.

Upon motion of Senator Grantham, **SB 209** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 209** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 209 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baldwin, Bradley, Dahl, Ferrell, Ham, Hargrave, Keels, McCune, McGraw, Medearis, Phillips, Stansberry, Trent.—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, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter

Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baldwin, Bradley, Dahl, Ferrell, Ham, Hargrave, Keels, McCune, McGraw, Medearis, Phillips, Stansberry, Trent.—13.

The emergency was declared passed.

SB 209 was referred for engrossment.

GENERAL ORDER

SB 211 by Garrison of the Senate and McCune of the House was read and considered.

Senator Howell asked to be made a co-author to **SB 211**, which was the order.

Upon motion of Senator Garrison, **SB 211** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 211** was considered engrossed and placed on 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, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Keels, Rogers.—2.

Excused: Baldwin, Bradley, Dahl, Ferrell, Ham, Hargrave, McGraw, Medearis, Nichols, Phillips, Stansberry.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden,

Martin, Miller, Murphy Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Keels, Rogers.—2.

Excused: Baldwin, Bradley, Dahl, Ferrell, Ham, Hargrave, McGraw, Medearis, Nichols, Phillips, Stansberry —11.

The emergency was declared passed.

SB 211 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1122, 1145 and 1181 each correctly engrossed.

SB 15 and **SCR 20** correctly enrolled.

Engrossed **HBs 1122, 1145, and 1181**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 15** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 20** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

GENERAL ORDER

SB 212 by Garrison of the Senate and McCune of the House was read and considered.

Senator Howell asked to be shown as co-author to **SB 212**, which was the order.

Upon motion of Senator Garrison, **SB 212** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 212** was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves,

Hamilton, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Miller, Murphy, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Trent, Williams, Young.—32.

Nay: Keels, Rogers.—2.

Excused: Baldwin, Bradley, Dahl, Ferrell, Ham, Hargrave, Howell, McGraw, Martin, Medearis, Nichols, Phillips, Stansberry, Terrill.—14.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Miller, Murphy Payne, Porter Smalley, Smith, Stipe, Taliaferro, Trent, Williams, Young.—32.

Nay: Keels, Rogers.—2.

Excused: Baldwin, Bradley Dahl, Ferrell, Ham, Hargrave, Howell, McGraw, Martin, Medearis, Nichols, Phillips, Stansberry Terrill.—14.

The emergency was declared passed.

SB 212 was referred for engrossment.

GENERAL ORDER

HB 1233 by Stratton of the House and Berrong of the Senate was read and considered.

Senator Payne presiding.

Senator Ferrell asked to be shown present, which was the order

Upon motion of Senator Berrong, **HB 1233** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1233** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1233 was read for the third time at length.

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

Aye: Baggett, Berrong, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Miller, Nichols, Payne, Porter, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—31.

Nay: Birdsong, Grantham, Luton, Murphy, Rogers, Smith.—6.

Excused: Baldwin, Boecher, Bradley, Crow, Dahl, Ham, Hargrave, McGraw, Medearis, Phillips, Stansberry.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—33.

Nay: Grantham.—1.

Excused: Baldwin, Boecher, Bradley, Dahl, Ham, Hargrave, Howard, Inhofe, Lamb, McCune, McGraw, Medearis, Phillips, Stansberry.—14.

The emergency was declared passed.

HB 1233 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1217 by Skeith, et al, of the House and Keels, Phillips, Murphy, Medearis and McGraw of the Senate was read and considered.

Upon motion of Senator Keels, **HB 1217** was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, **HB 1217** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1217 was read for the third time at length.

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

Aye: Baggett, Birdsong, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—28.

Nay: Breckinridge, Ferrell, Garrison, Inhofe, Lamb, McCune, Williams.—7

Excused: Baldwin, Berrong, Boecher, Bradley, Dahl, Ham, Hargrave, Howard, McGraw, Medearis, Phillips, Stansberry, Trent.—13.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—30.

Nay: Breckinridge, Ferrell, Garrison, Inhofe, Lamb, McCune, Williams.—7

Excused: Baldwin, Berrong, Boecher, Bradley, Dahl, Ham, Hargrave, McGraw, Medearis, Phillips, Stansberry.—11.

The emergency was declared failed.

MOTION TO RECONSIDER VOTE

Senator Smalley moved to reconsider the vote by which the emergency clause to **HB 1217** failed of adoption.

GENERAL ORDER

HB 1243 by Harrison of the House and Field of the Senate was read and considered.

Senators Smith and Terrill asked to made co-authors to **HB 1243**, which was the order.

President Pro Tempore Smith moved to amend **HB 1243**, Page 3, Line 4 by adding after the word "vehicle." the following: "The School District may adopt reasonable

rules and regulations to permit instructors to provide for the safekeeping and garaging of such vehicle, but they shall not be permitted to use such vehicle for private use.", which amendment was adopted.

Senator Murphy asked unanimous consent to incorporate into **HB 1243** certain language found in **SB 189** so that wherever the words "school district" appeared in **HB 1243**, the words "higher learning" would be reflected, to which Senator Field objected.

Senator Williams moved to amend **HB 1243**, Page 4, Line 10, by deleting after the word "in" and before the word "education" the word "driver", which amendment was adopted.

Upon motion of Field **HB 1243**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1243**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1243 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, Capps, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Porter Rogers, Smalley Smith, Taliaferro, Trent, Williams, Young.—33.

Excused: Baldwin, Boecher Bradley, Dahl, Grantham, Ham, Hargrave, McGraw Medearis, Miller Nichols, Phillips, Stansberry Stipe, Terrill.—15.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hol-

den, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy Payne, Porter Rogers, Smalley, Smith, Taliaferro, Trent, Williams, Young.—33.

Excused: Baldwin, Boecher Bradley, Dahl, Grantham, Ham, Hargrave, McGraw, Medearis, Miller Nichols, Phillips, Stansberry Stipe, Terrill.—15.

The emergency was declared passed.

HB 1243 was referred for engrossment.

GENERAL ORDER

SB 189 by Murphy of the Senate was read and considered.

Upon motion of Senator Murphy **SB 189** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy **SB 189** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 189 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy Nichols, Payne, Porter Rogers, Smalley, Smith, Stipe, Terrill, Williams.—31.

Excused: Baldwin, Boecher Bradley, Crow Dahl, Garrett, Ham, Hamilton, Hargrave, McGraw Medearis, Miller Phillips, Stansberry Taliaferro, Trent, Young.—17

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Porter Rogers, Smalley

Smith, Stipe, Taliaferro, Terrill, Williams.—32.

Excused: Baldwin, Boecher, Bradley, Crow, Dahl, Garrett, Ham, Hamilton, Hargrave, McGraw, Medearis, Miller, Phillips, Stansberry, Trent, Young.—16.

The emergency was declared passed.

SB 189 was referred for engrossment.

RESOLUTIONS

SCR 25 by Baggett was taken up for consideration.

Senator Terrill asked to be made a co-author of **SCR 25**, which was the order

Senator Baggett moved adoption of **SCR 25**.

Senator McSpadden asked unanimous consent that his amendment to **SCR 25** be considered, which was the order

Senator Hamilton presiding.

Senator McSpadden moved to amend **SCR 25** by striking Section 2 on Page 1, Lines 25 and 26, which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye—20, Nay—13, Excused—17

Name vote not designated due to improper function of Roll Call machine.

Senator Crow presiding.

President Pro Tempore Smith presiding.

Senator Field raised the question of "No Quorum"

The presiding officer ordered the roll called, following which he declared a quorum present.

SCR 25 was adopted upon motion of Senator Baggett, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Ferrell, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Miller Murphy, Payne, Porter, Smalley, Smith, Taliaferro, Terrill.—26.

Nay: Berrong, Field, Grantham, McCune, Rogers, Williams, Young.—7

Excused: Baldwin, Boecher, Bradley, Dahl, Ham, Hargrave, Howard, McGraw

Martin, Medearis, Nuchols, Phillips, Stansberry, Stipe, Trent.—15.

SCR 25 was referred for engrossment.

Senator McSpadden introduced **SR 22**.

Senator McSpadden asked unanimous consent that the entire Senate be made co-authors to **SR 22**, which was the order.

SR 22, as co-authored, was read at length as follows, adopted upon motion of Senator McSpadden, and ordered referred for enrollment:

SR 22—By McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution expressing appreciation to Phillip H. Viles for his many years of dedicated, excellent public service; and directing distribution.

WHEREAS, Phillip H. Viles of Claremore, Oklahoma, is one of Oklahoma's most outstanding public servants having served with distinction as Vice Chairman of the Board of the Grand River Dam Authority since 1963; and

WHEREAS, under the expert and dedicated leadership of Phillip H. Viles, the Grand River Dam Authority has compiled an impressive record of achievements during his tenure including financial soundness, the Salina Pump Back project and the Markham Ferry Dam project; and

WHEREAS, the selfless diligence and unsurpassed perseverance of Phillip H. Viles in the face of awesome challenges resulting in great personal sacrifices serves as an example to all the public officials of this state; and

WHEREAS, it is fitting that this honorable body expresses appreciation on behalf of the people of Oklahoma to this eminent Oklahoman who, as a dedicated public servant and civic leader of many

years and many projects, is a source of great pride to this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate does hereby express appreciation, on behalf of the people of Oklahoma, to Phillip H. Viles for his many years of dedicated, excellent public service in his capacity as Vice Chairman of the Board of the Grand River Dam Authority and in the many roles of community leadership in which he has served.

SECTION 2. Copies of this Resolution shall be forwarded to Phillip H. Viles and all other members of the Board of Directors of the Grand River Dam Authority

Senator McSpadden introduced **SR 23**.

Senator McSpadden asked unanimous consent that the entire Senate be made co-authors to **SR 23**, which was the order

SR 23, as co-authored, was read at length as follows, adopted upon motion of Senator McSpadden and referred for enrollment.

SR 23—By McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher Bradley, Breckinridge, Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Porter, Rogers, Smalley Smith, Stansberry Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution proclaiming March 26, 1971, "Stuart Roosa Day" expressing commendation to Apollo 14 Astronaut Stuart Roosa, and directing distribution.

WHEREAS, the State of Oklahoma is fortunate in having one of its citizens bring worldwide fame to his hometown of Claremore as well as his State and Nation; and

WHEREAS, Stuart Roosa served as Command Pilot of the Apollo 14 Mission, man's

most successful venture into outer space in history; and

WHEREAS, Stuart Roosa, an outstanding student at Justus School and Claremore High School, studied aeronautical engineering in college, rose to the rank of Major in the United States Air Force and became an Astronaut in April of 1966; and

WHEREAS, on March 26, 1971, Claremore, Oklahoma, will honor Stuart Roosa by celebration of "Stuart Roosa Day"; and

WHEREAS, it is fitting that this Honorable Body join in paying tribute to this outstanding man who has earned an important place in history for himself, his state and his nation by the remarkable scientific achievements of the Apollo 14 Mission.

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. That the State Senate hereby proclaims March 26, 1971, as "Stuart Roosa Day" in the State of Oklahoma and expresses its commendation to Stuart Roosa, Command Pilot of the Appollo 14 Mission, whose many accomplishments are a source of great pride to the people of this state.

SECTION 2. That a copy of this Resolution shall be presented to Stuart Roosa as a token of our esteem for one of the most outstanding figures in Oklahoma history

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 15**.

The above numbered Enrolled Bill was referred to the Governor

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 20**.

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

Senator McSpadden presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SR 23 correctly enrolled.

Enrolled **SR 23** was properly signed and ordered transmitted to the Secretary of State.

Senator Terrill moved after the desk is cleared that the Senate stand adjourned

to meet Monday March 29, 1971, at 1.00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HB 1233** was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday March 29, 1971, at 1.00 o'clock P.M.

Forty-sixth Legislative Day

Monday, March 29, 1971

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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Ham, Howell, Lane, Rogers.—5.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Alfred Scott, Pastor of the First Church of Christ, Grove, Oklahoma, and incorporated upon request of Senator Phillips:

Our Father, our hearts are glad this afternoon that God still governs in the affairs of men. We thank You that You are here in the power of Your other Person, the Holy Spirit. You give assurance to Our hearts that we can expect guidance and direction not only for our individual lives, but for the government that comes from these chambers.

We are comforted today that though there seems to be no general peace among the nations of the world or peace in our own nation and our own society, Your word teaches us that You are in charge of the nations of the world and of our

own government in the State of Oklahoma.

We ask You, our Father, to guide this day in the thoughts of these men who have been placed in this most responsible position—that in every act it will be for the betterment of the people of our State. We ask that this State will continue to grow, to prosper and to be an attraction to the rest of our country. We will be very thankful to You for Your blessings upon us.

We do thank You for Jesus Christ, our Lord—for the revelation given unto us that He is God incarnated. We have hope today because of Him who went into the lair of the greatest enemy of man, death, and by His mighty power wrested the scepter from Satan and destroyed him who had the power of death.

We pray that You will be glorified and honored today by we who are present here—that our minds and emotions will be given over to You, that You might use us freely. In the name of Jesus Christ our Lord we pray.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 221—Agriculture.

DO PASS, as amended:

SB 120—Social Welfare coauthored by Duke of the House.

CITATION

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Miss Victoria Lee George, Hollis, Oklahoma, for being selected "Miss Harmon County" for the year 1971.

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

REQUEST FOR LOBBY PERMIT

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

Margaret Harris, 3008 Oakridge Dr., Bethany Oklahoma, representing Democrat Republican Independent Voter-Education.

FIRST READING

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

SB 264—By Terrill of the Senate and Clemons of the House—An Act relating to schools; amending Section 1, Chapter 58, O.S.L. 1963, as last amended by Section 1, Chapter 30, O.S.L. 1970 (70 O.S. Supp. 1970, § 6-1a); providing for partial payment of salaries of teachers and educational institution employees; prescribing employees of certain education institutions included; and declaring an emergency.

SB 265—By Young—An Act relating to the County Sheriffs' Evidence Fund and making appropriation thereto; stating purpose; providing lapse date; providing an operative date; and declaring an emergency.

SECOND READING

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

SB 263—Municipal Government.

SJR 19—Constitutional Revision and Redistricting.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1065—By Spearman—An Act relating to Legislative Apportionment; providing short title; providing for composition and areas of the State Representative Districts; directing the State Election Board to prepare descriptions; providing for correction of errors; providing operative date; repealing Section 1, Chapter 531, O.S.L. 1965, as last amended by Sections 1 through 3, Chapter 223, O.S.L. 1970 (14 O.S. Supp. 1970, § 107); providing for severability and declaring an emergency.

HB 1345—By Atkins, Murphy Greenhaw and Wickersham—An Act relating to schools; amending Sections 2 and 5, Chapter 82, O.S.L. 1970 (70 O.S. Supp. 1970, §§ 625.2 and 625.5) providing certain board authorized and empowered to distribute funds to certain persons; providing certain requirement for recipients to receive, renew and repay said funds; providing reports; deleting provision requiring recipients to apply for and attend University of Oklahoma School of Medicine; and declaring an emergency.

HB 1379—By Abbott—An Act relating to game and fish; providing additional benefit under Retirement and Pension Fund for Game and Fish Rangers; directing codification; and declaring an emergency.

The above numbered HBs and HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1067, 1078, 1084 and 1146.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1029—By Robinson of the House and Berrong of the Senate—A Concurrent Resolution commending the Sayre "Lady Eagles" basketball team, coaches and supporters; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 25, 1971, of Enrolled **SBs 16** and **17** entitled:

SB 16—By Grantham and Nichols of the Senate and Sandlin, et al of the House—An Act relating to highways; amending Section 1203 of Chapter 415, O.S.L. 1968, as amended by Section 2 of Chapter 322, O.S.L. 1970 (69 O.S. Supp. 1970, § 1203), providing method for selection of commissioners in condemnation proceedings; providing operative date; and declaring an emergency

SB 17—By Grantham and Nichols of the Senate and Sandlin et al of the House—An Act relating to acquisition of land by condemnation; amending 66 O.S. 1961, § 53; providing procedure for selection of commissioners in condemnation proceedings; providing procedure for executing conveyances by certain estates and guardianships for purposes within the purview of Title 66, Chapter 2, of the Oklahoma Statutes; and fixing operative date.

DECLARATION OF VOTE

Senator Baldwin asked that the record show had he been present at the time of Third Reading and final passage of **HB 1181** he would have voted NAY on the Bill and Emergency which was the order.

Senators Baldwin, Nichols and Boecher asked that the record show had they been present at the time of the adoption of **SCR 25** they would have voted NAY on the Resolution, which was the order

Senators Phillips and Dahl asked that the record show had they been present at the time of the adoption of **SCR 25**

they would have voted AYE on the Resolution, which was the order.

RESOLUTION

Senator Miller introduced the following resolution:

SCR 27—By Miller of the Senate and Abbott of the House—A Concurrent Resolution extending the commendations of the Oklahoma Legislature to the 1971 East Central State College "Tigers" basketball team, the coaches thereof and others for outstanding accomplishments; and directing distribution.

Senator Miller asked unanimous consent that all members of the Senate be made co-authors to **SCR 27**, which was the order.

SCR 27, as co-authored, was read at length, adopted upon motion of Senator Miller, and ordered referred for engrossment.

GENERAL ORDER

SB 255 by Martin, Miller, Nichols, Graves, Howard, Field, Holden, Stansberry, Boecher, Birdsong, Hargrave, Porter, Lane, Keels, Phillips, Ferrell, Crow, Trent, McSpadden, Howell, Lamb, Smith, and Terrill of the Senate and Sparkman of the House was read and considered.

Senators Grantham, Capps, and Stipe asked to be made co-authors to **SB 255**, which was the order

Senator Berrong moved to amend **SB 255**, Page 9, Line 3 by inserting after the word "notifies", and before the word "the" the following language: "in writing, through certified mail, and return receipt," which amendment was adopted.

Upon motion of Senator Martin, **SB 255**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 255**, as amended, was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher Capps, Crow Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, McSpadden, Martin, Medearis, Miller, Murphy Nichols, Payne, Phillips, Porter, Smalley Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Baggett, Breckinridge, Garrett, McCune, McGraw.—5.

Excused: Bradley Ham, Howell, Lane, Luton, Rogers, Stipe.—7

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher Capps, Crow Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, McSpadden, Martin, Medearis, Miller, Murphy Nichols, Payne, Phillips, Porter, Smalley Smith, Stansberry Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Baggett, Breckinridge, Garrett, McCune, McGraw.—5.

Excused: Bradley Ham, Howell, Lane, Luton, Rogers, Stipe.—7

The emergency was declared passed.

SB 255 was referred for engrossment.

Senator Rogers asked to be shown present, which was the order

Senator Terrill moved that rule 19-f be suspended for the purpose of immediately releasing **SB 255** upon its being reported properly engrossed, which motion was adopted.

GENERAL ORDER

HB 1266, by Skeith, et al, of the House and Terrill of the Senate was read and considered.

Senators Howell and Lane asked to be shown present, which was the order

Senator Rogers presiding.

Senator Stipe moved that **HB 1266** be withdrawn from the calendar and re-

ferred to the Committee on Revenue and Taxation, with instructions that the Committee hold public hearings.

Senator Terrill moved to table the Stipe motion, which motion failed of adoption.

The vote occurring on the Stipe motion, it was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Breckinridge moved that the vote be reconsidered by which **SB 255**, as amended, passed.

Senator Terrill raised a point of order which was sustained, citing rule 19-f, stating the rules had been suspended and **SB 255** ordered immediately released upon its being reported properly engrossed.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 226 by Garrison and Hamilton was read and considered.

Upon request of Senator Hamilton, Representative Mike Sullivan was added as a co-author of **SB 226**.

Senators Field, Grantham, Boecher and Ferrell asked to be made co-authors to **SB 226**, which was the order

Upon motion of Senator Garrison, **SB 226**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 226**, as co-authored, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy Payne,

Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley Ham, Hargrave, Howard, Nichols, Porter.—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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stansberry Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ham, Hargrave, Howard, Nichols, Porter.—6.

The emergency was declared passed.

SB 226 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Smalley motion to reconsider the vote by which the Emergency clause to **HB 1217** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley Smith, Stipe, Taliaferro, Terrill, Trent, Young.—34.

Nay: Ferrell, Garrison, Inhofe, Lamb, McCune, Stansberry, Williams.—7

Excused: Berrong, Bradley, Ham, Hargrave, Howard, Nichols, Porter.—7

On the question of passage of emergency of **HB 1217**, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton,

McGraw, McSpadden, Martin, Medearis, Miller, Murphy Payne, Phillips, Porter, Rogers, Smalley Smith, Stipe, Taliaferro, Terrill, Trent, Young.—35.

Nay: Berrong, Breckinridge, Ferrell, Garrison Inhofe, Lamb, McCune, Williams.—8.

Excused: Baggett, Bradley, Ham, Nichols, Stansberry.—5.

The emergency was declared passed.

HB 1217 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 189, 209, 210, 211, 212, 255, SCR 25, 26 and **HB 1243** each correctly engrossed.

SR 22 and **SCR 24** each correctly enrolled.

Engrossed **SBs 189, 209, 210, 211, 212, 255, SCR 25** and **26** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1243**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SR 22** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCR 24** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

GENERAL ORDER

HB 1139 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1139** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1139** was considered engrossed and placed on 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: Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Berrong, Birdsong, Bradley, Ham, Holden, Nichols, Rogers, Stipe.—9.

The bill was declared passed.

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

Aye: Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Berrong, Birdsong, Bradley, Ham, Holden, Nichols, Rogers, Stipe.—9.

The emergency was declared passed.

HB 1139 was referred for engrossment.

GENERAL ORDER

HB 1147 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1147** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1147** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1147 was read for the third time at length.

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

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Gar-

rett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Baldwin, Boecher, Bradley, Ham, Hargrave, McSpadden, Nichols, Rogers.—9.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Baldwin, Boecher, Bradley, Ham, Hargrave, McSpadden, Nichols, Rogers.—9.

The emergency was declared passed.

HB 1147 was referred for engrossment.

GENERAL ORDER

HB 1149 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Senators Berrong and McSpadden moved to amend **HB 1149**, Page 5, Line 17, by inserting after the word "Commission." the following language: "Of the sum appropriated to this Division, not to exceed Twenty Five Thousand Dollars (\$25,000.00), is herein allocated for research, travel, personnel or contractual services, advertising or other necessary expense to promote the Clinton-Sherman facility for use in the space shuttle program.", which amendment was adopted.

Upon motion of Senator McSpadden, **HB 1149**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator McSpadden, **HB 1149**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1149 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baggett, Bradley, Ham, Hargrave, Nichols, Payne, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baggett, Bradley, Ham, Hargrave, Nichols, Payne, Taliaferro.—7

The emergency was declared passed.

HB 1149 was referred for engrossment.

PENDING SENATE ACTION ON HAs

Upon motion of Senator McSpadden, the Senate refused to concur in **HAs** to **SB 82**, said Bill to be referred to the General Conference Committee on Appropriations, when appointed.

GENERAL ORDER

SB 164 by Boecher of the Senate and

Sanguin of the House was read and considered.

Senators Graves, Ferrell, Field and Payne asked to be made co-authors to **SB 164**, which was the order.

Senator Payne presiding.

Senator Hamilton presiding.

Senator Terrill moved to amend **SB 164**, Page 3, Line 12, by adding after the word "members", and before the word "appointed" the following: "one of whom shall be a geologist", which amendment was adopted.

Senator Berrong moved to amend **SB 164**, Page 5, Line 14 by removing after the word "board" and before the word "the" "[]" bracket, which amendment was adopted.

Senator Berrong moved to amend **SB 164**, Page 12, Line 12, by inserting after the word "rule" and before the word "and" the following: "making", which amendment was adopted.

Senator Berrong moved to amend **SB 164**, Page 19, Line 14, by inserting after the word "act", and before the word "it" the following: "[]" bracket, which amendment was adopted.

Senator Birdsong raised the question of "No Quorum"

The presiding officer ordered the roll called, following which he declared a quorum present.

Senator Crow moved to amend **SB 164**, Page 30, Line 12 1/2 by adding after Section 13 a new Section as follows: "The administration of the provisions of this Act in regard to application and regulation of agricultural chemicals and fertilizers shall be carried out by the State Board of Agriculture or its representatives." Re-number succeeding sections and amend title to conform to bill, which amendment was tabled upon motion of Senator Boecher.

Senator Berrong moved to amend **SB 164**, Page 31, Line 8 by adding after the word "programs" and before line 9, the fol-

lowing language: "The Board shall not employ personnel or perform services in pollution control, currently assigned to another state agency without first affirmatively stating of record that said agency is not effectively dealing with pollution problems for which said agency is responsible. It shall then be the duty of the Board to immediately thereafter recommend to the Legislature that such agency, failing to adequately perform its responsibility in eliminating pollution as required by proper rule and regulations or under the law, not have its appropriation subsequently renewed as respects said pollution control responsibility. The Legislature, in such event, shall not appropriate funds to said agency, found by the Legislature, to be negligent or improperly performing assigned duties in pollution control.", which amendment was adopted.

Upon motion of Senator Boecher, **SB 164**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher, **SB 164**, as amended, was considered engrossed and placed on 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, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Trent, Williams.—2.

Excused: Baldwin, Bradley, Field, Ham, Porter, Rogers, 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, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—39.

Nay: Trent, Williams.—2.

Excused: Baldwin, Bradley, Field, Ham, Porter, Rogers, Stansberry.—7.

The emergency was declared passed.

SB 164 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 82**, and referring said Bill to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 24**.

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

DECLARATION OF VOTE

Senator Field asked that the record show had he been present at the time of Third Reading and final passage of **SB 164**, he would have voted AYE on the Bill and the Emergency, which was the order.

GENERAL ORDER

HB 1207 by Atkins, et al, of the House and Howard and Grantham of the Senate was read and considered.

Senator Howard moved to amend **HB 1207**, Page 3, Line 7, by striking after the word "Employee", the semi-colon ";" and substituting therefor a comma "," and inserting the following language thereafter: "and collective bargaining negotiations as authorized by state law;" which amendment was adopted.

Senator Luton moved to amend **HB 1207**, Page 3, Line 14, by striking after the word "Legislature" the rest of the line

and all of lines 15, 16 and the words "State Legislative Council" on Line 17 and on Page 4, by placing a period after the word "Act" and striking the rest of the paragraph, which amendment was adopted.

Upon motion of Senator Howard, **HB 1207**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1207**, as amended, was considered engrossed and placed on third reading and final passage.

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:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smith, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Garrison, Hargrave, McCune, McGraw, Nichols, Smalley, Young.—7

Excused: Baggett, Baldwin, Bradley, Ham, Porter, Rogers, Stansberry, Trent.—8.

The bill was declared passed.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smith, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Garrison, Hargrave, McCune, McGraw, Nichols, Smalley, Young.—7.

Excused: Baggett, Baldwin, Bradley, Ham, Porter, Rogers, Stansberry, Trent.—8.

The emergency was declared passed.

HB 1207 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising, pursuant to Joint Rule 20, the House requests concurrence of the Senate in recalling Enrolled **HB 1051** from the Governor's Office, for the purpose of making the following corrections:

By changing the word "or" to "on" on line 26 of said Bill.

MOTION

Senator Smalley presented the following Motion, adopted by the Honorable House and signed by the Speaker, which was adopted upon his motion, properly signed and ordered returned to the Honorable House:

Mr Speaker: As provided under Joint Rule 20, I move that Enrolled **HB 1051** be recalled from the Office of the Governor for the purpose of making the following typographical and/or grammatical corrections:

By changing the word "or" to "on" on line 26 of said Bill.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 29, 1971, of Enrolled **SB 131** entitled:

SB 131—By Crow et al of the Senate and Harper et al of the House—An Act relating to schools; amending 70 O.S. 1961, § 2A-4, as last amended by Section 1, Chapter 87 O.S.L. 1969 (70 O.S. Supp. 1970, § 2A-4), to provide probationary accreditation to certain high schools for periods of one year to enable said schools to increase their average daily attendance; and declaring an emergency

GENERAL ORDER

SB 129 by Murphy of the Senate and Draper of the House was read and considered.

Senators Berrong, Smalley and Garrison moved to amend SB 129, Page 2, Lines 9 through 11 by removing after the word "conveyed" on Line 9 and before the word "exceeds" on Line 11, the brackets and restore the italicized language, which amendment was adopted.

Senator Garrison moved to amend SB 129, Page 4 Lines 3, 4, and 5, by removing the brackets from Lines 3 and 5, thus, restoring the stricken language and, further, striking the new language on Lines 6, 7, 8, 9, and through the word "grantee" on Line 10, which amendment was adopted.

Senator Smalley moved to amend SB 129, Page 5, Line 5 by adding after the word "child" and before the word "without" the words "or any persons within the second degree of consanguinity", which amendment was adopted.

Senator Garrison moved to amend SB 129, Page 7, Line 2 by striking subsection "B" and striking "A" from the preceding subsection on Line 16 of Page 3, which amendment was adopted.

Senator Payne presiding.

Senator Young moved to amend SB 129, Page 5, Line 8, by adding after the word "obligation" and before the designation "[*(h)*]" the following: "8. Deeds executed by Indians in approval proceedings of the District Courts or by the Secretary of the Interior.", and renumbering the other sections, which amendment was adopted.

Senator Baggett moved to amend SB 129, Page 3, Line 2, by striking the words "to the buyer", which amendment was tabled upon motion of Senator Smalley.

Senator Smalley moved to amend SB 129, Page 7, Line 11½ by adding a subsection 14 to read as follows: "14. Deeds at foreclosure where the purchaser was: "(1) the original grantor to the defendant; and, (2) the purchaser is the plaintiff in the foreclosure action; and, (3) the purchaser bid the amount of the judgment and no cash consideration is paid.", which amendment was adopted.

Senator Murphy moved to amend SB 129, Page 1 by changing in the title the word "buyer" to "seller" and conforming the body of the Bill, as amended, thereto, which amendment was adopted.

Senator Baggett moved to amend SB 129, Page 14, Line 11½, by inserting the following section:

"SECTION 7. 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. The statement shall be made in triplicate upon forms to be prescribed by the Oklahoma Tax Commission. The original copy thereof shall be transmitted by the county clerk to the county assessor of the county and the second copy shall be transmitted to the Oklahoma Tax Commission with the third copy being retained by the county clerk. 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 constitut-

ing 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. Such statements shall be confidential and privileged as records and files under Section 205 of the Uniform Tax Procedure Code. and amend the title to conform and renumber succeeding sections." which amendment was tabled upon motion of Senator Smalley.

Upon motion of Senator Murphy, **SB 129**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 129**, as amended, was considered engrossed and placed on 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: Berrong, Birdsong, Boecher, Capps, Dahl, Garrett, Grantham, Graves, Hargrave, Holden, Howard, Howell, Lamb, Luton, McSpadden, Martin, Miller, Murphy, Payne, Smalley, Stipe, Taliaferro, Terrill, Trent, Williams.—25.

Nay: Baggett, Ferrell, Field, Garrison, Hamilton, Lane, McCune, McGraw, Medearis, Phillips, Young.—11.

Excused: Baldwin, Bradley, Breckinridge, Crow, Ham, Inhofe, Keels, Nichols, Porter, Rogers, Smith, Stansberry.—12.

The bill was declared passed.

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

Aye: Berrong, Capps, Dahl, Field, Garrett, Grantham, Graves, Howard, Howell, Lamb, McSpadden, Miller, Murphy, Payne, Stipe, Taliaferro, Terrill, Trent, Williams.—19.

Nay: Birdsong, Ferrell, Garrison, Holden, Keels, Lane, Luton, McCune, McGraw, Medearis, Phillips, Smalley, Young.—13.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Ham, Hamilton, Hargrave, Inhofe, Martin, Nichols, Porter, Rogers, Smith, Stansberry.—16.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator McGraw moved that the vote be reconsidered by which **SB 129**, as amended, passed.

PENDING SENATE ACTION

HCR 1027 by Bamberger of the House and Garrison of the Senate was read and considered.

Senator Garrison asked unanimous consent that all members of the Senate be made co-authors to **HCR 1027**, which was the order.

Senator Smalley presiding.

Senator Garrison moved to amend **HCR 1027**, Page 1, by striking the word "March" 21-27, 1971, as 'National Concern Week For Prisoners Of War,', wherever it appears and substitute therefor: "April 28, 1971, as 'National Prisoner of War Day'", and amend the title accordingly, which amendment was adopted.

Senator Terrill asked unanimous consent

that **HCR 1027** be printed at length in the Journal, which was the order.

Senators Garrison, Stipe, McSpadden, Young and Lamb made remarks relevant to **HCR 1027**, the decision handed down regarding Lieutenant William Calley, on this day and the general situation regarding the United States' involvement in Viet Nam.

HCR 1027, as co-authored and amended, was read at length as follows, adopted upon motion of Senator Garrison, and referred for engrossment.

HCR 1027—By Bamberger and Atkins of the House and Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, T a l i a f e r r o, Terrill, Trent, Williams, Young—A Concurrent Resolution commemorating April 28, 1971, as "National Prisoner of War Day", including those servicemen missing in action; and directing distribution.

WHEREAS, the American servicemen who are prisoners of war and those missing in action are experiencing a very lonely existence with the thread of survival ever unraveling; and

WHEREAS, these American servicemen have sacrificed a tremendous price for their country and they should not be forgotten by their government and fellow citizens; and

WHEREAS, it is proper for this Legis-

lature to commemorate April 28, 1971, as "National Prisoner of War Day," including those missing in action.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature hereby commemorates April 28, 1971, as "National Prisoner of War Day," including those servicemen missing in action.

SECTION 2. Duly authenticated copies of this Resolution shall be distributed to the following:

1. The President of the United States;
2. The Secretary of Defense; and
3. The Joint Chiefs of Staff.

SECTION 3. Duly authenticated copies of this Resolution shall be sent to:

1. Every American Legion Post in Oklahoma;
2. Every Veteran of Foreign Wars Post in Oklahoma;
3. Each Oklahoma National Guard Unit; and
4. Each United States Military Installation in the State of Oklahoma.

RESOLUTION

SR 24 by Ferrell was introduced and consideration deferred this legislative day.

SR 24—By Ferrell—A Resolution expressing deep sorrow and regret upon the death of Roscoe "Bo" Belcher; and directing that copies be sent to members of his family.

Senator Terrill moved after the desk is

Upon motion of Senator Tamm, the Senate adjourned to meet Tuesday, March 30, 1971, at 1:00 o'clock P.M.

Senators Garrison, Ship, McSpadden, Young and Lamb made remarks relevant to HCR 1027, the decision handed down regarding Lieutenant William Calley, on this day and the general situation regarding the United States' involvement in Viet Nam.

HCR 1027, as co-authored and amended, was read at length as follows, adopted upon motion of Senator Garrison, and referred for engrossment:

HCR 1027—By Hamburger and Atkins of the House and Garrison, Baggett, Baldwin, Burving, Birdsong, Botcher, Bradley, Breckinridge, Carpe, Crow, Dahl, Ferrell, Field, Garrant, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Idaho, Keels, Lamb, Lane, Lutze, McCann, McGraw, McSpadden, Martin, Naderis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Swainberry, Ship, Talliaferro, Terrill, Scott, Williams, Young—A Concurrent Resolution commemorating April 28, 1971, as "National Prisoner of War Day", including those servicemen missing in action, and directing distribution.

WHEREAS, the American servicemen who are prisoners of war and those missing in action are experiencing a very lonely existence with the threat of survival and suffering;

AND WHEREAS, these American servicemen have sacrificed a tremendous price for their country and they should not be forgotten by their government and fellow citizens;

IT IS THE POLICY OF THE SENATE

to honor the memory of these American servicemen who are prisoners of war and those missing in action.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 91ST SESSION OF THE 103D OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature hereby commemorates April 28, 1971, as "National Prisoner of War Day," including those servicemen missing in action.

SECTION 2. Daily authenticated copies of this Resolution shall be distributed to the following:

1. The President of the United States;
2. The Secretary of Defense; and
3. The Joint Chiefs of Staff.

SECTION 3. Daily authenticated copies of this Resolution shall be sent to:

1. Every American Legion Post in Oklahoma;
2. Every Veterans of Foreign Wars Post in Oklahoma;
3. Each Oklahoma National Guard Unit; and
4. Each United States Military Installation in the State of Oklahoma.

RESOLUTION

SR 24 by Ferrell was introduced and consideration deferred this legislative day.

SR 25—By Ferrell—A Resolution expressing deep sorrow and regret upon the death of Senator "Bo" Bricker, and directing that copies be sent to members of his family.

Senator Bricker passed away on March 28,

Forty-seventh Legislative Day

Tuesday, March 30, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Crow, Lane, Medearis, Stansberry, Stipe.—6.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Phillips:

Our eternal Father our need is very great in this hour. The world is crying, "Where shall we go? What shall we do?" Mens hearts are failing them for fear of those things that seem to be coming upon the earth. An unrest prevails. Teach us, oh God, to know that, though the darkness seems so foreboding, beyond the darkness is a light—the light of the only begotten Son of God—that light which is able to dispel every darkness. Help us to remember Your promises—that if we will call unto You, You will answer us and show us great and mighty things that we know not. Help us to know that You rule by

Your power and Your eyes behold the nations.

We thank You for these honored men who have been entrusted with the law-making of our state. We pray that each one will feel a deep responsibility to the task and to the people who elected him. We pray, Our Father, forgiveness for our own sin in neglecting to remember these men in our prayers—forgiveness for not asking devine guidance in the many and tremendous decisions they must make. Grant them wisdom from above. Guide them in their thoughts and motives. Help us all, Dear Father, in this journey of life. Help us to know the one supreme truth, that this God is our God forever and ever and He will be our guide even unto death. We give praise and honor and majesty to our Saviour who gave Himself for us. We pray in the name of Jesus Christ our Lord.

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:

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

Jay Smith, 800 S.W. 51st, Oklahoma City Oklahoma, representing Oklahoma City Speakers Forum.

Don Welch, Jr., P.O. Box 616, Madill, Oklahoma, representing Oklahoma Railways Committee.

COMMITTEE REPORTS

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

DO PASS:

SB 243—Appropriations and Budget.

SB 244—Industrial and Labor Relations.

SB 247—Judiciary.

HB 1101—Public and Mental Health - co-authored by Senators McCune, Nichols, Smalley, Berrong, Stipe and Garrison.

HB 1202—Judiciary - co-authored by Senator Howell.

HB 1316—Judiciary - co-authored by Senators Lamb, Smalley, Grantham and Ham.

DO PASS, as amended:

SB 145—Industrial and Labor Relations.

SB 245—Appropriations and Budget.

HB 1100—Public and Mental Health.

HB 1174—Industrial and Labor Relations.

HB 1391—Appropriations and Budget.

FIRST READING

The following Bill was introduced and read the first time:

SB 266—By Birdsong and Smith—An Act relating to public employees; making findings and declarations; defining terms; granting public employees the right to bargain collectively; providing for employee organizations and fees; enumerating rights and duties of public employers; providing procedures for designation of employee representatives and for elections; requiring employers to confer with employee organizations; creating the State Labor Relations Board; providing for organization and compensation of board; providing for powers and duties of board; prescribing bargaining and arbitration procedures; prescribing duties of Arbitration Board; providing for payment of arbitrators' expenses; providing effect of agreements; prohibiting certain Acts and providing penalty; making provisions severable; and declaring an emergency.

SECOND READING

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

SB 264—Education - Common.

SB 265—Appropriations and Budget.

HB 1065—referred to Calendar.

HB 1345—Education - Common.

HB 1379—Wildlife.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed.

HB 1042—By Cate, Sparkman, Atkins, Thornhill and Carlton of the House and Garrett of the Senate—An Act relating to torts; amending 76 O.S. 1961, § 5, as last amended by Section 1 of Chapter 158, O.S.L. 1969 (76 O.S. Supp. 1970, § 5); exempting persons rendering emergency care to victims of accident or emergency, wherever required, from civil liability or criminal prosecution; providing exceptions; and declaring an emergency.

HB 1275—By Skeith, Avey, Bernard, Monks and Wickersham of the House and Taliaferro of the Senate—An Act relating to roads and bridges; amending Section 633, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 633); providing for financing and effecting of certain projects; permitting county commissioners to purchase hot mix hot laid asphaltic concrete under certain circumstances; and declaring an emergency.

HB 1280—By Spearman, Payne, Boren and Elder of the House and Rogers of the Senate—An Act relating to the Oklahoma Code of Military Justice; amending Sections 101, 401, 405, 505, 506, 602, 702, 704, 705, 706, 707, 710, 711, 716 and 905 Chapter 148 O.S.L. 1963 (44 O.S. Supp. 1970 §§ 2101, 2401, 2405, 2505, 2506, 2602, 2702, 2704, 2705, 2706, 2707, 2710, 2711, 2716 and 2905); defining terms; substituting the term "Military Judge" for "Law Officer"; providing limits of courts-martial; providing jurisdiction of summary courts-martial; providing for detailing of Military Judges and counsel; prohibiting compulsory self-incrimination; prohibiting influencing of

action of court; providing for court sessions and continuances; providing for challenges oaths and pleas; providing for obtaining evidence; providing for voting and findings; providing for rehearings; and providing for severability.

HB 1325—By York, Andrews, Davis, Kilpatrick, Clemons, Atkins, Monks, Bengtson, Sullivan, Nance and Coffin—An Act relating to schools; prescribing methods for negotiating between school employees and employing school districts; stating purpose of Act; defining terms; providing that local boards of education shall recognize representatives selected by a majority of professional educators; prescribing procedure for selecting representatives; prohibiting certain discriminatory Acts; and prohibiting the employment of strikes as a means of resolving differences with school districts or boards of education.

HB 1389—By Clemons—An Act relating to schools; amending Section 1 of Chapter 252, O.S.L. 1967 (70 O.S. Supp. 1970, § 6-24); providing for procedures when teacher's contract not renewed; providing for reinstatement upon dismissal without cause; 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 **HB 1233**.

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

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1122** and **1145**, requesting Conference and referring said Bills to **GCCA**, when appointed.

PENDING SENATE ACTION

HCR 1028 by Boatner of the House and Trent of the Senate was called up for consideration.

Senator Trent asked that all other members of the Senate be made co-authors to **HCR 1028**, which was the order

HCR 1028, as co-authored, was read at length, adopted upon motion of Senator Trent, properly signed and ordered returned to the Honorable House.

SR 24 by Ferrell was called up for consideration.

Senator Ferrell asked that all members of the Senate be made co-authors to **SR 24**, which was the order

SR 24, as co-authored, was read at length as follows, adopted upon motion of Senator Ferrell, and ordered referred for enrollment:

SR 24—By Ferrell, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution expressing deep sorrow and regret upon the death of Roscoe "Bo" Belcher; and directing that copies be sent to members of his family

WHEREAS, Roscoe "Bo" Belcher, newspaper publisher, founder of the Chandler baseball camp and former promotion manager of the Oklahoma State Fair passed away on March 22, 1971, and

WHEREAS, Bo Belcher was born in Duncan, Oklahoma, graduated from Chickasha High School and excelled in athletics at Southwestern State College at Weatherford, Oklahoma; and

WHEREAS, Bo Belcher, after a successful newspaper career in Guthrie, Guymon, and Hobart become publicity director of the Oklahoma State Fair in 1938; and

WHEREAS, the world famous Chandler baseball camp was established by Bo Belcher in 1957 promoting baseball skill and sportsmanship among thousands of boys from all over the nation as well as many foreign countries; and

WHEREAS, the 1st Session of the 31st Oklahoma Legislature commended Bo Belcher on the occasion of the tenth anniversary

sary of the Chandler baseball camp; and

WHEREAS, Bo Belcher lived an exemplary life of concern for his fellow man instilling the noble ideals for which he stood in the hearts of countless persons privileged to have known him; and

WHEREAS, it is fitting and proper that this honorable body take this means of expressing deep sorrow and regret upon the passing of one whose life will continue to serve as an inspiration to those who would strive to live up to the highest of mankind's virtues.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate hereby expresses deep sorrow and regret upon the passing of Mr. Roscoe "Bo" Belcher on behalf of all the people of Oklahoma.

SECTION 2. Copies of this Resolution shall be delivered to the members of his family as a token of our esteem.

HCR 1029 by Robinson of the House and Berrong of the Senate was called up for consideration.

Senator Berrong asked that all members of the Senate be made co-authors to **HCR 1029**, which was the order.

HCR 1029, as co-authored, was read at length, adopted upon motion of Senator Berrong, properly signed and ordered returned to the Honorable House.

Senator Terrill asked unanimous consent that **HCR 1025** be withdrawn from the Calendar and referred to the Committee on Constitutional Revision and Redistricting, which was the order.

GENERAL ORDER

SB 233 by McGraw of the Senate and Wixson, et al, of the House was read and considered.

Senators Capps, Hamilton, Baggett and Howell asked to be made co-authors to **SB 233**, which was the order.

Senator Baggett moved to amend **SB 233**, Page 3, Line 18 by striking Line 18 and

Lines 1 through 5 on Page 4, which amendment was declared adopted.

Senators Hamilton, Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young moved to amend **SB 233**, Page 5, Line 7½ by adding a new section as follows: "The Industrial Development and Park Department, shall have the right to post areas within state parks where cabins or camping facilities are located, to prohibit the use of motor bikes, motor cycles or motor scooters in said areas during the hours from sundown to sunup.

Any person who shall violate the provisions hereof as to the posted areas, shall be guilty of a misdemeanor." Re-number succeeding section, which amendment was declared adopted.

Upon motion of Senator McGraw, **SB 233**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 233**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 233 was read for the third time at length.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howell, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams.—32.

Nay: Baldwin, Birdsong, Hargrave, Holden, Luton, Payne, Trent, Young.—8.

Excused: Bradley, Crow, Howard, Lane, Medearis, Nichols, Stansberry, Stipe.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howell, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams.—32.

Nay: Baldwin, Birdsong, Hargrave, Holden, Luton, Payne, Trent, Young.—8.

Excused: Bradley Crow, Howard, Lane, Medearis, Nichols, Stansberry, Stipe.—8.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Murphy moved that the vote be reconsidered by which **SB 233**, as amended, passed.

As provided under Rule 19b, Senator Murphy moved that the vote be reconsidered by which the Emergency section of **SB 233**, as amended, passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 226, **SCR 27**, **HBs 1139**, **1147**, **1149**, **1207**, **1217** and **HCR 1027** each correctly engrossed.

Engrossed **SB 226** and **SCR 27** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1139**, **1147**, **1149**, **1207**, **1217** and **HCR 1027**, together with Engrossed **SAs** were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 157 by Ferrell, Garrison, Lane, Holden and Murphy was read and considered.

Upon motion of Senator Ferrell, **SB 157** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SB 157** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 157 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—38.

Excused: Birdsong, Bradley, Crow, Graves, Hargrave, Lane, Medearis, Stansberry, Stipe, Young.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—38.

Excused: Birdsong, Bradley, Crow, Graves, Hargrave, Lane, Medearis, Stansberry, Stipe, Young.—10.

The emergency was declared passed.

SB 157 was referred for engrossment.

GENERAL ORDER

HB 1007 by Poulos, et al, of the House and Smalley of the Senate was read and considered.

Senator Baggett asked to be made a co-author to **HB 1007**, which was the order.

Senators Crow, Lane and Medearis asked to be shown present, which was the order.

Upon motion of Senator Smalley, **HB 1007** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1007** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Taliaferro, Terrill.—33.

Nay: Boecher, Ferrell, Field, Holden, McCune, Payne, Rogers, Trent, Williams.—9.

Excused: Bradley, Hargrave, Porter, Stansberry, Stipe, Young.—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, Capps, Crow, Dahl, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Taliaferro, Terrill.—33.

Nay: Boecher, Ferrell, Field, Holden, McCune, Payne, Rogers, Trent, Williams.—9.

Excused: Bradley, Hargrave, Porter, Stansberry, Stipe, Young.—6.

The emergency was declared passed.

HB 1007 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1319 by Skeith, et al, of the House and Murphy and Medearis of the Senate was read and considered.

Upon motion of Senator Murphy, **HB 1319** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1319** was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrison, Grantham, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—34.

Nay: Baggett, Field, Hamilton, McGraw, Phillips, Rogers.—6.

Excused: Berrong, Bradley, Garrett, Graves, Hargrave, Stansberry, Stipe, Young.—8.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrison, Grantham, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—34.

Nay: Baggett, Field, Hamilton, McGraw, Phillips, Rogers.—6.

Excused: Berrong, Bradley, Garrett, Graves, Hargrave, Stansberry, Stipe, Young.—8.

The emergency was declared passed.

HB 1319 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 221 by Lane was read and considered.

Upon motion of Senator Lane, SB 221 was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, SB 221 was considered engrossed and placed on third reading and final passage.

Senator Stipe asked to be shown present, which was the order

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: Baggett, Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Howard, Phillips, Rogers, Trent.

—4.

Excused: Berrong, Birdsong, Bradley, Stansberry.—4.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Howard, Phillips, Rogers, Trent.

—4.

Excused: Berrong, Birdsong, Bradley, Stansberry.—4.

The emergency was declared passed.

SB 221 was referred for engrossment.

GENERAL ORDER

SB 257 by McSpadden of the Senate and Briscoe of the House was read and considered.

Senators Keels, Garrett, and Terrill moved to amend SB 257, Page 1, Line 1, by striking Section 1 and substituting therefor a new Section 1 as follows:

"Section 1. There is hereby appropriated to the Regents of Higher Education, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of One Hundred Thousand Dollars (\$100,000.00) or so much thereof as may be necessary for the purpose of maintaining a military school and ROTC program at Oklahoma Military Academy located at Claremore and it is hereby declared to be the intent of the legislature that Oklahoma Military Academy should be continued as a military school." and amend the title to conform.

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

Senator Hamilton presiding.

Senator McSpadden moved to table the Keels, et al, amendment, which motion prevailed upon roll call as follows:

Aye: Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Ham, Holden, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Miller, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Williams.—25.

Nay: Baggett, Birdsong, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Keels, McGraw, Medearis, Murphy, Phillips, Porter, Rogers, Stansberry, Terrill, Young.—18.

Excused: Boecher, Bradley, Garrison, Luton, Trent.—5.

Senators Phillips and Garrett moved to amend SB 257, Page 2, Line 5 after the word "College" and before the period " " by adding the words "and military acad-

emy", which amendment was tabled upon motion of Senator McSpadden, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Hargrave, Inhofe, Lamb, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Trent, Williams.—26.

Nay: Baggett, Birdsong, Garrett, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lane, McCune, Medearis, Phillips, Porter, Rogers, Stansberry, Terrill, Young.—20.

Excused: Bradley, McGraw.—2.

Upon motion of Senator McSpadden, **SB 257**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 257**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Taliaferro, Trent, Williams.—31.

Nay: Birdsong, Garrett, Holden, Howard, Howell, Keels, Lane, Martin, Phillips, Porter, Rogers, Stansberry, Terrill, Young.—14.

Excused: Bradley, Garrison, Stipe.—3.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, Mc-

Graw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Young.—36.

Nay: Howard, Keels, Martin, Phillips, Porter.—5.

Excused: Baldwin, Bradley, Ferrell, Garrison, Smalley, Trent, Williams.—7.

The emergency was declared passed.

SB 257 was referred for engrossment.

GENERAL ORDER

SB 120 by Martin of the Senate and Duke of the House was read. Senator Terrill asked to be made co-author to **SB 120**, which was the order. Consideration of **SB 120** was deferred for this legislative day.

Senator Baggett presiding.

DECLARATION OF VOTE

Senator Garrison asked that the record show had he been present at the time of Third Reading and final passage of **SB 257**, he would have voted NAY on the Bill, which was the order.

Senator Payne presiding.

GENERAL ORDER

HJR 1019 by Harrison of the House and Field of the Senate was read and considered.

Senators Baggett and Baldwin moved to amend **HJR 1019**, Page 3, Line 1, by adding after the word "1971", the words: "providing, however, that this suspension shall not apply to any proceedings which have been initiated, but not completed prior to the effective date of this resolution", which amendment was declared adopted.

Senator Baggett moved to amend **HJR 1019**, Page 3, Line 2, by substituting the words "average daily attendance" for the words "ADA" and on Page 3, Line 3, by inserting after the word "statute" and before the words "shall be", the words: "or regulation", which amendment was declared adopted.

Upon motion of Senator Field, **HJR**

1019, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HJR 1019**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1019 was read for the third time at length.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Lamb, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McGraw, Rogers, Smalley.—10.

Excused: Bradley, Dahl, Ferrell, Hargrave, Lane, Taliaferro.—6.

The Resolution was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Lamb, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McGraw, Rogers, Smalley.—10.

Excused: Bradley, Dahl, Ferrell, Hargrave, Lane, Taliaferro.—6.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Howell moved that the vote be reconsidered by which **HJR 1019**, as amended, passed.

GENERAL ORDER

HJR 1003 by Bengtson, et al, of the House was read and considered.

Senators Howard and Ham asked to be shown as co-authors to **HJR 1003**, which was the order.

Upon motion of Senator Howard, **HJR 1003** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HJR 1003** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1003 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—42.

Excused: Birdsong, Bradley Dahl, Hargrave, Holden, Taliaferro.—6.

The Resolution was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry Stipe, Terrill, Trent, Williams, Young.—42.

Excused: Birdsong, Bradley, Dahl, Hargrave, Holden, Taliaferro.—6.

The emergency was declared passed.

HJR 1003 was ordered withheld pursuant to Rule 19-f.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for a conference on **HB 1056** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1056: Senators Luton, Lamb, and Howell.

Upon motion of Senator Crow, the request of the Honorable House for a conference on **HB 1263** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1263: Senators Crow, Luton, and Young.

Upon motion of Senator McSpadden, the request of the Honorable House for a conference on **HB 1120** was ordered granted, said Bill to be referred to GCCA, when appointed.

PENDING SENATE ACTION

Senator Howard moved that the Senate refuse to adopt the Conference Committee Report on **SB 34**, and requested further conference, which motion prevailed.

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, with Senator Payne presiding, who made the following announcement:

The Senate, in Executive Session and upon motion of Senator Miller, advised

and consented to the confirmation of **HUGH WARREN**, Ada, as a Member of the Oklahoma Turnpike Authority for a term ending July 1, 1972, and effective upon Senate confirmation. Mr. Warren will serve the unexpired term of Mr. W. E. Farha.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:
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. Lobby Permits will be issued in the Office of the President Pro Tempore.

Harris, Margaret, 3008 Oakridge Drive, Bethany, Oklahoma. Democrat Republican Independent Voter Education.

Respectfully submitted,
Senator Ed Berrong,
Vice-Chairman,
Committee on Lobby Permits.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, March 31, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1007**, and **1319** and **HJR 1003** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, March 31, 1971, at 1:00 o'clock P.M.

Forty-eighth Legislative Day

Wednesday, March 31st, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—47.

Excused: Bradley.—1.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Phillips:

Our Father, we pause in the midst of this life with its joys, its fears and many decisions, to be still and have fellowship with You. Grant us, Our Father, that in this moment we may shut out of our minds and hearts everything that would distract. Speak to us of Your love and help us to push aside all our plans and our fears so that we may concentrate on Thee. Today our desire is not to storm heaven with our petitions and pleas, but to listen if, perhaps, You will assure us of Your closeness.

May we with the divine of long ago, Elijah, know that God isn't in the great and strong winds that rend the mountains and break the rock in pieces, nor is He

found in the earthquake nor in the fire, but in the still small voice that says, be still and know that I am God.

We ask You to forgive us for feeling, sometimes, that our tasks are too important to lay aside for a quiet time with You. We confess that we have not been strong in the Lord as we ought to have been — that our appetites for spiritual meats have been dulled by preoccupation with things both good and vain. In this pre-Easter season help us, oh Lord Our God, to meditate — to realize the depths of the angel's words to the women seeking the body of Jesus, "He is not here, but is risen." Speak to us in the quietness of the moment, this great truth — that our Lord came forth from the grave with a physical and immortal body. Bless, Our Father, these men who stand before You — ordained by You for this task of government. In the name of Jesus Christ Our Lord.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 33—Environmental Quality

SB 219—Banks and Banking.

SJR 17—State and Federal Government.

HB 1004—Judiciary - co-authored by Senator Young.

HJR 1020—Appropriations and Budget.

HB 1241—Judiciary - co-authored by Senator Grantham.

HB 1252—Judiciary - co-authored by Senators Lamb and Howell.

HB 1335—Banks and Banking - coauthored by Senators Howell, Capps and Me-dearis.

HB 1372—Appropriations and Budget.

HB 1382—Judiciary - co-authored by Senators Birdsong, Luton, Lamb, Garrison, Grantham, Garrett, Howell, Porter and Young.

DO PASS, as amended:

SB 217—Judiciary.

SB 223—Appropriations and Budget.

HB 1133—Appropriations and Budget.

HB 1148—Appropriations and Budget.

HB 1150—Appropriations and Budget.

HB 1255—State and Federal Government coauthored by Senators Berrong and McCune.

HB 1253—State and Federal Government coauthored by Senators McCune and Berrong.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1373—By Skeith, Huddleston, Trent, Bernard, Sullivan, Sanguin, Greenhaw and Townsend of the House and Stipe of the Senate—(Board of Public Affairs and emergency).

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 22**, as co-authored by Monks of the House and **SCR 26**, as co-authored by McCune, Riggs, Hancock, Ford and Wolfe (Stephen) of the House.

The above numbered Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1207** and **1217**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1139**, **1147**, and **1149**, requesting Conference and referring said Bills to **GCCA**, when appointed.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 34**, and naming the same conferees.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1181**, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1007**, **1181**, **1319**, and **HJR 1003**.

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1028** and **1029**.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 30, 1971, of Enrolled **SB 15** entitled:

SB 15—By Grantham of the Senate and Boettcher et al of the House—An Act relating to highways; amending Section 1708, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1708); * * * * and providing for effective date.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 53**.

The above numbered Bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 157, 164, 221 and 257 each correctly engrossed.

SR 24 correctly enrolled.

Engrossed **SBs 157, 164, 221 and 257** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 24** was properly signed and ordered transmitted to the Secretary of State.

President Pro Tempore Smith presiding.

RESOLUTIONS

Senator Young introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 25—By Young, Garrison and Stipe—A Resolution memorializing the President of the United States to maintain sufficient Armed Forces in South Vietnam to insure release of American Servicemen held as Prisoners of War by the enemy and directing distribution.

Senator Berrong introduced **SR 26**, which was read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 26—By Berrong—A Resolution congratulating Southwestern State College, its 1970 Oklahoma Collegiate Championship Football Team and coaches; and directing distribution.

WHEREAS, Southwestern State College won the Oklahoma Collegiate Championship in football competition for the 1970 season; and

WHEREAS, team members Eugene McGlory, Charles Hicks, Joe Dean Shegog, Randy Lawrence, Eldavis Colbert, and Eugene Wilton were selected for the first team, and Bob Densmore and Jim Calip were selected for the second team, of the all-conference Football Team, and

WHEREAS, outstanding success in athletics was accompanied by scholastic achievement by all players and, as to individuals Ford Farris, Eldavis Colbert, Butch Peters, Randy Lawrence and Hugh Monts were particularly recognized in that they were placed on the Dean's Honor Roll; and

WHEREAS, Southwestern State College, all 52 players of its 1970 football team including the above mentioned, the coaches, trainer and athletic director are highly deserving of congratulations.

NOW, THEREFORE BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The football team, players, coaches Cecil Morris, Clint Ponder, Cecil Devine, trainer Charles Tenneson, athletic director, O. T. Deleporte, and Southwestern State College to which they brought signal honor, are sincerely congratulated.

SECTION 2. Duly authenticated copies of this Resolution shall be distributed to Southwestern State College, its 1970 football championship team, each player of said team, the athletic director and each member of the coaching staff.

RESOLUTION

SCR 28 by Stipe, Garrison and Young of the Senate was read and considered.

The following senators asked to be made co-authors to **SCR 28**, which was the order:

Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell Field, Garrett, Grantham, Graves, Ham, Hamilton, H a r g r a v e, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.

Senator Payne moved that **SCR 28** be printed at length in the Journal, which motion prevailed.

Senator Stipe moved to amend **SCR 28**,

Page 1, Line 15 by striking the word "April" and substituting therefor the word "March", which amendment was declared adopted.

President Pro Tempore Smith presiding.

President Pro Tempore Smith asked that any requests for special distribution of SCR 28 be made to the Secretary of the Senate, who would so concur.

SCR 28, as co-authored and amended, was read at length as follows, adopted upon motion of Senator Stipe, and referred for engrossment.

SCR 28—By Stipe, Garrison, Young, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent and Williams of the Senate and Pierce and Monks of the House—A Resolution respectfully petitioning the President of the United States to give the earliest consideration to the granting of executive clemency to Lt. William Calley, United States Army; and directing distribution.

WHEREAS on March 29, 1971, a court martial jury found Lt. William Calley, United States Army, guilty on a charge of "premeditated murder of 22 Vietnamese civilians" at My Lai, South Vietnam, in 1968; and

WHEREAS, conviction on this charge may result in a sentence of death by hanging or life imprisonment, unless mitigated by a higher court or the President of the United States; and

WHEREAS, the charges against Lt. Calley arose from a combat action into which he and his troops were ordered in 1968; and

WHEREAS, never in the history of nations and warfare have members of a nation's armed forces confronted decisions of such inconsistency or indissoluble nature

in carrying out the duties for which they have been trained, prepared and sworn; and

WHEREAS, the controversies surrounding the United States involvement in the Vietnam Conflict have contributed to an increasing demoralization of American armed forces personnel endeavoring only to carry out their sworn duties as members of our nation's fighting forces; and

WHEREAS, for one whose loyalty and patriotism and willingness to forfeit his own life in defense of his country remain unquestioned and unchallenged, the penalty imposed upon Lt. Calley is unduly harsh and severe; and

WHEREAS, the ideals of American justice, which guarantee to each the equal protection of the laws, must not be tarnished by the apparent application of a double standard, as might be inferred from the fact that others charged in the same My Lai incident have been acquitted, as well as from the fact that no similar charges have evolved from aerial, naval or artillery bombardments resulting in the deaths of untold numbers of Vietnamese civilians; and

WHEREAS, to prevent the final and complete demoralization of America's fighting forces, and to ensure the availability of personnel for the nation's armed forces in meeting future needs and crises, those men willing to sacrifice their lives in pursuit of national policies must be assured of their nation's moral support and that performance of duties for which they have been trained and prepared shall not constitute the basis for criminal charges wholly unrealistic in the context of a cruel and brutal war.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION, 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the Honorable Richard M. Nixon, President of the United States of America and Commander-in-

Chief of the Armed Forces, be and hereby is respectfully petitioned to give the earliest and deepest consideration to the granting of Executive clemency to Lt. William Calley, United States Army, in view of Lt. Calley's exemplary military record prior to the so-called "My Lai incident," and in view of the extenuating circumstances surrounding participation of American armed forces in the Vietnam Conflict.

SECTION 2. That a duly authenticated copy hereof be forwarded to the President of the United States of America, the Honorable Richard M. Nixon; the Secretary of Defense, the Honorable Melvin R. Laird; the Secretary of the Army, the Honorable Stanley R. Resor; and to each member of the Oklahoma delegation in the Congress of the United States.

SPECIAL INTRODUCTIONS

President Pro Tempore Smith asked unanimous consent, which was granted, that the Rules of the Senate be suspended and unauthorized persons be allowed to come upon the floor of the Senate for presentation of awards to State Winners of the 1971 "Ability Counts" contest which had as its theme: "Employment of the Handicapped Company Attitudes"

Senator Rogers presiding.

Senator Stipe introduced Mr. Don Davis who was awarded the Distinguished Service Award by the President's Committee On Employment of the Handicapped for outstanding contribution in that field.

Senator Stipe introduced the First Place winner in the Ability Counts Contest, who was Miss Sydnee Thompson of McAlester High School, and presented her with a Resolution of Commendation. Miss Thompson also won second place in the national contest.

Senator Capps introduced the Second Place winner in the Ability Counts Contest, who was Mr. Kenneth McDowell of Arnett High School, and presented him with a Resolution of Commendation.

Senator Taliaferro introduced the Third Place winner in the Ability Counts Contest, who was Miss Karen Anderson of

Lawton High School, and presented her with a Resolution of Commendation.

Senator Taliaferro introduced the Fourth Place winner in the Ability Counts Contest, who was Miss Janice Joyner, of Lawton High School, and presented her with a Resolution of Commendation.

Senator Boecher introduced the Fifth Place winner in the Ability Counts Contest, who was Miss Suzan Maxey of El Reno High School, and presented her with a Resolution of Commendation.

Senator Murphy introduced the Sixth Place winner in the Ability Counts Contest, who was Miss Jane Eleanor Morgan, of C. E. Donart High School, and presented her with a Resolution of Commendation.

Senator McCune introduced the Seventh Place winner in the Ability Counts Contest who was Miss Cindy Mayes of Putnam City High School, and presented her with a Resolution of Commendation.

Senator Stansberry introduced the Eighth Place winner in the Ability Counts Contest, who was Miss Lynn Caldwell of Putnam City High School, and presented her with a Resolution of Commendation.

Senator Terrill introduced the Ninth Place winner in the Ability Counts Contest, who was Mr. Steve Pike of Lawton High School, and presented him with a Resolution of Commendation.

Senator Terrill introduced the Tenth Place winner in the Ability Counts Contest, who was Miss Irene Koscal of Lawton High School, and presented her with a Resolution of Commendation.

President Pro Tempore Smith presiding.

FIRST READING

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

SB 267—By Howard—An Act relating to taxation; amending 11 O.S. 1961, § 481, as amended by Section 1, Chapter 349, O.S.L. 1963 (11 O.S. Supp. 1970, § 481); providing exemptions from city taxes of certain classifications of land; authorizing increasing or lessening area of

city; prescribing deannexation when municipal services are not offered a territory.

SECOND READING

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

SB 266—Industrial and Labor Relations.

HB 1042—Judiciary.

HB 1275—Revenue and Taxation.

HB 1280—Judiciary.

HB 1325—Industrial and Labor Relations.

HB 1389—Education - Common.

GENERAL ORDER

President Pro Tempore Smith raised the question of "No Quorum".

The Presiding Officer ordered the roll called, following which he declared a quorum present.

HB 1065 by Spearman was read and considered.

President Pro Tempore Smith asked to be shown as the principal Senate author of **HB 1065**, which was the order.

Upon motion of Senator Baggett, **HB 1065** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1065** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Young.—38.

Nay: Ferrell, Garrison, Inhofe, Porter, Stipe, Williams.—6.

Excused: Bradley, Breckinridge, Ham, Rogers.—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, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Young.—38.

Nay: Ferrell, Garrison, Inhofe, Porter, Stipe, Williams.—6.

Excused: Bradley, Breckinridge, Ham, Rogers.—4.

The emergency was declared passed.

HB 1065 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 120 by Martin of the Senate and Duke of the House was read and considered. Senator McSpadden presiding.

Senators Lamb and Terrill asked to be made co-authors of **SB 120**, which was the order.

Senator Grantham moved to amend **SB 120**, Page 2, Line 18 by striking after the word "county", and before the word "provided" the period and adding the following language: "one half of his salary and the remaining one half of said salary shall be paid from the county general fund.", which amendment was tabled upon motion of Senator Martin, the roll call thereon being as follows:

Aye: Baldwin, Capps, Dahl, Field, Garrison, Graves, Holden, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Payne, Phillips, Stansberry, Taliaferro, Terrill, Trent, Williams.—21.

Nay: Berrong, Birdsong, Boecher, Breckinridge, Ferrell, Garrett, Grantham, Hamilton, Hargrave, Howell, Inhofe, Lane, Luton, Murphy, Nichols, Smalley, Smith, Young.—18.

Excused: Baggett, Bradley, Crow, Ham, Howard, Medearis, Porter, Rogers, Stipe.—9.

Senator Lamb moved to amend **SB 120**, Page 1, Line 4 by striking after the word "the" and before the word "appoint," the words "county commissioners" and inserting the words "Chief Justice of the Supreme Court", which amendment was declared adopted.

Senator Martin moved to amend **SB 120**, Page 2, Line 1 by striking the words "twenty-four thousand (24,000) and substituting the words and figures "thirty-five thousand (35,000).

Senator Martin asked unanimous consent, which was granted, that his amendment be withdrawn.

Senator Grantham moved to amend **SB 120**, Page 1 by striking all of the title except the words "An Act Relating To Children"

Senator Martin moved to table the Grantham amendment, which motion failed of adoption, the roll thereon being as follows:

Aye: Baldwin, Boecher, Ferrell, Holden, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Miller Payne, Rogers, Terrill, Trent, Williams, Young.—18.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Howard, Howell, Lane, ~~Luton~~, Murphy, Nichols, Phillips, Smalley, Smith, Taliaferro.—23.

Excused: Bradley Graves, Ham, Medearis, Porter, Stansberry, Stipe.—7.

The vote occurring on the Grantham amendment, it was declared adopted.

Senator Hamilton moved that **SB 120** be withdrawn from the Calendar and referred to the Committee on Appropriations and Budget, which was tabled upon motion of Senator Martin, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Boecher, Graves, Holden, Howard, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin,

Miller, Payne, Rogers, Smalley, Taliaferro, Terrill, Trent, Young.—21.

Nay: Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Howell, Lane, Luton, Murphy, Nichols, Phillips, Smith, Williams.—20.

Excused: Birdsong, Bradley, Ham, Medearis, Porter, Stansberry, Stipe.—7.

Senator Martin moved to amend **SB 120**, Page 1 by striking the enacting clause, which amendment was declared adopted.

Senator Field moved to amend **SB 120**, Page 2, Line 1 by striking after the word "of" on page 1, the words and figures "twenty-four (24,000)" substitute the words and figures "fifteen thousand five hundred (15,500)", which amendment was tabled upon motion of Senator Martin.

Upon motion of Senator Martin, **SB 120**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 120**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 120 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Garrett, Grantham, Howell.—3.

Excused: Bradley, Crow, Ham, Medearis, Murphy, Nichols, Porter, Rogers, Stansberry, Stipe.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Bird-

song, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Garrett, Grantham, Howell.—3.

Excused: Bradley, Crow, Ham, Medearis, Murphy, Nichols, Porter, Rogers, Stansberry, Stipe.—11.

The emergency was declared passed.

SB 120 was referred for engrossment.

BILL RELEASED

President Pro Tempore Smith asked unanimous consent, which was granted, that rule 19-f be suspended and **HB 1065** be immediately released.

HB 1065 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 245 by Smalley of the Senate and Cate of the House was read and considered.

Senator Murphy asked to be made co-author of **SB 245**, which was the order.

Upon motion of Senator Smalley, **SB 245**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SB 245**, as co-authored, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Dahl, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—32.

Nay: Birdsong.—1.

Excused: Bradley, Capps, Crow, Ferrell, Field, Ham, Inhofe, McGraw, Medearis, Nichols, Porter, Stansberry, Stipe, Williams, Young.—15.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Dahl, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—32.

Nay: Birdsong.—1.

Excused: Bradley, Capps, Crow, Ferrell, Field, Ham, Inhofe, McGraw, Medearis, Nichols, Porter, Stansberry, Stipe, Williams, Young.—15.

The emergency was declared passed.

SB 245 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 28 correctly engrossed.

Engrossed **SCR 28** 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, with Senator McSpadden presiding.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

Mr. President:

The Committee on Lobby Permits to which was referred requests for Lobby Permits after careful consideration recom-

mends that the following petitioners be granted Lobby Permits. Lobby Permits will be issued in the Office of the President Pro Tempore.

McElroy, Betty, 2716 S. W 52nd, Oklahoma City. Fair Taxation Committee.

Smith, Jay, 800 S. W 51st, Oklahoma City. Oklahoma City Speakers Forum.

Welch, Jr. Don, P O. Box 616, Madill, Oklahoma, Oklahoma Railways Committee.

Respectfully submitted,

Ed Berrong
Vice-Chairman
Committee on Lobby Permits
Roy E. Grantham

Senator Terrill moved, after the desk is cleared, that the Senate stand adjourned to meet Thursday, April 1, 1971, at 11.00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, April 1, 1971, at 11.00 o'clock A.M.

Forty-ninth Legislative Day

Thursday, April 1, 1971

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Breckinridge, Howard, Howell, Nichols, Porter, Stipe.—7.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of President Pro Tempore Smith.

Our Father, we come into Thy presence this morning through Jesus Christ our Lord—humbled that we are privileged to have access to the God of eternity. We are very grateful for this week—for the privilege of making new acquaintances, new friends. We are thankful, our Father, to have been a part of this group of men who have dedicated themselves, taken upon themselves responsibilities to represent the people of the State of Oklahoma. We do pray Your special blessings and guidance upon each of them, and may each of them look to the All Wise God for help and direction. Father, Thou art the potter, we are the clay, so mold us. Help us not to surrender to the evil pressures of the world and may there be no part of the clay that is not yielded to Thy loving

touch. May we be vessels unto honor—vessels that are meat for the Master's use.

We thank you for our Blessed Lord who gave His life, shed His blood that we might be made the righteousness of God in Him. As Jesus took that bitter cup and from it poured out the blessings for the world, so take our lives today. Make us into Thy image, save us in heaven when You are through with us here. We pray for Christ's sake and in His name. Amen.

The Journal for the last legislative day was declared approved.

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 208—Industrial and Labor Relations.

HB 1245—Insurance - co-authored by Senator Berrong.

HJR 1001—Municipal Government - co-authored by Senator Ham.

DO PASS, as amended:

SB 132—Municipal Government.

SB 193—Municipal Government.

SB 241—Insurance.

FIRST READING

The following Bills were introduced and read the first time:

SB 268—By Grantham of the Senate and Boettcher, Conaghan and McCune of the House—An Act relating to court clerks' records; amending 12 O.S. 1961, § 24, to

specify instruments that must be entered on the journal record and to authorize journal record to be kept in microfilm; repealing 12 O.S. 1961, § 701, establishing effective date; and declaring an emergency.

SB 269—By Murphy—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. 1970, § 14-103), defining outside width of vehicles; authorizing buses with outside width of not to exceed one hundred two inches to be operated on certain streets and highways; and declaring an emergency.

SB 270—By Murphy—An Act relating to schools; designating April 16 of each year as "Jim Thorpe Day", and providing for observance thereof in the public schools; and declaring an emergency.

SB 271—By Young—An Act relating to motor vehicles; authorizing the owner of a new motor vehicle to enter into a lease or loan agreement with the Board of Education of a vocational and technical school or area school district covering the use thereof; specifying uses; authorizing special license plates for nominal fee for such vehicles; authorizing board of education to provide for insurance protection; declaring legislative policy; making certain acts unlawful; and declaring an emergency.

SB 272—By Young—An Act relating to education; authorizing state agencies, boards, commissions, county commissioners and governing boards of cities and towns to lease, loan, sell or donate certain equipment, machinery or motor vehicles to boards of education or vocational and technical schools or area school districts for educational purposes; and declaring an emergency.

SB 273—By Baggett—An Act relating to cemeteries; making it unlawful to deny, refuse or prohibit the interment, entombment or burial of the remains of any deceased person in any cemetery because of race, color or national origin; providing that provisions with such effect

in certain agreements and instruments shall be null and void and in conflict with public policy; and declaring an emergency.

SB 274—By Baggett—An Act relating to taxation; amending Section 1305 of Section 2, Chapter 367, O.S.L. 1963, as renumbered by Section 2, Chapter 215, O.S.L. 1965, and as amended by Section 1, Chapter 271, O.S.L. 1969 (68 O.S. Supp. 1970, § 1305); providing sales tax exemptions; and exempting certain foods and medicines.

SB 275—By Baggett—An Act relating to trusts and pools; amending 79 O.S. 1961, §§ 1 and 25; prohibiting certain restraints of trade or commerce; providing recourse for injured parties; providing Statute of Limitations; and declaring an emergency.

SB 276—By Baggett—An Act relating to property; requiring submission of statements of consideration for conveyances; providing for modification of assessed valuations; prescribing duties of county clerks, county assessors, the Oklahoma Tax Commission and the State Board of Equalization; providing for use of statements to determine ratio of assessed valuations to fair cash values; and declaring an emergency.

SB 277—By Baggett—An Act relating to public finance; providing for deposit of all revenue of the state except certain enumerated revenues in the General Revenue Fund to be expended only on regular appropriation bills; repealing conflicting laws; and declaring an emergency.

SECOND READING

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

SB 267—Municipal Government.

HB 1373—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1276—By Willis and Miskelly of the House and McSpadden and Hamilton of

the Senate—(Oklahoma Commission on Alcoholism and emergency.)

HB 1334—By Willis of the House and McSpadden of the Senate—An Act relating to insurance; amending 36 O.S. 1961, § 312, as amended by Section 8, Chapter 60, O.S.L. 1965 (36 O.S. Supp. 1970, § 312), creating the "Insurance Commissioner Fund"; providing source for funds as appropriated by the legislature for the performance of the duties of the Office of Insurance Commissioner salaries, compensation and travel expenses shall not exceed amount appropriated from time to time by the legislature; requiring that the unexpended balance in excess of seventy-five percent of the succeeding fiscal year's appropriation from said fund at end of fiscal year be transferred to the General Revenue Fund; providing that three one-hundredths or three percent of all taxes on premiums collected be allocated and disbursed to the Insurance Commissioner Fund; and directing funds to be credited to the Insurance Commissioner Fund by the State Treasurer.

HB 1365—By Mountford and Willis of the House and Phillips of the Senate—(Indian and Hardrock Mining Museum Commission and emergency)

HB 1366—By Mountford, Willis, Sullivan and Witt of the House and Phillips of the Senate—(Indian and Hardrock Mining Museum Commission and appropriation and emergency)

HB 1442—By Briscoe and Stratton of the House and McSpadden of the Senate—An Act relating to schools; amending Section 801, Chapter 396, O.S.L. 1965 (70 O.S. Supp. 1970, § 3801); changing the name of the Oklahoma Military Academy to Claremore Junior College; providing that any reference to the Oklahoma Military Academy in Statutes be deemed reference to the Claremore Junior College; 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 84**, as amended.

HA to **SB 84** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 15, by striking the Enacting Clause: "Be it enacted by the people of the State of Oklahoma:"

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1065, 1207 and 1217**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 28**.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SJR 17 by Garrison of the Senate and Sanguin of the House was read and considered.

Upon motion of Senator Garrison, **SJR 17** was advanced to engrossment.

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

THIRD READING

SJR 17 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lam5, Lane, Luton, McCune, McGraw, McSpadden, Medearis,

Miller, Murphy, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Bradley, Breckinridge, Howard, Howell, Martin, Nichols, Phillips, Porter, Stansberry, Stipe, Trent.—11.

The resolution was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—37.

Excused: Bradley, Breckinridge, Howard, Howell, Martin, Nichols, Phillips, Porter, Stansberry, Stipe, Trent.—11.

The emergency was declared passed.

SJR 17 was referred for engrossment.

GENERAL ORDER

HB 1004 by Mountford of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1004** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1004** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Bradley, Breckinridge, Garrett, Grantham, Holden, Howard, Howell, Miller, Nichols, Phillips, Porter, Stipe, Trent.—13.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Bradley, Breckinridge, Garrett, Grantham, Holden, Howard, Howell, Miller, Nichols, Phillips, Porter, Stipe, Trent.—13.

The emergency was declared passed.

HB 1004 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 217 by Medearis of the Senate and Cotner of the House was read and considered.

Upon motion of Senator Medearis, **SB 217** was advanced to engrossment.

By unanimous consent, upon request of Senator Medearis, **SB 217** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 217 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—37

Excused: Bradley, Breckinridge, Howard, Howell, Lane, Miller, Nichols, Payne, Phillips, Porter, Stipe.—11.

The bill was declared passed.

SB 217 was referred for engrossment.

GENERAL ORDER

HB 1133 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1133 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1133 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1133 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Luton, McGraw, McSpadden, Medearis, Murphy, Smalley, Smith, Stansberry, Taliaferro, Trent, Young.—31.

Nay: Keels, McCune, Williams.—3.

Excused: Bradley, Breckinridge, Howard, Howell, Lane, Martin, Miller, Nichols, Payne, Phillips, Porter, Rogers, Stipe, Terrill.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Medearis, Miller, Murphy, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Keels, McCune.—2.

Excused: Bradley, Breckinridge, Garrett, Howard, Howell, Martin, Nichols, Payne, Phillips, Porter, Rogers, Stipe.—12.

The emergency was declared passed.

HB 1133 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 120 and 245 each correctly engrossed.

SB 53 and SCRs 22 and 26 each correctly enrolled.

Engrossed SBs 120 and 245 were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SB 53 was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCRs 22 and 26 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1148 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1148 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1148 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1148 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Miller, Murphy, Payne, Smalley,

Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Garrett, Howard, Howell, McGraw, Martin, Nichols, Phillips, Porter, Rogers, Stipe.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Garrett, Howard, Howell, McGraw, Martin, Nichols, Phillips, Porter, Rogers, Stipe.—12.

The emergency was declared passed.

HB 1148 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 **HB 1133**, he would have voted AYE on the Bill and its emergency, which was the order.

Senator Smalley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 26 correctly enrolled.

Enrolled **SR 26** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1150 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1150** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1150** was consid-

ered engrossed and placed on third reading and final passage.

THIRD READING

HB 1150 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—36.

Excused: Bradley, Breckinridge, Hargrave, Howard, Howell, Miller, Nichols, Phillips, Porter, Rogers, Stipe, Young.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—36.

Excused: Bradley, Breckinridge, Hargrave, Howard, Howell, Miller, Nichols, Phillips, Porter, Rogers, Stipe, Young.—12.

The emergency was declared passed.

HB 1150 was referred for engrossment.

GENERAL ORDER

HB 1101 by McCune, et al, of the House and Garrett, McCune, Nichols, Smalley, Berrong, Stipe, Payne, Ham, and Garrison of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1101** was advanced to engrossment.

By unanimous consent, upon request of

Senator Garrett, **HB 1101** was considered engrossed and placed on 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: Berrong, Birdsong, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Baldwin, Boecher.—2.

Excused: Baggett, Bradley, Breckinridge, Crow Ham, Howard, Howell, Nichols, Phillips, Porter Rogers, Stipe.—12.

The bill was declared passed.

HB 1101 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 243 by Lane and Hamilton of the Senate and Murphy of the House was read and considered.

Senator Howell asked to be shown present, which was the order

Senator Berrong moved to amend **SB 243**, Page 3, Line 18 by striking after the word "[guarantee]" and before the word "retirement", the word "assure" and substitute therefor the word "guarantee", which amendment was declared adopted.

Upon motion of Senator Lane, **SB 243**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **SB 243**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 243 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent.—36.

Nay: Berrong.—1.

Excused: Bradley, Breckinridge, Graves, Ham, Howard, Nichols, Phillips, Porter, Stipe, Williams, Young.—11.

The bill was declared passed.

SB 243 was referred for engrossment.

GENERAL ORDER

HB 1202 by Bengtson, et al, of the House and Howell of the Senate was read and considered.

Senator Hamilton presiding.

Senators Dahl, Grantham, Lamb, Payne, and Terrill asked to be made co-authors to **HB 1202**, which was the order.

Upon motion of Senator Howell, **HB 1202**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1202**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1202 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stansberry Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Hargrave.—1.

Excused: Baggett, Berrong, Bradley,

Breckinridge, Graves, Ham, Howard, Nichols, Phillips, Porter, Smalley, Stipe.—12.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: Hargrave.—1.

Excused: Baggett, Berrong, Bradley, Breckinridge, Graves, Ham, Howard, Nichols, Phillips, Porter, Smalley, Stipe.—12.

The emergency was declared passed.

HB 1202 was ordered withheld pursuant to Rule 19-f.

MOTION TO RECONSIDER VOTE

Senator Howell asked for consideration of his motion to reconsider the vote by which **HJR 1019** passed, which motion was tabled upon motion of Senator Field.

HJR 1019 was referred for engrossment.

PENDING SENATE ACTION

SCR 23 was called up for consideration.

Senators Baggett, Hamilton, Hargrave, McGraw and Medearis asked to be made co-authors to **SCR 23**, which was the order.

Senator Hamilton moved to amend **SCR 23** by striking “/or” every place the same appears in the measure, and correct the title to show a study is to be made by Special Committee, instead of the Board of Regents, which amendment was declared adopted.

Senator Stansberry moved to amend **SCR 23**, Page 2, Line 5, by adding after the word “that” and before the word “the”, the words: “the Board of Regents and”, which amendment was declared adopted.

SCR 23, as co-authored and amended, was read at length, adopted upon motion of Senator Hamilton, and referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the request of the Honorable House for conference on **HBs 1122, 1139, 1145, 1147, and 1149** was granted, said Bills to be referred to GCCA, when appointed.

GENERAL ORDER

SB 247 by Grantham of the Senate and McCune of the House was read and considered.

Upon motion of Senator Grantham, **SB 247** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 247** was considered engrossed and placed on 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Graves, Howard, McSpadden, Nichols, Phillips, Porter, Rogers, Stipe, Taliaferro.—13.

The bill was declared passed.

SB 247 was referred for engrossment.

GENERAL ORDER

HB 1241 by Green of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1241** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1241** was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, Martin, Medearis, Murphy, Payne, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Bradley, Breckinridge, Graves, Howard, McCune, McSpadden, Miller, Nichols, Phillips, Porter, Rogers, Stipe, Taliaferro.—14.

The bill was declared passed.

HB 1241 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 28 correctly enrolled.

Enrolled **SCR 28** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

GENERAL ORDER

HB 1316 by Riggs of the House and Lamb, Smalley, Grantham and Ham of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1316** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1316** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1316 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, Martin, Medearis, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Baldwin, Bradley, Breckinridge, Graves, Holden, Howard, McCune, McSpadden, Miller, Murphy, Nichols, Phillips, Porter, Stipe, Taliaferro.—16.

The bill was declared passed.

HB 1316 was ordered withheld pursuant to Rule 19-f.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday April 5, 1971, at 1.00 o'clock P.M., which motion prevailed.

President Pro Tempore Smith presiding.

BILLS RELEASED

Engrossed **HBs 1004, 1101, 1202, 1241, and 1316** were properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

SB 129 was offered for engrossment.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, April 5, 1971, at 1.00 o'clock P.M.

Fiftieth Legislative Day

Monday, April 5, 1971

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

Upon roll call, the following members were present:

Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young. 40.

Excused: Baggett, Bradley, Capps, Keels, Lane, Luton, Phillips, Rogers.—8.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Leon O. Sewell, Pastor of the First Baptist Church, Weatherford, Oklahoma, and incorporated upon request of Senator Berrong:

Dear Heavenly Father, grant us wisdom for the issues that we face, courage for the obstacles that lie before us and grace for the trials that are ours.

Grant that we may, in wholly humility, assume the responsibilities that have been thrust upon us, and give us the supreme joy in life in knowing that we do thy will. In thy name we pray. Amen.

The Journal for the last legislative day was declared approved.

DECLARATION OF VOTE

Senator Graves asked that the record show had he been present at the time of

Third Reading and final passage of **SBs 243 and 247** and **HBs 1202, 1241 and 1316**, he would have voted AYE on the Bills and their emergencies, which was the order.

President Pro Tempore Smith presiding.

COMMITTEE REPORTS

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

DO PASS:

SB 250—Revenue and Taxation, co-authored by Smalley.

SB 259—Education - Higher.

HB 1184—Revenue and Taxation, co-authored by Smalley.

HB 1190—Agriculture.

HB 1318—Revenue and Taxation, co-authored by Terrill.

HB 1387—Revenue and Taxation.

DO PASS, as amended:

SB 191—Education - Higher, co-authored by Inhofe.

HB 1374—Professions and Occupations, co-authored by Grantham.

FIRST READING

The following Bills were introduced and read the first time:

SB 278—By Grantham of the Senate, McCune, Boettcher and Conaghan of the House—An Act relating to fees and to cities and towns; amending 28 O.S. 1961, § 101, as last amended by Section 3, Chapter 202, O.S.L. 1969 (28 O.S. Supp. 1970, § 101), to provide for method of collecting fines, fees and costs; amending 11 O.S. 1961, § 672, as amended by Section 1,

Chapter 269, O.S.L. 1970 (11 O.S. Supp. 1970, § 672), to provide for election by defendant to satisfy fines and costs by working; amending 11 O.S. 1961, § 795, as amended by Section 14, Chapter 174, O.S.L. 1970 (11 O.S. Supp. 1970, § 795), to provide procedure for collecting fines and costs; amending Section 18, Chapter 391, O.S.L. 1968 (11 O.S. Supp. 1970, § 958.28), to provide procedure for collecting fines and costs; and declaring an emergency.

SB 279—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to conservation of oil and gas; amending 52 O.S. 1961, § 87.1, as amended by Section 1, Chapter 121, O.S.L. 1963 (52 O.S. Supp. 1970, § 87.1, subsections (a) and (b)); providing for the Corporation Commission's establishment and reestablishment of well spacing and drilling units to prevent waste and to protect the correlative rights of interest owners in common sources of supply; providing manner of adjusting such rights; fixing maximum number of acres to unit in certain instances; prescribing procedures; prescribing for order; and declaring an emergency.

SECOND READING

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

SB 268—Judiciary.

SB 269—Public Safety and Penal Affairs.

SB 270—Education—Common.

SB 271—Education - Common.

SB 272—State and Federal Government.

SB 273—State and Federal Government.

SB 274—Revenue and Taxation.

SB 275—Judiciary.

SB 276—Revenue and Taxation.

SB 277—Revenue and Taxation.

HB 1276—Appropriations and Budget.

HB 1334—Appropriations and Budget.

HB 1365—Governmental Reform.

HB 1366—Appropriations and Budget.

HB 1442—Education - Higher.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1239—By Stratton—An Act relating to motor vehicles; amending Section 1, Chapter 185, O.S.L. 1968, as amended by Section 1, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.1), Section 2, Chapter 185, O.S.L. 1968 (22 O.S. Supp. 1970, § 1114.2), Section 4 of Chapter 185, O.S.L. 1968, as amended by Section 3 of Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.4), Section 5, Chapter 185, O.S.L. 1968, as amended by Section 4, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.5); providing certain methods and procedures for posting bail for traffic violation charges; providing that out of state arrestees posting bail by personal check must deposit license; providing procedure for personal checks, for deposited license and for receipt in lieu of license; providing for issuance of bench warrants in certain instances; and declaring an emergency.

HB 1426—By Sanguin of the House and Stipe of the Senate—An Act relating to motor vehicles; establishing rules of the road; amending 47 O.S. 1961, § 11-202; providing for traffic control signal lights and arrows and prescribing the colors thereof; designating the rules to follow for each color indication; providing for pedestrian signals and rules for such; allowing vehicular traffic facing a steady red signal to turn after stopping if permitted by a sign and granting right-of-way to pedestrians; providing for lane direction control signals; stating vehicular traffic rules for such signals; directing codification; providing for severability; and declaring an emergency.

HB 1464—By Sanguin of the House and Birdsong of the Senate—An Act relating to motor vehicles; amending 47 O.S. 1961, § 6-117; providing that the Department of Public Safety shall charge two dollars for copies of motor vehicle record summaries; specifying purposes for which monies

in the revolving fund may be used; 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 **SCRs 22, 26, and 28.**

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 53.**

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 4**, as amended and co-authored.

HAs to SJR 4 read as follows, and consideration deferred:

Authors: Add the following coauthors: Nance, Davis, Draper, Ford and Thornhill of the House.

Amendment No. 1. Amend Page 1, lines 28 to 32 by deleting the following language: "Provided, the Legislature shall 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 or state of their permanent residence."

Amendment No. 2. Amend Page 2, Lines 12 to 15 by deleting the following language: "providing the Legislature may enact registration requirements requiring students must register in the county of their permanent residences, but in no other manner changing said section".

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1004, 1101, 1202, 1241 and 1316.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 219 by Holden was read and considered.

Upon motion of Senator Holden, **SB 219** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 219** was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Capps, Keels, Lane, Luton, Nichols, Payne, Phillips, Porter, Rogers.—11.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Capps, Keels, Lane, Luton, Nichols, Payne, Phillips, Porter, Rogers.—11.

The emergency was declared passed.

SB 219 was referred for engrossment.

GENERAL ORDER

SB 132 by Holden and Smith was read and considered.

Senator Luton asked to be shown present which was the order.

Upon motion of Senator Holden, **SB 132** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 132** was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Capps, Garrison, Howell, Keels, Lane, Nichols, Phillips, Porter, Rogers.—11.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Capps, Gar-

rison, Howell, Keels, Lane, Nichols, Phillips, Porter, Rogers.—11.

The emergency was declared passed.

SB 132 was referred for engrossment.

GENERAL ORDER

HB 1245 by Tarwater of the House and Berrong of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1245** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1245** was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Bradley, Capps, Keels, Lane, Nichols, Phillips, Porter, Rogers.—9.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Bradley, Capps,

Keels, Lane, Nichols, Phillips, Porter, Rogers.—9.

The emergency was declared passed.

HB 1245 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1252 by Monks, et al, of the House and Martin, Lamb and Howell of the Senate was read and considered.

Senators Trent and Grantham asked to be made co-authors to **HB 1252**, which was the order.

Senators Baggett and Keels asked to be shown present, which was the order.

Senator McSpadden moved to amend **HB 1252**, Page 2, Line 15 by adding after the word "imprisonment", the following: "This shall not apply to saddle clubs, high school and college marching bands who display their own standards or emblems."

Senator Martin asked unanimous consent, which was granted, that further consideration of **HB 1252** be deferred for this legislative day.

MOTION TO RECONSIDER VOTE

Senator Terrill asked for consideration of the Murphy motion to reconsider the vote by which **SB 233** passed.

Senator Baggett moved to table the Terrill motion to reconsider the vote by which **SB 233** passed, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Breckinridge, Ferrell, Garrison, Grantham, Hamilton, Howell, Inhofe, McCune, McGraw, McSpadden, Smith, Stansberry, Trent.—14.

Nay: Baldwin, Berrong, Birdsong, Boecher, Crow, Garrett, Graves, Ham, Hargrave, Holden, Howard, Keels, Lamb, Martin, Miller, Murphy, Nichols, Payne, Porter, Smalley, Stipe, Taliaferro, Terrill, Williams, Young.—25.

Excused: Bradley, Capps, Dahl, Field, Lane, Luton, Medearis, Phillips, Rogers.—9.

The vote occurring upon the Terrill motion to reconsider the vote by which **SB 233** passed, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Crow, Garrett, Graves, Ham, Hargrave, Holden, Howard, Keels, Martin, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—25.

Nay: Baggett, Breckinridge, Dahl, Ferrell, Garrison, Grantham, Hamilton, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Stansberry, Trent.—15.

Excused: Bradley, Capps, Field, Lane, Luton, Medearis, Phillips, Rogers.—8.

Senator Hargrave moved to reconsider the vote by which **SB 233** was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Hargrave moved to reconsider the vote by which **SB 233** was advanced to engrossment, which motion was adopted.

Senator Hargrave moved that **SB 233** be withdrawn from the calendar and referred to the Committee on Governmental Reform, which motion prevailed.

Senator Smalley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 129, 217, 243, 247, SJR 17, SCR 23, HBs 1133, 1148 and 1150 each correctly engrossed.

Engrossed **SBs 129, 217, 243, 247, SJR 17 and SCR 23** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1133, 1148, and 1150**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1255 by Monks, et al, of the House and Martin, Berrong and McCune of the Senate was read and considered.

Senator Garrison moved to amend **HB 1255** by striking the words "One Hundred Eighty (180)" wherever same appears and restoring the words "Ninety (90)" therefor, which motion was declared adopted.

Upon motion of Senator Martin, **HB 1255**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1255**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1255 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, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Baldwin, Berrong, Bradley, Capps, Crow, Garrett, Ham, Hargrave, Lane, Nichols, Phillips, Rogers, Smith, Taliaferro.—15.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Baldwin, Berrong, Bradley, Capps, Crow, Garrett, Ham, Hargrave, Lane, Nichols, Phillips, Rogers, Smith, Taliaferro.—15.

The emergency was declared passed.

HB 1255 was referred for engrossment.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 1019 correctly engrossed.

Engrossed **HJR 1019**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1174 by Bamberger of the House and Howard of the Senate was read and considered.

Senator Crow moved to amend **HB 1174**, Line 14, Page 2, by striking after the word "than" and before the words "full time" the word and figure "eight (8)" and inserting therefor, the word and figure "fifteen (15)".

Senator Stipe moved to table the Crow amendment, which motion was declared failed of adoption.

Senator Howard raised a point of order stating no debate was allowed on the Crow amendment. The Chair overruled the point of order, citing Rule 14-(o).

Senator Baggett moved to appeal the ruling of the Chair, which motion was tabled upon motion of Senator Payne, the roll call thereon being as follows:

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Young.—30.

Nay: Baggett, Birdsong, Ham, Howard, Keels, Porter, Stipe, Williams.—8.

Excused: Baldwin, Bradley, Capps, Garrett, Hargrave, Howell, Lane, Luton, Phillips, Rogers.—10.

The vote occurring on the Crow amendment, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison,

Grantham, Inhofe, Lamb, McCune, McGraw, Medearis, Murphy, Nichols, Taliaferro, Trent, Williams.—19.

Nay: Baggett, Birdsong, Garrett, Graves, Ham, Hamilton, Holden, Howard, Keels, Lutton, McSpadden, Martin, Miller, Payne, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—21.

Excused: Baldwin, Bradley, Capps, Hargrave, Howell, Lane, Phillips, Rogers.—8.

Senator Howard moved to amend **HB 1174**, Page 2, Lines 10 and 14, by substituting the words and figures "ten (10)" for the words and figures "eight (8)" on lines 10 and 14, which amendment was declared adopted.

Senators Lane and Rogers asked to be shown present, which was the order.

Senators Berrong and Taliaferro moved to amend **HB 1174**, Page 2, Line 17 by striking after the word "than" and before the word "annually", "One-Hundred Thousand (\$100,000.00) and substituting therefor "Two-Hundred-Fifty Thousand (\$250,000.00)".

Senator Stipe moved to table the Berrong-Taliaferro amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Lutton, McSpadden, Martin, Miller, Payne, Porter, Rogers, Smith, Stipe, Terrill.—19.

Nay: Berrong, Boecher, Breckinridge, Crow, Ferrell, Field, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, Murphy, Nichols, Smalley, Stansberry, Taliaferro, Trent, Williams.—19.

Excused: Baldwin, Bradley, Capps, Dahl, Garrison, Howell, Lane, Medearis, Phillips, Young.—10.

The vote occurring on the Berrong-Taliaferro amendment, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham,

Holden, Inhofe, Lamb, McCune, McGraw, Medearis, Murphy, Nichols, Smalley, Stansberry, Taliaferro, Trent, Williams.—21.

Nay: Baggett, Birdsong, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lutton, McSpadden, Martin, Miller, Payne, Porter, Rogers, Smith, Stipe, Terrill, Young.—21.

Excused: Baldwin, Bradley, Capps, Dahl, Lane, Phillips.—6.

Senator Crow moved to amend **HB 1174**, Page 2, Line 17, by striking after the word "A" and before the word "business", the word "gross" and insert therefor the word "net", which amendment was tabled, upon motion of Senator Howard, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Lutton, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—29.

Nay: Berrong, Breckinridge, Crow, Ferrell, Field, Grantham, Inhofe, Lamb, Murphy, Stansberry, Taliaferro.—11.

Excused: Baldwin, Bradley, Capps, Garrison, McCune, McGraw, Phillips, Smalley.—8.

Senators Berrong and Grantham moved to amend **HB 1174**, Page 2, Line 17, by striking after the word "than", and before the word "annually", "\$100,000.00" and substitute therefor "\$200,000.00", which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Lane, Lutton, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Rogers, Smith, Stipe, Terrill.—22.

Nay: Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb, Mc-

Cune, McGraw, Murphy, Stansberry, Taliaferro, Trent, Williams, Young.—20.

Excused: Baldwin, Bradley, Capps, Keels, Phillips, Smalley.—6.

Senator Crow moved to amend **HB 1174**, Page 5, Lines 10 through 12 by striking all brackets and renumbering the following subsections, which amendment was tabled upon motion of Senator Howard, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Dahl, Garrett, Graves, Ham, Hargrave, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Nichols, Payne, Porter, Rogers, Smith, Stipe, Taliaferro, Terrill, Young.—23.

Nay: Berrong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, Medearis, Miller, Murphy, Stansberry, Trent, Williams.—19.

Excused: Baldwin, Bradley, Capps, Hamilton, Phillips, Smalley.—6.

Senator Taliaferro moved to amend **HB 1174**, Page 5, Line 2 by adding after the word "(9)" and before the word "(10)" a new subsection 9 to read as follows:

"Any individual employed in a feed store operated primarily for the benefit and use of farmers and ranchers", which amendment was declared adopted.

Senator McGraw moved to amend **HB 1174**, Page 5, Line 17, by inserting a new sentence after the word "status" and before the Subsection (9) on Line 10: "A part time employee is defined as an employee who is employed less than twenty-five (25) hours a week", which amendment was declared adopted.

Senator McGraw moved to amend **HB 1174**, Page 6, Lines 3-7 by striking after the word "program" the rest of the language on Lines 3, 4, 5, 6, and 7 and inserting the following: "and any person who is less than 22 years of age who is regularly enrolled and has been regularly enrolled in a high school, college, university or vocational training program at any time in the preceding 6 months".

Senator McGraw asked unanimous con-

sent that consideration of the preceding amendment be deferred momentarily, which was the order.

Senator Taliaferro moved to reconsider the vote by which his amendment was declared adopted, which motion prevailed.

Senator Taliaferro asked unanimous consent to withdraw his former amendment, which was granted.

Senator Taliaferro moved to amend **HB 1174**, Page 5, Lines 1 and 2 by adding after the word "salesman" on Line 1 and before the word "(10)" a new subsection 9 to read as follows: "Any individual employed in a feed store operated primarily for the benefit and use of farmers and ranchers", which amendment was declared adopted.

Senator McGraw asked unanimous consent to withdraw his former amendment Re: Page 6, Lines 3 through 7, which was the order.

Senator McGraw moved to amend **HB 1174**, Page 6, Line 4 by striking after the word "than" and before the word "years", the figure "20", and substituting therefor the figure "22", which amendment was declared adopted.

Upon motion of Senator Howard, **HB 1174**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1174**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1174 was read for the third time at length.

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

Aye: Birdsong, Boecher, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—30.

Nay: Berrong, Breckinridge, Crow,

Dahl, Ferrell, Garrison, Grantham, Inhofe, McCune, Murphy, Williams.—11.

Excused: Baggett, Baldwin, Bradley, Capps, Phillips, Porter, Stansberry.—7.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Dahl, Field, Garrett, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32.

Nay: Breckinridge, Crow, Ferrell, Garrison, Grantham, Inhofe, McCune, Williams.—8.

Excused: Baldwin, Berrong, Bradley, Capps, Hargrave, Phillips, Porter, Stansberry.—8.

The emergency was declared passed.

HB 1174 was referred for engrossment.

MOTION

Senator Young moved that the Senate Conferees be instructed on Engrossed House Bill 1263 to vote to keep amendment number 8 in the Conference Report, which read as follows:

"Amendment No. 8. Page 7, between lines 10 and 11, insert a new paragraph to read as follows:

"4. Acts of auction markets and other shippers of cattle in preparing cattle for shipment." and renumber subsequent paragraphs."

Senators Garrett, Payne, McCune, Medearis, Martin, Taliaferro, Miller, Smalley, Terrill, Birdsong, Berrong, McGraw, Lamb, Trent, Holden, Stansberry, Ferrell, McSpadden, Hargrave, Howell, Dahl, Howard, Ham, Breckinridge, Grantham, Boecher, Inhofe, Garrison, Nichols, and Keels, asked to be made co-authors to the Young motion which was the order.

Senator Crow moved to table the Young motion, which motion failed of adoption, upon roll call as follows:

Aye: Crow, Luton, Smith, Terrill.—4.

Nay: Baggett, Berrong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Taliaferro, Trent, Williams, Young.—33.

Excused: Baldwin, Birdsong, Bradley, Capps, Hamilton, Inhofe, McSpadden, Medearis, Phillips, Porter, Stansberry.—11.

Senator Young pressed his former motion, which motion was declared adopted.

GENERAL ORDER

HB 1335 by Boren of the House and Howell, Capps, and Medearis of the Senate was read and considered.

Upon motion of Senator Howell, HB 1335 was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, HB 1335 was considered engrossed and placed on 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: Baggett, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Birdsong, Bradley, Capps, Inhofe, McGraw, Medearis, Phillips, Porter, Rogers, Stansberry.—11.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field,

Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Birdsong, Bradley, Capps, Inhofe, McGraw, Medearis, Phillips, Porter, Rogers, Stansberry.—11.

The emergency was declared passed.

HB 1335 was ordered withheld pursuant to Rule 19-f.

REQUEST

Senator Terrill requested that the mimeographed copies of **SB 208**, being placed on the Senator's desks, be made the official copies, which was granted.

PENDING SENATE ACTION

Upon motion of Senator Berrong, the Committee Reports on Requests for Lobby Permits submitted March 30, 1971, the Forty-Seventh Legislative Day and April 1, 1971, on the Forty-Eighth Legislative Day were adopted and Permits ordered issued from the Office of the President Pro Tempore.

RESOLUTIONS

SCR 29 by Smalley and Smith of the Senate and Cate and Wolf of the House—

A Resolution Expressing Profound Sorrow And Regret Upon The Passing Of Gomer Jones, University Of Oklahoma Athletic Director and Former Head Football Coach; Extending Sympathy And Condolences To His Widow And Other Members Of The Bereaved Family; and Directing Distribution.— was introduced and consideration deferred this legislative day.

SR 27 by Smith of the Senate—A Resolution Authorizing And Directing The President Pro Tempore Of The Senate To Provide For The Attendance Of A Representative Of The Oklahoma State Senate To The Council Of State Governments Committee Meetings And The Southern Conference Of The Council Of State Governments Committee Meetings For 1971: Authorizing Reimbursement For Necessary Travel And Other Expenses—was introduced and consideration deferred this legislative day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, April 6, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1245** and **1335** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, April 6, 1971, at 1:00 o'clock P.M.

Fifty-first Legislative Day

Tuesday, April 6, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—38.

Excused: Birdsong, Bradley, Breckinridge, Crow, Lane, Phillips, Porter, Rogers, Stipe, Young.—10.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Berrong.

Dear Heavenly Father, forgive us for our failure to step in faith toward the goals and highest ideals thou has set before us. Forgive us for our lack of vision to see the opportunity for improving the lot of our fellow-man. Inspire us to confront the opportunities that are ours with holy vigor and assurance. In our Master's name we pray. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or resolutions

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

DO PASS, as amended:

SB 12—Commerce.

HB 1001—Appropriations and Budget - co-authored by Senators Murphy, McSpadden and Crow.

HB 1132—Appropriations and Budget.

HB 1230—Appropriations and Budget - co-authored by Senator McSpadden.

FIRST READING

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

SB 280—By Smalley of the Senate and Payne and Nance of the House—An Act relating to private foundations; adding provisions to governing instrument of any trust which is a private foundation and to articles of incorporation of any corporation which is a private foundation to conform to requirements of Federal Internal Revenue Code for tax exempt status; providing for reforming of instruments and articles of incorporation to include or exclude such provisions without judicial action; providing for applicable dates; and declaring an emergency.

SB 281—By Capps—An Act relating to public finance; amending 62 O.S. 1961, § 371; providing certain persons or group of persons making contracts with any interest directly or indirectly shall be void; providing depositing funds in bank or depository shall not be considered the making of a contract; and declaring an emergency.

SB 282—By Hamilton—An Act relating to state parks; providing that Industrial

Development and Park Department may post state park areas to prohibit certain motor vehicles during certain hours; making violation a misdemeanor; and declaring an emergency.

SJR 20—By Garrison, Grantham, Taliaferro, Dahl, and Berrong of the Senate and McCune of the House—A Joint Resolution providing that a ratification by the Legislature of any amendment to the Constitution of the United States proposed by Congress shall be by Joint Resolution which shall not be submitted to the Governor.

SJR 21—By Garrison—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; amending Article X, Section 8 thereof to provide all property shall be assessed at its fair cash value except ad valorem tax on real and personal property shall not exceed thirty-five percent of such value and providing every change in estimate of value of real property resulting in increasing by ten percent or more the assessment thereon shall be applied in equal increments over a five-year period; providing penalty for wilful errors; 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 278—Municipal Government.

SB 279—Oil and Gas.

HB 1239—Judiciary.

HB 1426—Judiciary.

HB 1464—Revenue and Taxation.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Loeta Allen Miller, from England for traveling the farthest distance to attend the 1940 class reunion of Snyder High School.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Mrs. Cleo Clearwater Thompson, Chickasha, Oklahoma, for attaining the most years experience in life and attending the 1913 class reunion of Snyder High School.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 1022—By Cox, Harrison, Sanders and Wynn—A Joint Resolution relating to the Commissioners of the Land Office; authorizing such Commissioners to exchange or sell certain presently held securities at not less than the cost of acquisition for the purpose of reinvesting at a higher rate of interest; providing for approval by Attorney General; and declaring an emergency.

The above numbered Resolution was read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 255**, as co-authored and amended.

HAS to SB 255 read as follows, and consideration deferred:

Authors: Add the following coauthors: Capps and Hamilton of the Senate and Kilpatrick and Murphy of the House.

Amendment No. 1. Amend Page 2, Line 9, by adding after the word "information" the words ", including a complete list of stockholders, partners and owners and any other information" and on Line 9 striking the word "as".

Amendment No. 2. Amend Page 2, Lines 22 and 23, by striking the words ", concurred in by the Health Facilities Advisory Council,".

Amendment No. 3. Amend Page 4, Section 7, Line 11, by changing the word

and figure "six (6)" and substituting the word and figure "two (2)".

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1245** and **1335**.

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 1243** and **HJR 1019**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1133, 1148** and **1150**, requesting Conference and referring said Bill to **GCCA**, when appointed.

PENDING SENATE ACTION

SCR 29 by Smalley and Smith of the Senate and Cate and Wolf of the House was called up for consideration.

Senator Smalley asked that all other members of the Senate be made co-authors to **SCR 29**, which was the order.

SCR 29, as co-authored, was read at length, adopted upon motion of Senator Smalley and referred for engrossment.

SR 27 by Smith was called up for consideration.

SR 27 was read at length as follows, adopted upon motion of President Pro Tempore Smith, and ordered referred for enrollment:

SR 27—By Smith—A Resolution authorizing and directing the President Pro Tempore of the Senate to provide for the attendance of a representative of the Oklahoma State Senate to the Council of State Governments Committee meetings and the Southern Conference of the Council of State Governments Committee meetings

for 1971: authorizing reimbursement for necessary travel and other expenses.

WHEREAS, the President Pro Tempore of the Senate and the Speaker of the House of Representatives have appointed Senator Phil Smalley as one of the Oklahoma Representatives of the Council of State Governments Southern Conference Executive Committee; and

WHEREAS, the Southern Conference Executive Committee of the Council of State Governments has elected Senator Phil Smalley as the Southern Regional Representative to the National Conference of the Council of State Governments; and

WHEREAS, the Southern Conference of State Governments and the National Conference of State Governments conduct meetings of legislative interest and of value to the Legislature of the State of Oklahoma and it is desirable that the Oklahoma member attend said meetings.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore of the Senate shall be and is hereby authorized to appoint Senator Phil Smalley to attend the committee meetings of the Southern Conference of the Council of State Governments and the National Conference of the Council of State Governments.

SECTION 2. Senator Phil Smalley shall be reimbursed for necessary travel and other expense for his attendance at such meetings as provided for by resolution of the Senate.

RESOLUTIONS

Senator Field introduced **SR 28**.

President Pro Tempore Smith and Senator Hargrave asked to be made co-authors to **SR 28**, which was the order.

SR 28, as co-authored, was read at length as follows, adopted upon motion of Senator Field and ordered referred for enrollment:

SR 28—By Field, Boecher, Smith, Har-

grave and Williams—A Resolution requesting the Oklahoma Wildlife Conservation Commission to hatch a minimum of forty thousand quail for release in the disaster area of Northwestern Oklahoma; designating counties; and directing distribution.

WHEREAS, the hunting of quail in the State of Oklahoma is enjoyed by numerous citizens, as well as attracting non-resident sportsmen; and

WHEREAS, the severe snow storm during February of this year caused the death of thousands of quail in northwestern Oklahoma either by suffocation or starvation; and

WHEREAS, it is desirous to replenish the stock of such game birds in those counties designated as a disaster area; and

WHEREAS, it is fitting and proper for the Oklahoma State Senate to request the Oklahoma Wildlife Conservation Commission to hatch a minimum of forty thousand quail for release in the disaster area.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The members of the Oklahoma Senate hereby request the Oklahoma Wildlife Conservation Commission to hatch, at the El Reno state game farm, a minimum of forty thousand quail for release in the disaster area counties of northwestern Oklahoma.

SECTION 2. The counties included in the disaster area are as follows: Alfalfa, Beaver, Blaine, Cimarron, Custer, Dewey, Ellis, Garfield, Grant, Harper, Kingfisher, Major, Roger Mills, Texas, Woods and Woodward.

SECTION 3. A duly authenticated copy of this Resolution shall be distributed to each of the members of the Oklahoma Wildlife Conservation Commission and the Wildlife Conservation Director.

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

adopted upon his motion and ordered referred for engrossment.

SCR 30—By Crow, Field, Williams, Boecher and Capps—A Concurrent Resolution memorializing the United States Secretary of Agriculture to authorize incentive type payments for the purpose of inducing the setting aside of additional acres from production as authorized by the Agriculture Act of 1970; and directing distribution.

GENERAL ORDER

HB 1252 by Monks, et al, of the House and Martin, Lamb and Howell of the Senate was read and considered.

Senators Martin and McSpadden moved to amend **HB 1252**, Page 1, Line 4 by adding after the word "premises" and before the word "in" the following: "except roads, streets, highways, stadiums or arenas.", which amendment was declared adopted.

Senator McSpadden asked that his motion to amend **HB 1252**, Page 2, Line 15, be withdrawn, which request was granted.

Upon motion of Senator Martin, **HB 1252**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1252**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—36.

Excused: Birdsong, Bradley, Breckin-

ridge, Crow, Howard, Lane, Nichols, Phillips, Porter, Rogers, Stipe, Young.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—36.

Excused: Birdsong, Bradley, Breckinridge, Crow, Howard, Lane, Nichols, Phillips, Porter, Rogers, Stipe, Young.—12.

The emergency was declared passed.

HB 1252 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 132, 219, HBs 1174 and 1255 each correctly engrossed.

Engrossed SBs 132 and 219 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1174 and 1255, together with Engrossed SAs were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1184 by McCune of the House and Smalley of the Senate was read and considered.

Senators Young and Rogers asked to be shown present, which was the order.

Upon motion of Senator Smalley, HB 1184 was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 1184 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1184 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: McSpadden, Rogers.—2.

Excused: Birdsong, Bradley, Breckinridge, Crow, Hargrave, Howard, Lane, Nichols, Phillips, Porter, Stipe.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—35.

Nay: McSpadden, Rogers.—2.

Excused: Birdsong, Bradley, Breckinridge, Crow, Hargrave, Howard, Lane, Nichols, Phillips, Porter, Stipe.—11.

The emergency was declared passed.

HB 1184 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1253 by Monks, et al, of the House and Martin, McCune, and Berrong of the Senate was read and considered.

Senators Crow, Lane and Stipe asked to be shown present, which was the order.

Senators Hamilton, Lamb, McSpadden, and Stipe asked to be made co-authors to HB 1253, which was the order.

Senator Garrison moved to amend HB 1253, Page 2, Line 1, by striking the words "one hundred eighty (180)" and substituting therefor the words "ninety (90)", which amendment was declared adopted.

Senator Hamilton moved to amend

HB 1253, Page 2, Lines 4 and 5, by striking after the word "disability" and before the word "shall" on Line 5 the language appearing therein, which amendment was declared adopted.

Senator Martin moved to amend **HB 1253**, Page 2, Line 7, by striking after the word "Veterans" all the remaining language through Line 12, which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1253**, as co-authored and amended was, advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **HB 1253**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckinridge, Field, Graves, Nichols, Phillips, Porter, Taliaferro, Trent.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckin-

ridge, Field, Graves, Nichols, Phillips, Porter, Taliaferro, Trent.—10.

The emergency was declared passed.

HB 1253 was referred for engrossment.

GENERAL ORDER

HJR 1001 by Townsend of the House and Ham of the Senate was read and considered.

Upon motion of Senator Ham, **HJR 1001** was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **HJR 1001** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1001 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckinridge, Hargrave, McCune, Phillips, Porter, Stipe, Taliaferro, Trent.—10.

The Resolution was declared passed.

HJR 1001 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1318 by Lindstrom, et al, of the House and Terrill of the Senate was read and considered.

Senators, Inhofe, Lamb, Luton, Payne, and Stansberry asked to be made co-authors to **HB 1318**, which was the order.

Upon motion of Senator Terrill, **HB 1318**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request

of Senator Terrill, **HB 1318**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1318 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams, Young.—37.

Excused: Birdsong, Bradley, Breckinridge, Hamilton, Hargrave, McCune, Phillips, Porter, Stipe, Taliaferro, Trent.—11.

The bill was declared passed.

HB 1318 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1190 by Kamas of the House and Capps of the Senate was read and considered.

Upon motion of Senator Capps, **HB 1190** was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **HB 1190** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1190 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Mur-

phy, Payne, Rogers, Smith, Taliaferro, Terrill, Williams, Young.—35.

Excused: Birdsong, Bradley, Breckinridge, Hargrave, Keels, McCune, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Trent.—13.

The bill was declared passed.

HB 1190 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 33 by Howard of the Senate was read and considered.

Senators McSpadden, Graves, and Smalley asked to be made co-authors to **SB 33**, which was the order.

Senator Payne presiding.

Senator Howard moved to amend **SB 33**, Page 4, Lines 12 and 13 by striking after the word "itself" on Line 12, and before the words "to provide" on Line 13 all of the following language: "to the satisfaction of the Federal Environmental Protection Agency", which amendment was declared adopted.

Upon motion of Senator Howard, **SB 33**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 33**, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 33 was read for the third time at length.

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

Aye: Baggett, Boecher, Crow, Dahl, Ferrell, Garrett, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Trent, Young.—28.

Nay: Baldwin, Berrong, Capps, Field, Garrison, Grantham, Hamilton, Inhofe, Lamb, McCune, Stansberry, Williams.—12.

Excused: Birdsong, Bradley, Breckinridge, Phillips, Porter, Stipe, Taliaferro, Terrill.—8.

The bill was declared passed.

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

Aye: Baggett, Boecher, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Trent, Young.—33.

Nay: Field, Williams.—2.

Excused: Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Hamilton, Hargrave, Inhofe, Phillips, Porter, Stipe, Taliaferro, Terrill.—13.

The emergency was declared passed.

SB 33 was referred for engrossment.

GENERAL ORDER

SB 250 by McSpadden, Miller, and Smalley of the Senate was read and considered.

Upon motion of Senator McSpadden, **SB 250** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 250** was considered engrossed and placed on 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: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Trent, Williams, Young.—33.

Nay: Baggett, Hamilton, Howell, Keels, Rogers.—5.

Excused: Birdsong, Bradley, Breckin-

ridge, Hargrave, Howard, Medearis, Phillips, Porter, Stipe, Terrill.—10.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Trent, Williams, Young.—33.

Nay: Baggett, Hamilton, Howell, Keels, Rogers.—5.

Excused: Birdsong, Bradley, Breckinridge, Hargrave, Howard, Medearis, Phillips, Porter, Stipe, Terrill.—10.

The emergency was declared passed.

SB 250 was referred for engrossment.

GENERAL ORDER

SB 241 by Inhofe was read and considered.

Senator Inhofe moved to amend **SB 241**, Page 1 by amending the title to conform with the bill, which amendment was declared adopted.

Upon motion of Senator Inhofe, **SB 241**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Inhofe, **SB 241**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 241 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley,

Smith, Stansberry, Taliaferro, Trent, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckinridge, Hargrave, Lane, Medearis, Phillips, Porter, Stipe, Terrill.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Trent, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckinridge, Hargrave, Lane, Medearis, Phillips, Porter, Stipe, Terrill.—10.

The emergency was declared passed.

SB 241 was referred for engrossment.

GENERAL ORDER

HB 1372 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1372** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1372** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckinridge, Ham, Hargrave, Lane, Medearis, Phillips, 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, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Birdsong, Bradley, Breckinridge, Ham, Hargrave, Lane, Medearis, Phillips, Porter, Stipe.—10.

The emergency was declared passed.

HB 1372 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1374 by Hancock of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1374** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1374** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1374 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Taliaferro, Terrill, Williams, Young.—37.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Garrison, Phillips, Porter,

Smith, Stansberry, Stipe, Trent.—11.

The bill was declared passed.

HB 1374 was referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Baggett, **HAs** to **SJR 4** were rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SJR 4: Senators Baggett, Garrison, and Smalley.

COMMITTEE APPOINTMENT

As provided under the Rules, President Pro Tempore Smith made the following announcement of Committee appointments:

Senator Nichols - Roads and Highways.

Senator Terrill - Education-Higher.

Terrill - withdrawn from Committee on Insurance.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, April 7, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1184, 1190, 1318** and **1372** and **HJR 1001** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, April 7, 1971, at 1:00 o'clock P.M.

Fifty-second Legislative Day

Wednesday, April 7, 1971

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

Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—40.

Excused: Birdsong, Bradley, Ferrell, Grantham, Howell, Rogers, Stipe, Young.—8.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Smalley:

Most Holy Father, as thy children, we seek the counsel of thy guidance. We do not know what is best for ourselves and our own lives. We trust thy bountiful provisions. Guide us in the way that is right and lead us, ultimately, to thy holy presence. In thy name we pray. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

HB 1322—Education - Higher.

DO PASS, as amended:

HB 1297—Judiciary - co-authored by Senators Garrett, Howell and Lamb.

FIRST READING

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

SB 283—By Terrill—An Act relating to banks and trust companies; amending Section 207, Chapter 161, O.S.L. 1965, as amended by Section 1, Chapter 316, O.S.L. 1970 (6 O.S. Supp. 1970, § 207); providing that the Court of Bank Review may reverse or modify the order of the board or commissioner when against the weight of evidence; and declaring an emergency.

SB 284—By McSpadden—An Act relating to the State Examiner and Inspector; amending Section 3, Chapter 115, O.S.L. 1963, as amended by Section 7, Chapter 366, O.S.L. 1965 and Section 5, Chapter 366, O.S.L. 1965, as amended by Section 3, Chapter 51, O.S.L. 1969 (74 O.S. Supp. 1970, §§ 227.3 and 227.5); requiring deposit of certain revenues to the credit of the State Examiner and Inspector Fund; creating the State Examiner and Inspector Fund; stating purposes and procedures for disbursement from said fund; making said fund a continuing fund; appropriating such revenue; and declaring an emergency.

SECOND READING

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

SB 280—Revenue and Taxation.

SB 281—Banks and Banking.

SB 282—Parks, Forestry and Industrial Development.

SJR 20—Judiciary.

SJR 21—Constitutional Revision and Re-Districting.

HJR 1022—Constitutional Revision and Re-Districting.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1279—By Spearman, Payne and Boren of the House and Rogers of the Senate—An Act relating to the National Guard; amending 44 O.S. 1961, § 232.3; providing for Armory Boards; providing for composition of single unit and multiple unit armory boards; and providing for appointment, qualifications, terms and removal of board members.

HB 1282—By Spearman, Payne, Boren, Monks and Kamas of the House and Rogers of the Senate—An Act relating to the Oklahoma National Guard; providing for the Commission of Military Security Guards; and providing powers and duties of Military Security Guards.

HB 1404—By Briscoe, Anderson and Stratton—An Act relating to public welfare; amending 56 O.S. 1961, § 165; providing for determination of amount of assistance; exempting accruals to certain insurance policies and contracts for funeral benefits from computation of amount of resources of persons receiving assistance under provisions of the Oklahoma Social Security Act; limiting amount of such insurance; and declaring an emergency.

HB 1459—By Cox of the House and Ferrell of the Senate—An Act relating to schools; providing for reinstatement of certain independent school districts upon compliance with certain requirements; directing reinstatement of such districts by State Board of Education when satisfactory proof as to requirements is presented; and declaring an emergency.

HB 1483—By Harrison, Bradley, Townsend, McKee, Kamas, Stratton, Harper, Cotner, Draper, Poulos and Trent of the House and Field, Crow, Capps and Willi-

ams of the Senate—An Act relating to the Oklahoma Railroad Maintenance Authority; establishing such authority; providing for members thereof; defining terms; prescribing powers, duties and function and privileges of authority; fixing penalties for violations of Act; creating in State Treasurer's office the Oklahoma Railroad Maintenance Authority Fund and providing for use thereof and responsibility therefor; authorizing the Supreme Court to assume jurisdiction and determine this Act's validity; 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 31**, as co-authored by Poulos and Sandlin.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1173**, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HJR 1001** and **1019** and **HBs 1173, 1184, 1190, 1243, 1318** and **1372**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 27**.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

SB 12 by Terrill was read and considered. Senator Keels asked to be made co-author to **SB 12**, which was the order.

Senator Terrill moved to amend **SB 12**, Page 16, Line 7 be striking after the word "applicant" and before the word "with", the word "together", which amendment was declared adopted.

Senator Terrill moved to amend **SB 12**, Page 23, Line 10 by striking after the word "grant" and before the word "license", and insert the word "the", which amendment was declared adopted.

Senator Garrison moved to amend **SB 12**, Page 24, Line 9 by adding after the word "same", the following: "Unless otherwise provided by this act, the Oklahoma Administrative Procedures Act (Title 75 O.S. Sec. 301 et. seq.) shall be followed in carrying out the provisions of this act, and in conducting any appeals to the district courts." and amend title accordingly which amendment was declared adopted.

Senator Breckinridge moved to amend **SB 12**, Page 7, Line 15 by deleting after the word "agency" all the remaining language on Line 15 through the word engaged on Line 6 of Page 8.

Senator Keels moved to table the Breckinridge amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Boecher, Capps, Field, Garrett, Graves, Ham, Hargrave, Howard, Keels, McSpadden, Martin, Murphy, Payne, Smalley, Smith, Taliaferro, Terrill.—17.

Nay: Baggett, Berrong, Breckinridge, Crow, Dahl, Garrison, Hamilton, Holden, Inhofe, Lamb, Lane, McCune, McGraw, Medearis, Miller, Nichols, Phillips, Porter, Stansberry, Trent, Williams.—21.

Excused: Baldwin, Birdsong, Bradley, Ferrell, Grantham, Howell, Luton, Rogers, Stipe, Young.—10.

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

The vote occurring on the Breckinridge amendment, it was declared adopted.

Upon motion of Senator Terrill, **SB 12**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Terrill, **SB 12**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 12 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Miller, Murphy, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent.—32.

Nay: Hamilton, Medearis, Nichols, Phillips, Williams, Young.—6.

Excused: Birdsong, Bradley, Ferrell, Grantham, Howell, Luton, McGraw, Payne, Rogers, Stipe.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Miller, Murphy, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent.—32.

Nay: Hamilton, Medearis, Nichols, Phillips, Williams, Young.—6.

Excused: Birdsong, Bradley, Ferrell, Grantham, Howell, Luton, McGraw, Payne, Rogers, Stipe.—10.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Terrill moved that the vote be reconsidered by which **SB 12** and its emergency passed.

GENERAL ORDER

HB 1001 by Witt, et al, of the House

and Murphy, McSpadden and Crow of the Senate was read and considered.

Senators Howell and Grantham asked to be shown present, which was the order.

Upon motion of Senator Murphy, **HB 1001** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1001** was considered engrossed and placed on third reading and final passage.

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: Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Baldwin, Garrett, Keels, McCune, Martin, Miller, Smalley.—8.

Excused: Birdsong, Bradley, Ferrell, Luton, Rogers, Stipe.—6.

The bill was declared passed.

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

Aye: Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Baldwin, Garrett, Keels, McCune, Martin, Miller, Smalley.—8.

Excused: Birdsong, Bradley, Ferrell, Luton, Rogers, Stipe.—6.

The emergency was declared passed.

HB 1001 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 33, 241, 250, SCRs 29 and 30, HBs 1252, 1253 and 1374 each correctly engrossed.

SRs 27 and 28 each correctly enrolled.

Engrossed **SBs 33, 241, 250, SCRs 29 and 30** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1252, 1253, and 1374**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SRs 27 and 28** were properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1132 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1132** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1132** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1132 was read for the third time at length.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Nay: Baldwin, Keels.—2.

Excused: Birdsong, Bradley, Crow, Ferrell, Luton, Rogers, Stipe, Terrill, Trent.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—37.

Nay: Baldwin, Keels.—2.

Excused: Birdsong, Bradley, Crow, Ferrell, Luton, Rogers, Stipe, Terrill, Trent.—9.

The emergency was declared passed.

HB 1132 was referred for engrossment.

GENERAL ORDER

HB 1230 by Sanguin, et al, of the House and McSpadden of the Senate was read and considered.

Senators Terrill and Lamb asked to be made co-authors to HB 1230, which was the order.

Upon motion of Senator McSpadden, HB 1230, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1230, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1230 was read for the third time at length.

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

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Mc-

Cune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Berrong, Birdsong, Bradley, Ferrell, Luton, Nichols, Rogers, Stipe, Terrill, Trent.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Williams, Young.—38.

Excused: Berrong, Birdsong, Bradley, Ferrell, Luton, Nichols, Rogers, Stipe, Terrill, Trent.—10.

The emergency was declared passed.

HB 1230 was referred for engrossment.

GENERAL ORDER

HB 1391 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1391, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1391, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1391 was read for the third time at length.

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

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips,

Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Berrong, Birdsong, Bradley, Crow, Ferrell, Rogers, Stipe, Trent.—8.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—40.

Excused: Berrong, Birdsong, Bradley, Crow, Ferrell, Rogers, Stipe, Trent.—8.

The emergency was declared passed.

HB 1391 was referred for engrossment.

GENERAL ORDER

HJR 1020 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Senator McSpadden moved to amend **HJR 1020**, Page 1, by striking the title thereto, which amendment was declared adopted.

President Pro Tempore Smith asked unanimous consent, which was granted, that further consideration of **HJR 1020** be deferred for this legislative day.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Martin, the Senate concurred in **HAS** to **SB 255**.

SB 255, as amended by the Honorable House, was read at length.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith,

Stansberry, Taliaferro, Terrill, Trent, Williams.—38.

Nay: Breckinridge, McCune, Young.—3.

Excused: Baggett, Birdsong, Bradley, Ferrell, Luton, Rogers, Stipe.—7.

The bill, as amended, was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—38.

Nay: Breckinridge, McCune, Young.—3.

Excused: Baggett, Birdsong, Bradley, Ferrell, Luton, Rogers, Stipe.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

SB 223 by Luton was read and considered.

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

Senator Luton asked unanimous consent that further consideration of **SB 223** be deferred this legislative day, which was the order.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McSpadden, **HAS** to **SB 84** were rejected, conference requested, said Bill to be referred to **GCCA**, when appointed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden the

request of the Honorable House for a Conference on **HBs 1133, 1148, and 1150** was ordered granted, said Bills to be referred to GCCA, when appointed.

GENERAL ORDER

SB 259 by Rogers and Miller was read and considered.

Senators Murphy and Smith asked to be made co-authors to **SB 259**, which was the order.

Senator Rogers moved to amend **SB 259**, Page 3, Line 16, by changing the period after the word "institutions" to a semicolon and adding the following language: "and the provisions hereof shall be retroactive to January 1, 1958, and shall be deemed to have been in effect on and since such date, as well as on and after the effective date of this act.", which amendment was declared adopted.

Upon motion of Senator Rogers, **SB 259**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **SB 259**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Berrong, Breckinridge, Capps, Crow, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Baldwin, Boecher.—2.

Excused: Birdsong, Bradley, Dahl, Ferrell, Garrett, Keels, Lane, McSpadden, Stansberry, Stipe.—10.

The bill was declared passed.

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

Aye: Baggett, Berrong, Breckinridge, Capps, Crow, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—36.

Nay: Baldwin, Boecher.—2.

Excused: Birdsong, Bradley, Dahl, Ferrell, Garrett, Keels, Lane, McSpadden, Stansberry, Stipe.—10.

The emergency was declared passed.

SB 259 was referred for engrossment.

BILL WITHDRAWN

Senator Terrill asked unanimous consent that **HB 1328** be withdrawn from the calendar and re-referred to the Committee on Commerce, which was granted.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1032—A Concurrent Resolution Recalling From the Office Of The Governor House Bill No. 1207 Passed By The First Session Of The Thirty-Third Oklahoma Legislature.

Senator Howard asked unanimous consent that **HCR 1032** be taken up for consideration immediately which was the order.

HCR 1032 by Atkins of the House and Howard of the Senate was called up for consideration, read at length as follows, and adopted upon motion of Senator Howard, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 255 correctly enrolled.

Enrolled **SB 255** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 255**.

The above numbered Enrolled dBill was referred to the Governor.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, April 8, 1971, at 11:00 o'clock A.M., which motion prevailed.

Senator Ham presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1032**.

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

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, April 8, 1971, at 11:00 o'clock A.M.

Fifty-third Legislative Day

Thursday, April 8, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—42.

Excused: Birdsong, Bradley, Miller, Porter, Smalley, Young.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Berrong:

Dear Heavenly Father, correct us in our wrong doing. Guide us away from the hazards and dangers of living life selfishly and impetuously. Give us guided patience to wait upon thy inspiration and instruction. May we, in Holy conduct, reflect the love that thou hast shown for us in our lives toward others. In Thy name we pray. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Miss Della

Bell, who was crowned "Miss Mangum, 1971."

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

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 187—Judiciary.

HB 1047—Judiciary - co-authored by Senator Garrett.

HB 1195—Judiciary - co-authored by Senators Young, Garrett, and Howell.

HB 1307—Judiciary - co-authored by Senator Howell.

HB 1354—Judiciary - co-authored by Senator Lamb.

HB 1383—Agriculture.

HJR 1009—Education - Higher - co-authored by Senators Boecher, Capps, Dahl, Medearis, Phillips, Porter and Stansberry.

DO PASS, as amended:

HB 1100—Public and Mental Health - co-authored by Senator McCune.

HB 1143—Appropriations and Budget.

HB 1170—Agriculture - co-authored by Senators Boecher, Lane and Capps.

FIRST READING

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

SB 285—By Field of the Senate and

McKee of the House—An Act relating to public lands; providing for distribution of certain school districts fifteen cents per acre each year of rentals paid for agricultural and/or grazing leases on lands under the jurisdiction of the Commissioners of the Land Office; and declaring an emergency.

SB 286—By Medearis—An Act relating to highways; amending Section 1206, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1206); providing a method of arriving at amount of offer to owner for highway right-of-way and for equal sharing between local and state units of government of amount required in excess thereof.

SB 287—By Hargrave—An Act relating to motor carriers; amending 47 O.S. 1961, § 162, as amended by Section 2, Chapter 190, O.S.L. 1968 (47 O.S. Supp. 1970, § 162); prescribing powers and duties of the Oklahoma Corporation Commission; excepting from the commission's authority the supervision of regulation of motor carriers having an origin and destination within municipal limits; and declaring an emergency.

SB 288—By Stipe—An Act relating to the Uniform Commercial Code; amending 12A O.S. 1961, § 9-401; fixing place of filing financing statements; providing effect of erroneous filing; providing for change of debtor's residence, place of business or location of collateral; providing for collateral brought into this state from another jurisdiction; providing for filing in all other cases with the Secretary of State, instead of the Court Clerk of Oklahoma County; and declaring in emergency.

SB 289—By Stipe—An Act relating to State Officers and Employees; amending 74 O.S. 1961, § 500.5, as last amended by Section 1, Chapter 312, O.S.L. 1968 (74 O.S. Supp. 1970, § 500.5), 74 O.S. 1961, § 500.8, as amended by Section 2, Chapter 266, O.S.L. 1965 (74 O.S. Supp. 1970, § 500.8), and 74 O.S. 1961, § 500.11, as amended by Section 3, Chapter 312, O.S.L. 1968 (74 O.S. Supp. 1970, § 500.11); providing

for reimbursement for use of personally owned automobiles for official state Business; prescribing maximum rate of reimbursement; providing for per diem allowance in lieu of subsistence; prescribing maximum per diem rates; providing for limitation of periods of time covered by per diem payments; authorizing payment of actual subsistence expenses in lieu of per diem reimbursement; prescribing maximum amount per day; and declaring an emergency.

SB 290—By Crow, Lane and Boecher of the Senate and Sanguin of the House—An Act relating to liquefied petroleum gases; amending 52 O.S. 1961, §§ 420.3 and 420.4, as last amended by Sections 1 and 2, Chapter 127, O.S.L. 1965, 420.6, 420.7 and 420.8, as amended by Sections 3, 4 and 5, Chapter 127, O.S.L. 1965, and Section 1, Chapter 183, O.S.L. 1967 (52 O.S. Supp. 1970, §§ 420.3 420.4, 420.6, 420.7, 420.8 and 420.15); creating the Oklahoma Liquefied Petroleum Gas Board; providing for organization and compensation of the board; providing for standards, rules, regulations and specifications and procedures relating thereto; requiring registration permits and setting fees; providing criteria for approval of registration applications; providing for showing of insurance coverage and other requirements of applicants; providing powers of administrator and assistants; providing procedures for suspension or revocation of permits; providing for inspections; directing legal representation by the Attorney General; prohibiting certain Acts and providing penalties; providing for safety schools; making provisions severable; and declaring an emergency.

SB 291—By Dahl—An Act relating to authorization to Fair Boards or Associations and Agricultural Expositions to permit quarter horse racing meets and operation of pari-mutuel system of wagering or betting on such racing and providing for the distribution of the proceeds therefrom; defining certain terms; creating the Oklahoma Quarter Horse Racing Com-

mission and providing for members thereof; authorizing the employment of various personnel of the commission; prescribing the powers of such commission to promulgate rules, regulations and conditions under which racing meets and pari-mutuel wagering or betting may be conducted by Fair Boards or Associations and Agricultural Expositions; providing for the distribution of certain premiums of Oklahoma Bred Horses; repealing conflicting laws; providing for severability; and declaring an emergency.

SJR 22—By Young of the Senate and Hancock of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 27 of Article II of the Constitution of the State of Oklahoma requiring persons to testify or produce evidence tending to establish guilt of others although self-incriminating; providing for immunity of persons so testifying or producing evidence; and repealing laws in conflict.

SJR 23—By Young of the Senate and Hancock 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 II, Section 18, of the Constitution of the State of Oklahoma; providing for the composition of a Grand Jury and the number concurring to find an indictment or true bill; providing for convening of a Grand Jury on order of District Judge upon his own motion, upon petition of qualified electors, or upon application of the Attorney General; providing number required on petition; and providing that Grand Jury requested by Attorney General may investigate multi-county criminal activities.

SECOND READING

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

SB 283—Banks and Banking.

SB 284—Appropriations and Budget.

HB 1279—Public and Mental Health.

HB 1282—Public and Mental Health.

HB 1404—Social Welfare.

HB 1459—Governmental Reform.

HB 1483—Commerce.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 84**, and referring said Bill to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SJR 4**, and naming House Conferees as follows: Cate, Payne and Nance.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1284—By Riggs, Payne, Boren and Bamberger of the House and Rogers of the Senate—An Act relating to torts, amending 76 O.S. 1961, § 5, as last amended by Section 1, Chapter 158, O.S.L. 1969 (76 O.S. Supp 1970, § 5); amending the Good Samaritan Act to provide that certain National Guardsmen are not liable for other than wilful or wantonly negligent Acts in emergency situations; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 152**, as co-authored by McCune, Wayland, Kilpatrick, Green, Riggs, Draper, Trent and Bernard of the House; **SB 169**, as co-authored by Skeith of the House; and **SB 222**.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 7** and **SB 173**, as co-authored and amended. **SBs 18, 128, and 170**, as amended.

HAs to SB 7 read as follows, and consideration deferred:

Authors: Add the following coauthors: Sullivan, York, Sandlin, Duke and Monks of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 21, by deleting the words and numerals "fifty thousand (50,000)" and reinserting the words and numerals "sixty thousand (60,000)".

Amendment No. 2. Amend Page 1, Section 1, Line 22, by striking the figures "1960" and inserting in lieu thereof the figures "1970".

Amendment No. 3. Amend Page 1, Section 1, Line 31, by inserting the following language after the word "month," "unless the appointing Judge certifies that such bailiff is a competent legal secretary who is qualified in typing, shorthand or stenograph machine, plus general office procedures, and that the duties of such bailiff shall include that of secretary to the Judge, in which event such salary shall not exceed Six Hundred Dollars (\$600.00) per month,".

Amendment No. 4. Amend Page 2, Section 1, Line 24, by inserting the words "pro rata" between the words "a" and "fraction".

Amendment No. 5. Amend Page 2, Section 1, Line 30, by inserting the words "pro rata" between the words "a" and "fraction".

Amendment No. 6. Amend Page 2, Section 1, Line 34, by deleting the words "two (2) bailiffs" and inserting the words "one additional bailiff" in lieu thereof.

Amendment No. 7. Amend Page 3, Section 1, Line 4, by deleting the words "two (2) bailiffs" and inserting the words "one additional" in lieu thereof.

Amendment No. 8. Amend Page 3, Section 1, Line 11, by adding the words "pro rata" after the word "a".

HA to SB 173 read as follows, and consideration deferred:

Authors: Add the following coauthors:

Sandlin, Finch, Rogers, Bernard, Cate, Davis, Fine, McKee, Randle, Sullivan, Tarwater, Wickersham and York of the House.

Amendment No. 1. Amend Page 2, Lines 2 through 9, by striking the language in SECTION 4, and substituting the following:

"SECTION 4. It shall be unlawful for any optometrist to render optometric care in any retail, mercantile establishment which sells merchandise to the general public; and it shall be unlawful for any person to display, dispense, sell, provide or otherwise purvey to the public, prescription eyeglasses, prescription lenses, frames or mountings for prescription lenses, within or on the premises of in any manner, any retail or mercantile establishment in which the majority of the establishment's income is not derived from the sale of such prescription optical goods and materials."

HA to SB 18 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Section 1, Line 17, by adding after the word "sheriff" the following: "or other authorized person".

HA to SB 128 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Section 2, Lines 2 and 3, by deleting the following language: "or is not required by his employment to be at the institution of learning".

HA to SB 170 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 11, by striking the enacting clause: "Be it enacted by the people of the State of Oklahoma:".

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 29**, as co-authored by entire Membership and **SCR 30**, as co-authored by Anderson, Thornhill and Robinson of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and adoption of Engrossed **HCR 1027**, as amended.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1174**, and **1255**, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 259, **HBs 1001**, **1132**, **1230**, and **1391** each correctly engrossed.

SB 31 and **SCR 27** correctly enrolled.

Engrossed **SB 259** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1001**, **1132**, **1230** and **1391**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 31** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 27** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator Terrill asked for consideration of his motion to reconsider the vote by which **SB 12** and its emergency passed, which motion was tabled upon motion of Senator Taliaferro.

SB 12 was referred for engrossment.

GENERAL ORDER

HB 1297 by York of the House and Garrett, Howell and Lamb of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1297** was advanced to engrossment.

By unanimous consent, upon request of

Senator Garrett, **HB 1297** was considered engrossed and placed on 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, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—41.

Excused: Birdsong, Bradley, Miller, Porter, Smalley, Smith, Young.—7.

The bill was declared passed.

HB 1297 was referred for engrossment.

GENERAL ORDER

HB 1322 by Beznoska, et al, of the House and Terrill and Taliaferro of the Senate was read and considered.

Senator Terrill asked unanimous consent that Senator Taliaferro be shown as Principal Author of **HB 1322**, which was the order.

Senators Young and Smalley asked to be shown present, which was the order.

Senator Lamb asked to be made a co-author of **HB 1322**, which was the order.

Upon motion of Senator Taliaferro, **HB 1322**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1322**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1322 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Murphy.—1.

Excused: Birdsong, Bradley, Garrison, Miller, Nichols, Porter, Trent.—7.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Nay: Murphy.—1.

Excused: Birdsong, Bradley, Garrison, Miller, Nichols, Porter, Trent.—7.

The emergency was declared passed.

HB 1322 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

Senator McSpadden asked unanimous consent that **HJR 1020** be withdrawn from the calendar and re-referred to the Committee on Appropriations and Budget, which was the order.

SB 223 by Luton was called up for further consideration.

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

Senator McSpadden moved to amend **SB 223**, Page 3, Line 13, by adding a new Section 3 and renumbering the succeeding sections, said Section 3 to read as follows: "Manufactured items not ex-

ceeding sixteen (16) feet in width and 72,500 pounds in weight traveling from point of manufacture in the State of Oklahoma to an Arkansas River Navigational Port for shipment shall be permitted, upon receipt of proper permit, to travel on any state or U.S. highway in Oklahoma—provided, that no such permit shall be issued for any movement of over seventy-five (75) miles.", and amend title to conform, which amendment was declared adopted.

Upon motion of Senator Luton, **SB 223**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 223**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 223 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Nay: Crow.—1.

Excused: Birdsong, Bradley, Lamb, Porter, Terrill, Trent.—6.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley,

Smith, Stansberry, Stipe, Taliaferro, Williams, Young.—41.

Nay: Crow.—1.

Excused: Birdsong, Bradley, Lamb, Porter, Terrill, Trent.—6.

The emergency was declared passed.

SB 223 was referred for engrossment.

PENDING SENATE ACTION

SR 25 by Young, Garrison and Stipe was called up for consideration.

Senators Payne, Ferrell, Hamilton, Howell, Phillips, Terrill, and Luton asked to be made co-authors of **SR 25**, which was the order.

Senator Ferrell moved to amend **SR 25**, Page 2, Line 8, by striking the Period, and inserting a comma, and adding the following language: "and to each member of the Oklahoma Congressional delegation, which amendment was declared adopted.

SR 25, as co-authored, and amended, was read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment:

SR 25—By Young, Garrison, Stipe, Ferrell, Hamilton, Howell, Payne, Phillips and Terrill—A Resolution memorializing the President of the United States to maintain sufficient Armed Forces in South Vietnam to insure release of American servicemen held as Prisoners of War by the enemy; and directing distribution.

WHEREAS, this Nation is now dedicated to a program of withdrawal of our Armed Forces from the Vietnam Conflict; and

WHEREAS, a sharp division of opinion exists throughout the United States on the question of timing of the withdrawal of our Armed Forces; and

WHEREAS, those advocating immediate withdrawal of United States forces lose sight of the fate which surely would befall the hundreds of heroic American servicemen held as Prisoners of War by our enemy; and

WHEREAS, our obligation to exhaust every reasonable effort to obtain freedom for our servicemen who are prisoners of the enemy, is a sacred duty owed to each of said persons and to their brave comrades in the Southeast Asia Area who constantly face the danger of death or capture, which may be worse; and

WHEREAS, it is deemed to be proper and in the interests of humanity to memorialize the President of the United States to maintain sufficient Armed Forces in South Vietnam to insure the release of American servicemen held as Prisoners of War by our enemy.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. President Richard M. Nixon is hereby memorialized to schedule the withdrawal of the Armed Forces of the United States from South Vietnam in accordance with a plan reasonably calculated by him to maintain sufficient Armed Forces in that theatre of war to insure the release of all American servicemen held as Prisoners of War by North Vietnam.

SECTION 2. A duly authenticated copy of this Resolution shall be forwarded to the President of the United States.

Senator Dahl presiding.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, April 12, 1971, at 1:00 o'clock P.M., which motion prevailed.

Senator Rogers presiding.

BILLS RELEASED

Engrossed **HB 1322** was properly signed and ordered returned to the Honorable House.

Senator Dahl presiding.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, April 12, 1971, at 1:00 o'clock P.M.

Fifty-fourth Legislative Day

Monday, April 12, 1971

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, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Birdsong, Bradley, Breckinridge, Graves, Hargrave, Howell, Payne, Porter, Stansberry.—9.

The President Pro Tempore declared a quorum present.

The following prayer was offered by Reverend Joe Dickens, Pastor, John Calvin Presbyterian Church, Tulsa, Oklahoma, and incorporated upon request of Senator Breckinridge:

Great God, Lord of the Universe, whom we are invited to approach as Father, we acknowledge that you are our Father, Creator, Sustainer and our life.

We acknowledge you not only as Lord of the church, but as Lord of the marketplace and of the political arena. When we feel that you are far from us we recognize that it is us, not you, who have created the gap.

We ask your special blessing on all those who dedicate themselves to the welfare of the people of this state. Give them sensitivity to human need, awareness of the need to struggle against apathy, laziness, greed or selfishness. Give them

such a love for the elusive goal of liberty and justice for all man that they will pursue that goal, whatever the obstacles.

Grant us all, O God, the courage to hold unashamedly to our ideals, to love our fellow man, to resist the tendencies of cynicism, of boredom, and of defeat.

Accept our thanks for the opportunities of today, the forgiveness of yesterdays failure, and the hope of tomorrow's promise. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Field asked unanimous consent, which was granted, that Lawrence Brady Field, his only grandson, who was born on April 9, 1971 in Municipal Hospital, Guymon, Oklahoma, weighing 7 1/2 pounds, be made an Honorary Page for this legislative week and announces Lawrence Brady Field's candidacy for Governor of the State of Oklahoma in 1996.

CITATION

Upon motion of Senator Smith, it was the order of the Senate that a Citation of Congratulations be issued to Explorer Post 139, Sand Springs, Oklahoma, and their leader, Mr. Erwin Phillips for their interest in the processes of lawmaking.

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

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 261—Industrial and Labor Relations, co-authored by Senators Payne and Phillips.

DO PASS, as amended:

SB 198—Agriculture, co-authored by Senators Rogers and Capps.

SB 213—Industrial and Labor Relations.

SB 239—Industrial and Labor Relations.

SB 253—Industrial and Labor Relations.

FIRST READING

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

SB 292—By Garrison of the Senate and Frates of the House—An Act relating to corporations; amending 18 O.S. 1961, § 1.58; authorizing Board of Directors of Corporation to, in certain circumstances, fix a time not exceeding sixty days prior to a shareholder's meeting as date for determining rights to notice and to vote at said meeting; authorizing closing of Corporate Books against recognition of transfers for purposes of such meeting; and declaring an emergency.

SB 293—By Grantham of the Senate and Conaghan and Boettcher of the House—An Act relating to the disposition of money received from the United States under the provisions of Section 7 of the Flood Control Act of Congress approved August 18, 1941, as amended, 33 USCA, § 701c-3; amending 62 O.S. 1961, § 204; providing manner of distribution; and declaring an emergency.

SB 294—By Hamilton—An Act relating to nonresident contractors; amending Sections 1702 and 1703 of Section 2, Chapter 30, O.S.L. 1965 (68 O.S. Supp. 1970, §§ 1702 and 1703) requiring notice and bonds of such contractors; and declaring an emergency.

SB 295—By Hamilton—An Act relating to the Oklahoma Capitol Improvement Authority; amending Section 5, Chapter

330, O.S.L. 1968 (73 O.S. Supp. 1970, § 172); providing maximum interest rate on bonds; increasing the maximum interest rate from five percent to seven percent per annum; and declaring an emergency.

SB 296—By Murphy—An Act relating to architects; declaring public interest; providing rule of liberal construction; defining terms; prohibiting restrictions on use of titles and prohibiting the practice of architecture by persons not licensed under the provisions of this Act; providing exceptions from provisions of Act; establishing the Board of Governors of Licensed Architects of Oklahoma and providing qualifications, terms of offices, oaths and compensation of members thereof; providing for meetings of such board and providing for election of officers of such board and prescribing their duties; providing powers and duties of board and prescribing for continuance, repeal or amendment of rules and regulations of board; providing qualifications for persons seeking a license as an architect in the State and prescribing methods of securing such license; providing for reciprocal licenses to practice architecture; providing grounds for refusing to issue a license to practice architecture to applicants therefor and grounds for cancelling, suspending or revoking such license after issuance prescribing the contents of a license; permitting partnerships or corporations to practice architecture in this State under certain conditions; providing procedures and rules for reinstating any license previously cancelled, suspended or revoked; providing for filing of complaints against licensees, limitations on time for filing such complaints and rules of procedures applicable to hearing complaints; providing right of appeal from action of board and procedures therefor; providing powers of board after hearing of accused person; prescribing rules of conduct and ethical standards for licensed architects; providing for seal or stamp for licensed architects and prescribing penalty for wrongful

use thereof; providing for disposition, use and reporting of fees collected by the board; prescribing fees to be collected by the board; providing for issuance of injunction for violation of Act by District Courts and vesting of jurisdiction therefor; providing criminal penalties for violation of this Act; providing for transfer of funds and property of existing board of licensed architects; making provisions of this Act severable; repealing 59 O.S. 1961, Sections 45.1 through 45.24, as amended; providing an operative date; and declaring an emergency.

SJR 24—By Murphy of the Senate and Willis of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6 of Article XI of the Constitution of the State of Oklahoma; authorizing investment of permanent common school and other education funds; 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 285—Education - Common.

SB 286—Roads and Highways.

SB 287—Commerce.

SB 288—Banks and Banking.

SB 289—Revenue and Taxation.

SB 290—Agriculture.

SB 291—Revenue and Taxation.

SJR 22—Judiciary.

SJR 23—Judiciary.

HB 1284—Judiciary.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 7, 1971, of Enrolled **SB 53**, entitled:

SB 53—By Smith and Terrill—An Act relating to legislative apportionment; providing short title; declaring legislative intent; *** and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 8, 1971, of Enrolled **SB 255**, entitled:

SB 255—By Martin et al of the Senate and Sparkman et al of the House—An Act relating to nursing home facilities; defining the term "nursing home facility" as meaning a skilled nursing home, intermediate care facility and a specialized home: *** and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1174, 1255, and 1322**.

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 1027**.

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 31**.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 27**.

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 **HBs 1049 and 1252**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1001, 1132, 1230, and 1391**, requesting

Conference and referring said Bills to GCCA, when appointed.

RESOLUTION

Senator Luton introduced **SR 29**, which was read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 29—By Luton—A Resolution memorializing the Governor to declare and designate "Oklahoma Azalea Week"; further memorializing Governor to designate the Muskogee Azalea Festival as the State's official observance of said Week; and directing distribution.

WHEREAS, the flame-red and other vivid hues of the flower of the azalea shrub are well recognized and known as among the most beautiful and eye-pleasing spectacles the horticultural world has to offer; and

WHEREAS, said azaleas bloom and blossom in great profusion at this time of the year in the State of Oklahoma; and

WHEREAS, the display of azaleas in full bloom is particularly notable in Honor Heights Park and in the other gardens of Muskogee during the annual Muskogee Azalea Festival which has become one of the great tourist attractions of the Great Southwest and a mecca for nature lovers and photographers from all over the nation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate memorializes the Governor to declare, designate and set aside by Executive Order the week of April 17 through 25, 1971, as "Oklahoma Azalea Week" and to call upon and urge all Oklahomans to observe said week and to observe and enjoy the great beauty of the azalea flower.

SECTION 2. The Senate further memorializes the Governor to designate by Exec-

utive Order the Muskogee Azalea Festival as the official observance of said "Oklahoma Azalea Week."

SECTION 3. A copy of this Resolution under the seal of the Secretary of the Senate shall be delivered immediately upon adoption to the Governor.

GENERAL ORDER

HB 1307 by Elder of the House and Stipe and Howell of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1307** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1307** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1307 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Birdsong, Bradley, Breckinridge, Ferrell, Graves, Hargrave, Howell, Medearis, Payne, Porter, Stansberry.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Birdsong, Bradley, Breckin-

ridge, Ferrell, Graves, Hargrave, Howell, Medearis, Payne, Porter, Stansberry.—11.

The emergency was declared passed.

HB 1307 was ordered withheld pursuant to Rule 19-f.

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

GENERAL ORDER

SB 187 by Stipe was read and considered.

Senator Dahl asked to be made a co-author of **SB 187**, which was the order.

Upon motion of Senator Stipe, **SB 187** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 187** was considered engrossed and placed on third reading and final passage.

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

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: Boecher, Crow, Dahl, Garrett, Grantham, Ham, H a r g r a v e, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—27.

Nay: Baldwin, Berrong, Capps, Ferrell, Field, Garrison, Hamilton, Holden, Inhofe, McCune, Williams.—11.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Graves, Nichols, Payne, Porter, Rogers, Stansberry.—10.

The bill was declared passed.

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

Aye: Baggett, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Ham, Hamilton, H a r g r a v e, Holden, Howard,

Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, M a r t i n, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Baldwin, Berrong, Ferrell, Garrison, Inhofe, McCune, Williams.—7.

Excused: Birdsong, Bradley, Breckinridge, Graves, Nichols, Payne, Porter, Stansberry.—8.

The emergency was declared passed.

SB 187 was referred for engrossment.

GENERAL ORDER

HB 1326 by Bernard, et al, of the House and Field of the Senate was read and considered.

Senators Murphy, Inhofe, McGraw and President Pro Tempore Smith asked to be made co-authors of **HB 1326**, which was the order.

Senator Hamilton and President Pro Tempore Smith moved to amend **HB 1326**, Page 1, Line 2 by adding after the word "ratified" the following language: "subject to the conditions stated in Section 2 of this act". Section 2, Page 25, Line 3 1/2, "This ratification is subject to the State of Oklahoma and the State of Arkansas, acting through their duly authorized compact representatives, amending said "Arkansas River Basin Compact" in the particulars as set forth hereinafter, and further, the ratification of said amendment of said compact by the Legislature of the State of Arkansas. Said amendment being expressed as follows:

The following language shall be added to Article VI, Section A of said compact, to-wit: "Provided however that nothing contained in this compact or its ratification by Arkansas or Oklahoma shall be interpreted as granting either state or the parties hereto the right or power of eminent domain in any manner whatsoever outside the borders of its own state.", which amendment was declared adopted.

Upon motion of Senator Field, **HB 1326**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1326**, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1326 was read for the third time at length.

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

Aye: Baggett, Berrong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Garrett, Graves, Howard, Porter, Stansberry, Stipe.—11.

The bill was declared passed.

HB 1326 was referred for engrossment.

GENERAL ORDER

HB 1143 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1143** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1143** was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1143 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Birdsong, Bradley, Garrett, Graves, Hargrave, Howard, Porter, Stansberry.—9.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Birdsong, Bradley, Garrett, Graves, Hargrave, Howard, Porter, Stansberry.—9.

The emergency was declared passed.

HB 1143 was referred for engrossment.

GENERAL ORDER

HB 1170 by Witt, et al, of the House and Dahl, Boecher, Lane and Capps of the Senate was read and considered.

Senator Inhofe asked to be made a co-author of **HB 1170**, which was the order.

Senator Berrong moved to amend **HB 1170**, Page 4, Line 13, by adding after the word "product", and before the word "which", the following: "such as or", which amendment was declared adopted.

Upon motion of Senator Dahl, **HB 1170**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of

Senator Dahl, **HB 1170**, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1170 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Trent, Williams, Young.—37.

Nay: Breckinridge, Howard, Keels.—3.

Excused: Baldwin, Birdsong, Bradley, Garrett, Porter, Stansberry, Taliaferro, Terrill.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Trent, Williams, Young.—37.

Nay: Breckinridge, Howard, Keels.—3.

Excused: Baldwin, Birdsong, Bradley, Garrett, Porter, Stansberry, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1170 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 12, 223 and **HB 1297** each correctly engrossed.

SBs 152, 169, 222, SR 25, SCR 29 and **30** each correctly enrolled.

Engrossed **SBs 12** and **223** were each

properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1297**, together with Engrossed **SAs**, was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SBs 152, 169, and 222** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 29** and **30** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SR 25** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1383 by Anderson, et al, of the House and Lamb of the Senate was read and considered.

Senator Murphy asked to be made a co-author to **HB 1383**, which was the order.

Upon motion of Senator Lamb, **HB 1383** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1383** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lamb moved to reconsider the vote by which **HB 1383** was considered engrossed and placed upon third reading and final passage, which motion was adopted.

Senator Lamb moved to reconsider the vote by which **HB 1383** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senators Grantham and Garrison moved to amend **HB 1383**, Page 1, Line 7 by striking after the word "Oklahoma" all the words through the word "Census" on Line 2 of Page 2 and amend title to conform thereto, which amendment was declared adopted.

Senator Smalley presiding.

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

Senator Baggett moved to amend **HB 1383**, Page 2, Line 4, by adding after the word "provided" the following: "The lease may not exceed a term of one (1) year, but may be renewed by a majority vote of the Board of County Commissioners.", which amendment was tabled upon motion of Senator Nichols.

Upon motion of Senator Lamb, **HB 1383**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1383**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1383 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Nay: Smalley.—1.

Excused: Baldwin, Birdsong, Bradley, Garrett, Porter.—5.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stans-

berry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—42.

Nay: Smalley.—1.

Excused: Baldwin, Birdsong, Bradley, Garrett, Porter.—5.

The emergency was declared passed.

HB 1383 was referred for engrossment.

GENERAL ORDER

HB 1195 by Stratton, et al, of the House and Young of the Senate was read and considered.

President Pro Tempore Smith presiding.

Senator Miller asked to be a co-author of **HB 1195**, which was the order.

Senator Young asked unanimous consent, which was granted, that **HB 1195** be withdrawn from the Calendar and re-referred to the Committee on Public Safety for the purpose of conducting an experiment, with instructions that the Bill be reported out of Committee and placed on the Calendar within one week.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 29 correctly enrolled.

Enrolled **SR 29** was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 152, 169 and 222**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 29 and 30**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

GENERAL ORDER

HJR 1009 by Spearman, et al, of the

House and Baggett, Capps, Rogers, Garrett, Boecher, Dahl, Medearis, Phillips, Porter, and Stansberry of the Senate was read and considered.

Senator Berrong moved to amend **HJR 1009**, Page 2, by adding a new Section 2 and renumbering subsequent sections, said Section 2 to read as follows: "Section 2. Appropriations for Central State University shall have allocations increased by at least the following amounts:

(a) One Million Five Hundred Thousand and Dollars (\$1,500,000.00) for the fiscal year 1972;

(b) Two Million Five Hundred Thousand Dollars (\$2,500,000.00) for the fiscal year 1973; and,

(c) Four Million Dollars (\$4,000,000.00) for the fiscal year 1974.", which amendment was tabled upon motion of Senator Terrill.

Upon motion of Senator Baggett, **HJR 1009** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HJR 1009** was considered engrossed and placed on third reading and final passage.

Senator Ferrell presiding.

President Pro Tempore Smith presiding.

Senator Payne presiding.

Senator Hamilton raised the question of "No Quorum".

The Presiding Officer ordered the roll called, following which he declared a quorum present.

President Pro Tempore Smith presiding.

THIRD READING

HJR 1009 was read for the third time at length.

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

Aye: Baggett, Boecher, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, McSpadden, Martin, Medearis, Payne, Phillips, Rogers, Smith,

Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—29.

Nay: Berrong, Breckinridge, Field, Grantham, Inhofe, Lamb, Luton, McCune, McGraw, Miller, Murphy, Nichols, Smalley, Williams.—14.

Excused: Baldwin, Birdsong, Bradley, Lane, Porter.—5.

The resolution was declared passed.

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

Aye: Baggett, Boecher, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Payne, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Berrong, Breckinridge, Field, Grantham, Inhofe, McGraw, Miller, Nichols, Smalley, Williams.—10.

Excused: Baldwin, Birdsong, Bradley, Phillips, Porter.—5.

The emergency was declared passed.

HJR 1009 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1387 by Ferrell of the House and Taliaferro, Terrill, and Crow of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1387** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1387** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1387 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves,

Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lane, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Birdsong, Bradley, Ferrell, Howard, Keels, Lamb, Luton, McGraw, Medearis, Miller, Porter, Rogers, Stansberry.—14.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lane, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Birdsong, Bradley, Ferrell, Howard, Keels, Lamb, Luton, McGraw, Medearis, Miller, Porter, Rogers, Stansberry.—14.

The emergency was declared passed.

HB 1387 was ordered withheld pursuant to Rule 19-f.

MESSAGE FROM THE HOUSE

Advising pursuant to Joint Rule 20, the House requests concurrence of the Senate in recalling Enrolled **HB 1318** from the Governor's Office, for the purpose of making the following correction:

By changing the word "by" to "but" on page 3, line 4, Section 1, Paragraph (1) of said Bill.

MOTION

Senator Terrill presented the following Motion, adopted by the Honorable House and signed by the Speaker, which was adopted upon his motion, properly signed and ordered returned to the Honorable House:

Mr. Speaker: As provided under Joint Rule 20, I move that **HB 1318** be recalled from the Office of the Governor, for the

purpose of making the following typographical and/or grammatical correction:

By changing the word "by" to "but" on Page 3, line 4, Section 1, Paragraph (1) of said Bill.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Grantham, **HAS** to **SB 7** were rejected and Conference, requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 7: Senators, Grantham, Luton, and Garrison.

Upon motion of Senator Grantham, the Senate concurred in **HAS** to **SB 18**.

SB 18, as amended by the Honorable House, was read at length.

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

Aye: Baggett, Berrong, Boecher, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Ycung.—32.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Ham, Holden, Howard, Lane, Luton, McSpadden, Medearis, Porter, Stansberry, Stipe.—16.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Murphy, the Senate concurred in **HAS** to **SB 128**, and further consideration was deferred this legislative day.

Upon motion of Senator Young, **HAS** to **SB 170** were rejected and Conference requested, said Bill to be referred to the

General Conference Committee on Appropriations, when appointed.

RESOLUTION

SR 30 by Berrong, Dahl, Williams, Field, Taliaferro, Young, Medearis, Garrison, Capps, Crow, Miller, Martin, McSpadden, Ferrell, Payne, Inhofe, Breckinridge, McGraw, Lane, Lamb, and Holden of the Senate—A Resolution Requesting The Commissioners Of The Land Office To Reconsider Action Taken March 29, 1971, In The Granting Of A Permanent Easement To The South Oklahoma City Junior College; Expressing The Intent Of The Oklahoma

Senate; And Directing Distribution—was introduced and further consideration deferred this legislative day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, April 13, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1307, 1387** and **HJR 1009** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, April 13, 1971, at 1:00 o'clock P.M.

Fifty-fifth Legislative Day

Tuesday, April 13, 1971

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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Birdsong, Bradley, Lane, Medearis, Porter, Stipe.—6.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of President Pro Tempore Smith:

Dear Lord and Father of mankind, forgive our foolish ways. Forgive the fever with which we go about our tasks, acting as if we were so all important.

Forgive the futility with which we tilt at windmills while we avoid the real battles.

Forgive the folly of much of our expenditure of time, as we forget what is really important in life.

Forgive our blindness and near sightedness O God. Open our eyes to see opportunities where we have in the past seen only problems, to see hope where once we saw only despair.

Grant your grace O' God to the members of the Senate. Give them strength to serve,

faith in the future, hope for accomplishing worthwhile tasks.

Give to Senator Bradley and to Senator Birdsong the gift of Your healing touch.

Give us all gratitude for Your gifts to us. We pray in the name of Him we call Lord because He became servant of all, Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Miss Emma Lois Williams, of Burns Flat, Oklahoma, for being named "Miss Congeniality" at the combined Miss Queen of the West and Miss Elk City pageants.

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

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 107—Social Welfare.

SB 166—Appropriations and Budget.

SB 199—Social Welfare, co-authored by Senators Porter, Ham and Nichols.

HB 1096—Social Welfare.

HB 1275—Revenue and Taxation.

HB 1305—Revenue and Taxation, co-authored by Senator Berrong.

HB 1405—Revenue and Taxation, co-authored by Senator Ferrell.

HB 1464—Revenue and Taxation, co-authored by Senator Garrett.

DO PASS, as amended:

SB 126—Revenue and Taxation.

SB 146—Revenue and Taxation.

SB 235—Revenue and Taxation.

SB 251—Revenue and Taxation.

HB 1163—Education - Common.

HB 1266—Revenue and Taxation.

HB 1276—Appropriations and Budget.

HJR 1020—Second Committee Report Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 297—By Smith, Hamilton and Terrill—An Act relating to sales taxes; amending Section 1307 of Section 2, Chapter 367, O.S.L. 1963, as renumbered by Section 2, Chapter 215, O.S.L. 1965 (68 O.S. Supp. 1970, § 1307), relating to payment of sales taxes and authorizing vendors to use the bracket system in collecting sales tax; requiring excess sales tax collections to be paid to the State; and declaring an emergency.

SB 298—By Terrill—An Act relating to relocation assistance for displaced persons; stating purpose; defining terms; providing replacement housing payments for certain displaced persons; establishing relocation assistance advisory programs; assuring the availability of standard housing; authorizing the Office of Community Affairs and Planning to adopt rules and regulations; providing for certain contracts; making available certain funds; providing for certain state assistance; providing effect of payments; providing for appeal; and providing for severability.

SB 299—By Howell—An Act relating to

marriage; amending 43 O.S. 1961, §§ 7 and 8; deleting the phrase Justice of the Peace and other language referring to such position; authorizing ceremony to be performed or solemnized by a Judge or an ordained ecclesiastical official; providing for endorsements upon the license authorizing a marriage; requiring signature and address of witnesses; providing for the return of the completed license; and declaring an emergency.

SB 300—By Howell—An Act relating to civil procedure; pertaining to actions to enforce compliance with the provisions of an insurance policy, collection therefrom or determination of rights; directing the court to set a reasonable attorney fee for the prevailing party to be taxed and collected as costs; and declaring an emergency.

SB 301—By Smith of the Senate and Wiedemann of the House—An Act relating to banks; amending Section 415, Chapter 161, O.S.L. 1965, as last amended by Section 7, Chapter 321, O.S.L. 1970 (6 O.S. Supp. 1970, § 415); authorizing drive-in and walk-up services at outside attached and detached facilities; providing for certificates issued by banking board; authorizing all banking functions at such facilities except making of loans; providing for injunction for nonauthorized functions; declaring violation of provisions a misdemeanor and providing punishment; and declaring an emergency.

SECOND READING

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

SB 292—Commerce.

SB 293—Education - Common.

SB 294—Professions and Occupations.

SB 295—State and Federal Government.

SB 296—Professions and Occupations.

SJR 24—Constitutional Revision and Redistricting.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1049, 1252, 1307, 1387, and HJR 1009.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 170**, and referring said Bill to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 7**, and naming House Conferees as follows: Boettcher, York, and Conaghan of the House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1470—By Cartwright, Boettcher, Boren, Dunn, Ferrell, Frates, Holaday, Kilpatrick, Murphy, Pierce, Poulos, Randle, Riggs, Stratton, Wayland and Whorton of the House and McSpadden of the Senate—An Act creating the Joint Committee of the Budget within the State Legislative Council; providing for the membership of said committee and for the selection of the chairman and vice chairman thereof; providing that said committee shall function during the interim period following adjournment of each regular session of the legislature and during the ensuing regular legislative session; prescribing the powers and duties of said committee; authorizing the executive committee, State Legislative Council, to appoint a Legislative Fiscal Analyst and Staff; outlining duties of said analyst; authorizing written reports of committee recommendations, findings and comments; providing that the Joint Committee of the Budget herein created shall be the successor to the Audit Committee, State Legislative Council; amending 74 O.S. 1961,

§ 452, as last amended by Section 1, Chapter 162, O.S.L. 1969 (74 O.S. Supp. 1970, § 452), relating to duties of the State Legislative Council; and declaring an emergency.

HB 1485—By McCune, Wynn, Willis and Miskelly—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 court fund of the county from which the action was transferred; providing procedure for payment by the court fund of the county from which the action was transferred to the court fund of the county in which the action was tried; and declaring an emergency.

HJR 1021—By Huddleston and Bradley—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposal relating to public office; adopting a new Section 10 of Article V of the Constitution of the State of Oklahoma and repealing Section 10A of Article V of the Constitution of the State of Oklahoma; amending Section 2 of Article XVII of the Constitution of the State of Oklahoma; providing for the apportioning of the State into one hundred one House of Representatives districts; providing for the election of one Representative from each district to serve four-year terms; providing for county officers; providing for four-year terms for county officers, providing for ballot title; and providing for a special election.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1034—By Cotner, et al, of the House—A Concurrent Resolution memorializing the President of the United States to declare Southwestern, Central and Western Oklahoma a major disaster area by reason of the present record-breaking drought; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

DECLARATION OF VOTE

Senator Baldwin asked that the record show had he been present at the time of Third Reading and final passage of **HB 1170** he would have voted AYE on the Bill, which was the order.

Senator Baldwin asked that the record show had he been present at the time of Third Reading and final passage of **HJR 1009** he would have voted nay on the Resolution, which was the order.

GENERAL ORDER

HB 1354 by Frates, et al, of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HB 1354** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1354** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Birdsong, Bradley, Lane, Medearis, Porter, Stipe.—6.

The bill was declared passed.

HB 1354 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 187, **HBs 1143**, **1170** and **1383** each correctly engrossed.

Engrossed **SB 187** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1143**, **1170**, and **1383**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 191 by Graves, Rogers, Howell, Inhofe, Garrison, Stansberry, Ferrell, McGraw and McSpadden of the Senate and Nance, et al, of the House was read and considered.

Senators Luton, Lamb, Phillips, Payne, Holden and Smith asked to be made co-authors of **SB 191**, which was the order.

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

Senator Berrong moved to amend **SB 191**, Page 2, Line 7 by adding after the word "aid", and before the word "grants", the following: "/work".

Senator Graves moved to table the Berrong amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Breckinridge, Crow, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McGraw, McSpadden, Payne, Rogers, Smith, Stansberry, Terrill.—21.

Nay: Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Grantham, Ham, Lamb, McCune, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Smalley, Taliaferro, Trent, Williams.—21.

Excused: Birdsong, Bradley, Luton, Porter, Stipe, Young.—6.

The vote occurring on the Berrong amendment, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Breckinridge,

Capps, Crow, Dahl, Ferrell, Field, Grantham, Ham, Lamb, McCune, Medearis, Miller, Nichols, Phillips, Smalley, Trent, Williams, Young.—20.

Nay: Baggett, Boecher, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McGraw, McSpadden, Martin, Murphy, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill.—23.

Excused: Birdsong, Bradley, Luton, Porter, Stipe.—5.

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

Senator Baggett moved to amend **SB 191**, Page 2, Line 18, by striking Line 18 on Page 2 and Lines 1, 2 and 3 on Page 3, and on Page 4, Line 13, by striking from Line 13 on Page 4 through Line 17 on Page 6 and substituting therefor the following: "2, Amount of grant. The amount of tuition aid grant to each eligible student for each semester shall be Fifty (\$50.00) Dollars." which amendment was tabled, upon motion of Senator Graves, the roll call thereon being as follows:

Aye: Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Graves, Hamilton, Howard, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—27.

Nay: Baggett, Baldwin, Garrett, Grantham, Ham, Medearis, Murphy, Phillips, Trent, Young.—10.

Excused: Birdsong, Bradley, Ferrell, Hargrave, Holden, Keels, Lane, Luton, Porter, Stipe, Taliaferro.—11.

Senator Berrong moved to amend **SB 191**, Page 2, Line 10, by adding after the word "therefor" and before "Section 5", the following: "The institution involved may appropriately schedule work to permit recipients to earn the amount of said tuition grants."

Senator Rogers moved to table the Berrong amendment, which failed of adoption.

The vote occurring on the Berrong amendment, it was declared adopted, the roll thereon being as follows:

Aye: Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Grantham, Ham, Howard, Lamb, Martin, Medearis, Miller, Nichols, Phillips, Smalley, Smith, Taliaferro, Williams, Young.—21.

Nay: Baggett, Boecher, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lane, McGraw, McSpadden, Murphy, Payne, Rogers, Stansberry, Terrill, Trent.—20.

Excused: Birdsong, Bradley, Hargrave, Luton, McCune, Porter, Stipe.—7.

Senator Baldwin presiding.

Senator Smalley moved to amend **SB 191**, Page 2, Line 12 1/2 by adding a new paragraph: "State tuition aid grants shall be awarded between eligible applicants in private schools and public schools on a ratio of total Oklahoma students in private colleges or universities to total Oklahoma students in public supported institutions of higher education."

President Pro Tempore Smith presiding.

Senator Baggett asked unanimous consent to amend the Smalley amendment to **SB 191**, Page 2, Line 12 1/2 as follows: by adding before the word "State", the following "The total amounts of", which was granted.

The vote occurring on the Smalley amendment, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Garrett, Grantham, Ham, McCune, Martin, Murphy, Phillips, Smalley, Taliaferro, Trent, Young.—17.

Nay: Ferrell, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McGraw, McSpadden, Miller, Nichols, Rogers, Smith, Stansberry, Terrill, Williams.—21.

Excused: Birdsong, Bradley, Capps,

Dahl, Keels, Luton, Medearis, Payne, Porter, Stipe.—10.

Senator Graves asked unanimous consent, which was granted, that further consideration of **SB 191** be deferred for this legislative day.

Senator Hargrave presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 18 correctly enrolled.

Enrolled **SB 18** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 198 by Grantham, Holden, Payne, Field, Boecher, Ferrell, Stipe, Dahl, Lane, Murphy, Phillips, Crow, Medearis, Rogers and Capps of the Senate and Willis, et al, of the House was read and considered.

Senators Berrong and Keels asked to be made co-authors of **SB 198**, which was the order.

Senator Berrong moved to amend **SB 198**, Page 2, Line 8, by adding after the word "trusts" and before the "comma (,)", the word "thereof", which amendment was declared adopted.

President Pro Tempore Smith presiding.

Senator Phillips moved to amend **SB 198**, Page 14, Line 13 by adding after the word "Authority" and before the "period (.)", the following: "or any of its generating facilities or transmission lines whether owned or leased. Nothing in this act shall limit the Grand River Dam Authority to areas they may serve now or in the future.

Senator Phillips asked unanimous consent, which was granted, to amend his amendment to **SB 198**, Page 14, Line 13 by deleting the last sentence.

Upon motion of Senator Payne, **SB 198**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 198**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 198 was read for the third time at length.

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

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Nay: Baggett.—1.

Excused: Birdsong, Bradley, Luton, Porter, Stipe.—5.

The bill was declared passed.

SB 198 was referred for engrossment.

GENERAL ORDER

HB 1100 by McCune, et al, of the House and Garrett and McCune of the Senate was read and considered.

Senator McGraw raised the question of "No Quorum".

The presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Garrett asked unanimous consent that further consideration of **HB 1100** be deferred this legislative day, which was the order.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the request of the Honorable House for conference on **HBs 1132, 1230, and 1391** was granted, said Bills to be referred to GCCA, when appointed.

RESOLUTIONS

SCR 31 was introduced and read as follows:

SCR 31 by Trent of the Senate and Payne of the House—A Concurrent Resolution Recognizing The National Sandbass Festival In Madill, Oklahoma; Declaring The Week Of June 13 Through June 20, 1971, As National Sandbass Festival Week In The State Of Oklahoma; And Directing Distribution.

Senator Trent asked unanimous consent that all members of the Senate be made coauthors to **SCR 31**, which was the order.

SCR 31, as co-authored was adopted upon motion of Senator Trent and ordered referred for engrossment.

SCR 32 was introduced and read as follows:

SCR 32 by Smith, Hargrave, and Howard of the Senate, and Randle of the House—A Resolution Commending And Congratulating Oral Roberts University For Its Academic Achievement And Attaining That Level Of Excellence In Its Program Of Education Resulting In A Full Accreditation By The North Central Association Of Colleges And Secondary Schools; And Directing Distribution.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors to **SCR 32**, which was the order.

SCR 32, as co-authored, was adopted upon motion of President Pro Tempore Smith and ordered referred for engrossment.

PENDING SENATE ACTION

SR 30 was taken up for further consideration.

Senator Murphy presiding.

SR 30 was read at length as follows:

SR 30—By Berrong, Dahl, Williams,

Field, Taliaferro, Young, Medearis, Garrison, Capps, Crow, Miller, Martin, McSpadden, Ferrell, Payne, Inhofe, Breckinridge, McGraw, Lane, Lamb and Holden—A Resolution requesting the Commissioners of the Land Office to reconsider action taken March 29, 1971, in the granting of a permanent easement to the South Oklahoma City Junior College; expressing the intent of the Oklahoma Senate; and directing distribution.

WHEREAS, the State of Oklahoma is the owner of the Northeast Quarter (NE 1/4) of Section 36, Township 11 North, Range 4 West of the Indian Meridian, Oklahoma County, Oklahoma, under and by virtue of Section 7 of the Enabling Act, which section, insofar as material hereto, provides as follows:

“That upon the admission of the State into the Union sections numbered sixteen and thirty-six, in every township in Oklahoma Territory and all indemnity lands heretofore selected in lieu thereof, are hereby granted to the State for the use and benefit of the common schools, . . .”; and

WHEREAS, the Commissioners of the Land Office at a special meeting March 29, 1971, adopted a motion, duly made and seconded, approving the granting of a permanent easement to the South Oklahoma City Junior College, a community junior college, covering the above described land, containing 143.08 acres, more or less, which motion provides, in material part: “. . . for a consideration of \$5,000.00 per annum, with the understanding that the granting of this easement is not to be considered as establishing a precedent for similar grants in the future”; and

WHEREAS, it is apparent that a dangerous precedent would in fact be established by permitting the aforesaid easement to become operative, notwithstanding the recited intent in said motion that same be considered as not establishing a precedent; and

WHEREAS, the aforesaid tract of land

has been appraised as having a value in excess of Seven Hundred Thirty-six Thousand Dollars (\$736,000.00), and there is basis for belief that said land has an actual value of approximately One Million Dollars (\$1,000,000.00); and

WHEREAS, there is an awareness throughout the State of Oklahoma of the need for providing additional facilities and revenue to improve the quality of education for our children and any effort to assist in attaining such improvement, including providing building sites, must be deemed to be worthwhile, but the compelling consideration in affording such assistance where common schools are concerned should be to provide the greatest amount of help to the greatest number of children in said common schools; and

WHEREAS, the inadequate consideration of only Five Thousand Dollars (\$5,000.00) per annum for a permanent easement covering a tract of land worth One Million Dollars (\$1,000,000.00), when stated as income results in approximately one-half of one percent ($1/2$ of 1%) calculated on a twenty-year term; and

WHEREAS, the construction of buildings and other improvements on said land for use as a school would tend to drastically reduce the present market value thereof and would permanently impair the use thereof and perhaps destroy the marketability of said land, for the greatest "benefit of the common schools" as provided in the Enabling Act; and

WHEREAS, the sale of said land for the highest price obtainable and the investment of the proceeds in first mortgages on farm lands, or in other securities authorized by law would reasonably be expected to produce income of approximately Fifty Thousand Dollars (\$50,000.00) per annum for benefit of the common schools rather than Five Thousand Dollars (\$5,000.00) as stipulated in the easement; and

WHEREAS, the state's ownership of and stewardship over the above described land is burdened with the highest responsibility to all the school children of the

state, by reason of Section 1, Article XI, of the Constitution of Oklahoma which provides:

"The State hereby accepts all grants of land and donations of money made by the United States under the provision of the Enabling Act, and any other Acts of Congress, for the uses and purposes and upon the conditions, and under the limitations for which the same are granted or donated; and the faith of the State is hereby pledged to preserve such lands and moneys and all moneys derived from the sale of any of said lands as a sacred trust, and to keep the same for the uses and purposes for which they were granted or donated."; and

WHEREAS, it is deemed to be in the best interests of the common schools of this state that the Commissioners of the Land Office reconsider the action taken March 29, 1971, in granting the permanent easement heretofore described, and, that if upon reconsideration thereof, it be the judgment of the Commissioners that a permanent easement be granted to South Oklahoma City Junior College for school purposes, then and in that event further consideration be given to limiting same to not to exceed 40 acres of said land and that the remainder thereof be sold and the proceeds invested to produce income for the benefit of the common schools in keeping with the requirements of the Enabling Act and the Oklahoma Constitution; and

WHEREAS, it is the intent of the Oklahoma Senate to respectfully request the Commissioners of the Land Office to rescind the easement as granted on March 29, 1971 in order to protect the interests of the common schools.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Commissioners of the Land Office are hereby respectfully requested to rescind the easement granted to the South Oklahoma City Junior College March 29, 1971, and to give consider-

ation to selling the valuable tract of land covered thereby, in order to protect the interests of the common schools.

SECTION 2. Duly authenticated copies of this Resolution shall be forwarded to:

1. Honorable David Hall, Governor of Oklahoma.
2. Honorable James N. Ballinger, President State Board of Agriculture.
3. Honorable Joe Bailey Cobb, State Auditor.
4. Honorable Leslie R. Fisher, Superintendent of Public Instruction; and
5. Honorable John Rogers, Secretary of State.

Upon motion of Senator Berrong, **SR 30** was adopted upon roll call as follows and referred for enrollment.

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Holden, Inhofe, Lamb, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Taliaferro, Williams, Young.—27.

Nay: Baggett, Garrett, Graves, Howell, Keels, McCune, Phillips, Rogers, Smith, Terrill, Trent.—11.

Excused: Birdsong, Bradley, Hamilton, Hargrave, Howard, Lane, Luton, Porter, Stansberry, Stipe.—10.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Rogers, the Senate concurred in **HAs** to **SB 173**.

Senator Smalley presiding.

SB 173, as amended by the Honorable House, was read at length.

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

Aye: Baldwin, Berrong, Boecher, Crow, Ferrell, Field,, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith,

Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Capps, Dahl, Hamilton, Howard, Inhofe, Lane, Luton, McGraw, Medearis, Porter, Stansberry, Stipe.—16.

The bill, as amended, was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Crow, Ferrell, Field,, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Capps, Dahl, Hamilton, Howard, Inhofe, Lane, Luton, McGraw, Medearis, Porter, Stansberry, Stipe.—16.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING FINAL CONSIDERATION

SB 128, as amended by the Honorable House, was read at length.

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

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Dahl, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McGraw, Medearis, Porter, Rogers, Stansberry, Stipe.—16.

The bill, as amended, was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Dahl, Hargrave, Howard, Inhofe, Keels, Lane, Luton, McGraw, Medearis, Porter, Rogers, Stansberry, Stipe.—16.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

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, with Senator Payne presiding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of BILLY RAY GOWDY, Boise City, as a Member of the State Board of Agriculture for a five (5) year term ending April 26, 1976, and effective upon Senate Confirmation. Mr. Gowdy succeeds Mr. Roy Hanes.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of DARRILL LILDEN LEVERETT, Altus, Oklahoma, as a Member of the Board of Regents, Altus Junior College, for a five (5) year term ending March 24, 1976, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of EARL EDWARD ABERNATHY, Altus, Oklahoma, as a Member of the Board of Regents,

Altus Junior College, for a four (4) year term ending March 24, 1975, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of JOHN POMEROY GOVER, Altus, Oklahoma, as a Member of the Board of Regents, Altus, Junior College, for a seven (7) year term ending March 24, 1978, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of WALDO TALMAGE ODEN, Altus, as a Member of the Board of Regents, Altus Junior College, for a two (2) year term ending March 24, 1973, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Capps, advised and consented to the confirmation of HIRAM KEITH MYERS, JR., Hollis, Oklahoma, as a Member of the Board of Regents, Altus Junior College, for a one (1) year term ending March 24, 1972, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Ham, advised and consented to the confirmation of SILAS WOLF, Washington, Oklahoma, as a Member of the State Industrial Court for a six (6) year term ending March 14, 1977, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of A. L. VOTH, Oklahoma City, as a Member of the State Industrial Court for a six (6) year term ending March 14, 1977, and effective upon Senate confirmation. Mr. Voth succeeds himself.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of ROBERT M. KERR, Altus, as a Member of the State Highway Commission to serve an eight (8) year term ending Feb-

ruary 15, 1973, and effective upon Senate confirmation. Mr. Kerr will serve the unexpired term of Mr. Cooper West.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of WILBUR GALEN WHITENECK, Woodward, as a Member of the State Highway Commission to serve an eight (8) year term ending February 15, 1977, and effective upon Senate confirmation. Mr. Whiteneck will serve the unexpired term of Mr. Leon Cook.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 221**, as co-authored by Murphy.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 18**.

The above numbered Enrolled Bill was referred to the Governor.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, April 14, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HB 1354** was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, April 14, 1971, at 1:00 o'clock P.M.

Fifty-sixth Legislative Day

Wednesday, April 14, 1971

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, Boecher, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—32.

Excused: Birdsong, Bradley, Breckinridge, Capps, Crow, Ferrell, Garrison, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Young.—16.

The President declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Hamilton:

O God, who stilled the storm on the sea of Galilee, surely You can calm the turmoil of this place and quiet our troubled minds. You who turned the water into wine, You can turn the frenetic pace of our activity into something worthwhile. You who used even the cruelty of Pharaoh for good can bend our acts and use what we do for Your will.

Give us the simple gifts of openness to others' opinions, sensitivity to others' needs. Give us the strength of knowing that with Your help we can tackle and do the impossible. Give us also the humility of knowing how insignificant are our pompous struttings over the stage of life. Remind us that we are dust, yet support us with the dignity which comes from knowing we are made in Your image.

Help us in the mirror of Your acceptance to see and to be our best selves, free of pettiness and false pride.

Finally, we ask for the ability to laugh at ourselves, and to laugh with the joy of life lived with meaning. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 286—Roads and Highways, co-authored by Senator Murphy.

HB 1104—Judiciary, co-authored by Senator Grantham.

HB 1176—State and Federal Government.

HB 1177—State and Federal Government.

DO PASS, as amended:

SB 125—State and Federal Government.

SB 268—Judiciary.

SB 275—Judiciary.

FIRST READING

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

SB 302—By Baggett—An Act relating to elections; amending 26 O.S. 1961, § 103.4, as amended by Section 3, Chapter 504, O.S.L. 1965 (26 O.S. Supp. 1970, § 103.4, (a)); providing for the addition of a subsection designating the county registrar as the responsible officer for executing regis-

tration laws; and declaring an emergency.

SB 303—By Graves and Medearis of the Senate and Boettcher of the House—An Act relating to savings and loan associations; amending Sections 2, 5, 6, 17, 19, 20, 21, 26, 27, 28, 29, 30, 31, 33, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 47, 48, 49, 50, 51, 52, 53, 54, 61 and 62 Chapter 101, O.S.L. 1970 (18 O.S. Supp. 1970, §§ 381.2, 381.5, 381.6, 381.7, 381.19, 381.20, 381.21, 381.26, 381.27, 381.28, 381.29, 381.30, 381.31, 381.33, 381.37, 381.38, 381.39, 381.40, 381.41, 381.42, 381.43, 381.44, 381.45, 381.46, 381.47, 381.48, 381.49, 381.50, 381.51, 381.52, 381.53, 381.54, 381.61 and 381.62); defining terms; abolishing Savings and Loan Board and establishing new and enlarged Savings and Loan Board; providing manner of appointment and qualifications of Board; providing for Articles of Incorporation, hearing on application for Certificate of Authority, required capital and subscriptions, corporate existence and organizational meeting for new association; providing for bylaws, voting rights, annual meetings, proxy voting, quorums, directors, officers, and indemnification of directors, officers and employees of associations; providing for forms of capital, including savings accounts, savings deposits and permanent capital stock, classifications of accounts and deposits, ownership and right to withdraw accounts and deposits and redemption of accounts and deposits; providing for conversion, merger liquidation and dissolution of associations; providing general and specific powers of associations; providing for assessment to restore impaired permanent capital stock and for forfeiture and sale of delinquent stock; directing recodification and codification of statutes; repealing 18 O.S. 1961, §§ 212a, 212b, 212d, 212e, 243, 244, as last amended by Section 1, Chapter 89, O.S.L. 1967, 245, 284, 285, 286, 287, as amended by Section 4, Chapter 145, O.S.L. 1965, 288, 290, 291, 292, 293, 311, as amended by Section 1, Chapter 82, O.S.L. 1967, 312, as amended by Section 5, Chapter 145, O.S.L. 1965, 314, 315, 316, as last amended

by Section 1, Chapter 35, O.S.L. 1968, 317, 318, 319, 320, as amended by Section 6, Chapter 145, O.S.L. 1965, 321, 322, 323, 324, 325, 326, 327, 328, 352, 353, 354, 355, as amended by Section 7, Chapter 145, O.S.L. 1965, 360, 361, 362, 363, 364, 365 and 366 (18 O.S. Supp. 1970, §§ 244, 246, 287, 311, 312, 316, 320 and 355); providing an operative date; making provisions of this Act severable; and declaring an emergency.

SB 304—By Graves—An Act relating to banks and trust companies; amending Sections 103, 201, as last amended by Section 1, Chapter 321, O.S.L. 1970, 204, 211, 212, 303, as last amended by Section 3, 4 and 6, respectively, Chapter 321, O.S.L. 1970, 305, as last amended by Section 3, Chapter 93, O.S.L. 1968, 409 and 801, as last amended by Section 7, Chapter 93, O.S.L. 1968, Chapter 161, O.S.L. 1965 (6 O.S. Supp. 1970, §§ 103, 201, 204, 211, 212, 303, 305, 409 and 801); defining terms; establishing Oklahoma Banking Department; prescribing qualifications, compensation and certain duties and powers of the Commissioner, Deputy Commissioner and other assistants; authorizing Attorney General to appoint Assistant Attorney General with certain functions; providing for increase in compensation to Commissioner and Deputy Commissioner; providing for certain fees and expenses; providing for increase to certain fees; providing repository of certain monies; requiring annual reports by Bank Commissioner to Governor; prescribing certain requirements upon incorporators of a bank or a trust; prescribing certain information on application for charter; providing certain requirements for the withdrawal of capital or surplus, paying of dividends, bad debts and the valuation of assets; providing in case of an emergency certain persons have authority to close certain banks; providing for notice of such closing be given to Commissioner; providing for the effect the closing of certain banks will have as to liability; providing certain requirements for national banks' closing; providing certain reserve requirements for nonmember

and member banks of the Federal Reserve System and penalties therefor; directing codification and declaring an emergency.

SECOND READING

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

SB 297—Revenue and Taxation.

SB 298—Social Welfare.

SB 299—Judiciary.

SB 300—Judiciary.

SB 301—Banks and Banking.

HB 1470—Governmental Reform.

HB 1485—Judiciary.

HJR 1021—Constitutional Revision and Re-Districting.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1105—By Riggs and McCune—An Act relating to civil procedure and procedure for the small claims docket of the District Court; amending Sections 1 and 3, Chapter 322, O.S.L. 1968, as amended by Sections 1 and 2, Chapter 279, O.S.L. 1969, and Section 14, Chapter 322, O.S.L. 1968, as amended by Section 1, Chapter 285, O.S.L. 1969 (12 O.S. Supp. 1970, §§ 1751, 1753 and 1764); authorizing certain actions in which the money amount claimed, or the value of personal property sought to be recovered, does not exceed Four Hundred Dollars to be filed under small claims procedure; specifying exceptions; prescribing certain small claims procedure; prescribing certain procedure and affidavit and summons form in actions for forcible entry and detainer of real property with claims for the collection of rent or damages to the premises; establishing effective date; and directing codification.

HB 1254—By Monks, Sullivan, Murphy, Sanguin, Pierce, Bernard, Trent, Miskelly, Tarwater and Cox of the House and Martin of the Senate—An Act relating to

state officers and employees; providing a program with requirements and procedures for war veterans whereby they can be appointed to certain state jobs without regard to the regular appointing procedure; and directing codification.

HB 1323—By Pierce, Lindstrom, York and Draper—An Act relating to professions and occupations; amending 59 O.S. 1961, § 199.7, as last amended by Section 5, Chapter 313, O.S.L. 1968, and Section 1, Chapter 384, O.S.L. 1968 (59 O.S. Supp. 1970, § 199.7 subsections (A) and (G)); stating requirements for Beauty School Credit; providing eleventh grade public school students to receive credit if age sixteen by November 1; allowing public school students to take examination prior to end of school term in which basic course is completed; providing for severability; and declaring an emergency.

HB 1425—By Skeith of the House and Murphy of the Senate—An Act relating to highways; amending Section 1001, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1001); providing for sale, exchange or lease of certain surplus land; prescribing procedure and requirements for notice and offer of sale to party who originally conveyed such property to the state highway commission; making provision for circumstances when such party is deceased; making provisions severable; and declaring an emergency.

HB 1447—By Boettcher, Atkins, Thornhill, Johnson, Cotner, Greenhaw, Sanguin, Miskelly, Sullivan, Bernard, Trent and Murphy of the House and Grantham of the Senate—An Act relating to public health providing for assistance for persons suffering acute or chronic renal failure requiring dialysis; providing guidelines and procedures for determining eligibility for such assistance; providing for the payment of such assistance; establishing the renal disease fund in the State Treasury; providing for the administration of such program; and declaring an emergency.

HB 1453—By Wolfe (Stephen), Elder and Kilpatrick—An Act relating to civil procedure; amending Section 1, Chapter 100, O.S.L. 1965 (12 O.S. Supp. 1970, § 548); providing for discovery procedure to include motion picture film or negatives thereof and developed or undeveloped photographic film; and declaring an emergency.

HB 1479—By Skeith, Monks, Wixson and McCune of the House and Murphy of the Senate—An Act relating to condemnation proceedings; providing that state agencies, counties and other governmental subdivisions may match federal funds when available to pay litigation expenses incurred by landowners as a result of a federally assisted public improvement; providing operative date; and declaring an emergency.

HB 1480—By Skeith, Monks, Wixson and McCune of the House and Murphy of the Senate—An Act relating to federally assisted public improvements; providing for "Relocation Assistance Act of 1971"; authorizing state agencies, counties and other governmental subdivisions to match federal funds for relocation assistance; providing that no new elements of damage under the power of eminent domain are created hereby; providing that payments received hereunder shall not be considered as income for State Income Tax purposes; providing that certain determinations shall be final and not subject to judicial review amending Section 1205 of Chapter 415, O.S.L. 1968, as amended by Section 1, Chapter 308, O.S.L. 1970 (69 O.S. Supp. 1970, § 1205), to delete subsection relating to relocation expense; providing an operative date; and declaring an emergency.

HB 1481—By Skeith, Wixson, Monks and McCune of the House and Murphy of the Senate—An Act relating to roads and highways) amending Section 1502, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1502), to authorize use of funds in the state Highway Construction and Maintenance Fund

to pay relocation assistance to persons displaced as result of highway right-of-way acquisition; and declaring an emergency.

HB 1486—By Williamson, Abbott and Draper of the House and Murphy of the Senate—An Act relating to schools; amending 70 O.S. 1961, § 15-2, as amended by Section 1, Chapter 230, O.S.L. 1963 (70 O.S. Supp. 1970, § 15-2); providing for elections on school bond issues; authorizing school board to pay cost of election; prohibiting such elections on the same proposition within four months after its defeat; providing additional exception to four-month waiting period; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1033—By Hill (Ben)—A Concurrent Resolution clarifying the position of the Oklahoma Legislature toward the individual jurors of the My Lai Trial and recognizing them as dedicated Americans; and directing distribution.

HCR 1035—By Willis of the House and McSpadden of the Senate—A Concurrent Resolution expressing Legislative intent that the Oklahoma State Regents for Higher Education create an emergency institutional building repair fund to be allocated for emergency repairs on state-owned buildings on the campuses of colleges and universities to repair damages caused by fire, hail, tornado, explosion, windstorm, flood or other catastrophe.

Consideration of the Resolutions was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 19**, as co-authored by Conaghan of the House and **SB 177**.

The above numbered Bills were referred for enrollment.

DECLARATION OF VOTE

Senator Luton asked that the record show had he been present at the time of Third Reading and final passage of **SB 198** he would have voted AYE on the Bill and its emergency, which was the order.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1266 by Skeith, et al, of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1266**, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1266** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1266 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, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—32.

Excused: Birdsong, Bradley, Breckinridge, Capps, Crow, Ferrell, Garrison, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Young.—16.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—32.

Excused: Birdsong, Bradley, Breckinridge, Capps, Crow, Ferrell, Garrison, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Young.—16.

The emergency was declared passed.

HB 1266 was referred for engrossment. Senator Payne presiding.

GENERAL ORDER

HB 1275 by Skeith, et al, of the House and Taliaferro of the Senate was read and considered.

Upon motion of Senator Taliaferro, **HB 1275** was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1275** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1275 was read for the third time at length.

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

Aye: Baldwin, Berrong, Boecher, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—28.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Capps, Crow, Ferrell, Garrison, Ham, Holden, Howell, McGraw, Martin, Medearis, Miller, Phillips, Porter, Rogers, Stipe, Young.—20.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—30.

Excused: Birdsong, Bradley, Breckin-

ridge, Capps, Crow, Ferrell, Garrison, Ham, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stipe, Young.—18.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Taliaferro moved that the vote be reconsidered by which the Emergency Section of HB 1275 failed.

GENERAL ORDER

SB 107 by Smith of the Senate and McCune of the House was read and considered.

President Pro Tempore Smith moved to amend SB 107, Page 28, Line 11, by striking the emergency section and amend title to conform thereto, 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 on third reading and final passage.

Senators Young, Capps and Ferrell asked to be shown present, which was the order.

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, Boecher, Capps, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Inhofe, Lamb, Lane, Luton, McCune, Medearis, Nichols, Payne, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—27.

Excused: Birdsong, Bradley, Breckinridge, Crow, Garrett, Garrison, Ham, Holden, Howard, Howell, Keels, McGraw,

McSpadden, Martin, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Stipe.—21.

The bill was declared passed.

SB 107 was referred for engrossment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 198, SCRs 31 and 32 and HB 1326 each correctly engrossed.

SBs 128, 173, 221 and SR 30 each correctly enrolled.

Engrossed SB 198 and SCRs 31 and 32 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HB 1326, together with Engrossed SAs, was properly signed and ordered returned to the Honorable House.

Enrolled SBs 128, 173, and 221 were, 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.

GENERAL ORDER

SB 146 by Murphy was read and considered.

Senators Dahl, McSpadden, Taliaferro, Boecher, and Field asked to be coauthors to SB 146, which was the order.

Upon motion of Senator Murphy, SB 146 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 146 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Murphy moved to reconsider the vote by which SB 146 was considered engrossed and placed upon third reading and final passage, which motion was declared adopted.

Senator Murphy moved to reconsider the vote by which **SB 146** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Murphy asked unanimous consent, which was granted, that **SB 146** be deferred for this legislative day.

Senator Hamilton asked unanimous consent that **SB 251** be reprinted in order to correct printing error, which was the order.

GENERAL ORDER

SB 126 by Grantham of the Senate and Boettcher, et al, of the House was read and considered.

Senator Grantham moved to amend **SB 126**, Page 23 as follows: by striking the emergency section and amending title to conform, which amendment was declared adopted.

Upon motion of Senator Grantham, **SB 126**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 126**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Crow, Dahl, Ferrell, Field, Grantham, Hamilton, Hargrave, Inhofe, Lamb, Luton, McCune, McSpadden, Medearis, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—25.

Excused: Birdsong, Boecher, Bradley, Breckinridge, Capps, Garrett, Garrison, Graves, Ham, Holden, Howard, Howell, Keels, Lane, McGraw, Martin, Miller, Murphy, Phillips, Porter, Rogers, Stansberry, Taliaferro.—23.

The bill was declared passed.

SB 126 was referred for engrossment.

GENERAL ORDER

SB 199 by Luton, Porter, Ham and Nichols of the Senate and Odom of the House was read and considered.

Upon motion of Senator Luton, **SB 199** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SB 199** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Taliaferro.—16.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Taliaferro.—16.

The emergency was declared passed.

SB 199 was referred for engrossment.

GENERAL ORDER

HB 1305 by Randle of the House and Berrong of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1305** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1305** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—32.

Nay: Graves.—1.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—15.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—32.

Nay: Graves.—1.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—15.

The emergency was declared passed.

HB 1305 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1276 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1276** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1276** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1276 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, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, Lane, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—16.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, Lane, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—16.

The emergency was declared passed.

HB 1276 was referred for engrossment.

GENERAL ORDER

HJR 1020 by Willis of the House and McSpadden and Hamilton of the Senate was read and considered.

Senator Keels asked to be made a co-author to **HJR 1020**, which was the order.

Senator Baldwin moved to amend **HJR 1020**, Page 1, by striking the title, which amendment was declared adopted.

Upon motion of Senator McSpadden, **HJR 1020**, as co-authored and amended, was advanced to engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe moved to reconsider the vote by which **HJR 1020** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator Stipe moved to amend **HJR 1020**, Page 3, Lines 4 through 11 by striking after the words "per month" and before the word "the" on Line 12, all language, and inserting in lieu thereof the following: "All employees will be raised Thirty-Five Dollars (\$35.00) per month."

Senator Stipe asked unanimous consent that his foregoing amendment be withdrawn, which was the order.

Senator Stipe moved to amend **HJR 1020**, Page 3, Lines 5 through 11, by striking after the words "per month" and before the word "the" on Line 12, all language, and inserting in lieu thereof the following: "All employees receiving less than Four Hundred Sixty-Five Dollars (\$465.00) per month shall receive an increase of Thirty Dollars (\$30.00) per month."

Senator Stipe asked unanimous consent that his second amendment be withdrawn, which was the order.

Senators Ferrell and Williams moved to amend **HJR 1020**, Page 5, Line 1, by

adding a new Section 3, as follows: "Section 3. The number of full-time permanent employees of the State of Oklahoma on April 1, 1971, shall not be exceeded." and renumber subsequent sections.

Senator Smalley moved to table the Ferrell-Williams amendment, which motion was adopted upon roll call as follows:

Aye: Baggett, Baldwin, Boecher, Crow, Field, Grantham, Hamilton, Hargrave, Keels, Lane, Luton, McSpadden, Murphy, Nichols, Payne, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—21.

Nay: Ferrell, Graves, Lamb, McCune, Williams.—5.

Excused: Berrong, Birdsong, Bradley, Breckinridge, Capps, Dahl, Garrett, Garrison, Ham, Holden, Howard, Howell, Inhofe, McGraw, Martin, Medearis, Miller, Phillips, Porter, Rogers, Stansberry, Stipe.—22.

Upon motion of Senator McSpadden, **HJR 1020**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HJR 1020**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1020 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, Dahl, Field, Grantham, Graves, Hamilton, Hargrave, Howard, Keels, Lane, Luton, McSpadden, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—25.

Nay: Capps, Crow, Ferrell, Lamb, McCune, Williams.—6.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Holden, Howell, Inhofe, McGraw, Martin, Medear-

is, Miller, Phillips, Porter, Rogers, Stansberry.—17.

The bill was declared passed.

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

Aye: Baggett, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Howard, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—28.

Nay: Williams.—1.

Excused: Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Hargrave, Holden, Howell, Inhofe, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—19.

The emergency was declared failed of passage.

HJR 1020 was referred for engrossment.

GENERAL ORDER

HB 1405 by Wiedemann of the House and Ferrell of the Senate was read and considered.

Upon motion of Senator Ferrell, **HB 1405** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1405** was considered engrossed and placed on 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: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Lamb, Lane, McCune, Murphy, Payne, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—21.

Nay: Baggett, Hargrave, Howard, Keels, Luton, McSpadden, Medearis, Nichols, Smalley, Smith.—10.

Excused: Birdsong, Bradley, Breckinridge, Garrett, Garrison, Ham, Hamilton,

Holden, Howell, Inhofe, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—17.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Ferrell moved that the vote be reconsidered by which **HB 1405** failed of passage.

RESOLUTIONS

Senator Howard introduced **SR 31**.

Senator Howard asked unanimous consent that all members of the Senate be made co-authors to **SR 31**, which was the order.

SR 31, as co-authored, was read at length as follows, adopted upon motion of Senator Howard, and ordered referred for enrollment:

SR 31—By Howard, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution expressing deep sorrow and regret upon the passing of Detective Thurman Spybuck of the Tulsa Police Department; and directing distribution.

WHEREAS, Detective Thurman Spybuck an eighteen-year veteran of the Tulsa police force, was killed in the line of duty on April 2, 1971; and

WHEREAS, Thurman Spybuck was a devoted, courageous officer of the law whose persistent dedication to duty was in the highest tradition of law enforcement; and

WHEREAS, Thurman Spybuck was a humble man who quietly but fervently contributed his life to his family and community; and

WHEREAS, Thurman Spybuck made the supreme sacrifice a public servant can make while serving in a vocation which calls for constant disregard of personal safety and which enables all members of society to enjoy security and safety; and

WHEREAS, it is fitting that the Oklahoma State Senate take this means of expressing its deep sorrow and regret on the passing of one whose life will stand as a shining example of the ideals to which all men aspire who would carry the burdens incident to a just and civilized society.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate hereby officially notes the life of Detective Thurman Spybuck and expresses deep sorrow and regret upon his passing.

SECTION 2. A copy of this resolution shall be presented to his family in whose sorrow we sincerely share.

BILL WITHDRAWN

President Pro Tempore Smith asked unanimous consent that **HBs 1348, 1349, and 1407** be withdrawn from the Committee on State and Federal Government and referred to the Committee on Judiciary, which was the order.

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, with Senator Payne presiding, who made the following announcement:

The Senate, in Executive Session and upon motion of Senator Baggett, advised and consented to the confirmation of **ROBERT H. CARD**, Oklahoma City, as Secretary to the State Board of Property and Casualty Rates, for a six (6) year term ending March 1, 1977, and effective upon Senate confirmation. Mr. Card succeeds Mr. Joe Carey.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 128, 173 and 221**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, April 15, 1971, at 11:00 o'clock A.M., which motion prevailed.

BILLS RELEASED

Engrossed **HB 1305** was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, April 15, 1971, at 11:00 o'clock A.M.

to the fact that the bill was passed by a vote of 70 yeas and 20 nays.

On the 10th day of March, 1900, the Senate met at 10 o'clock A.M. and the following bill was read:

SENATE BILL NO. 100, entitled "An Act to amend the several Acts relating to the office of the Secretary of the Senate."

ROBERT H. CANDLER, Oklahoma City, Secretary to the Board of Trustees and Counselor at Law, presented the bill.

MR. CANDLER. I beg to move the passage of the bill.

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Fifty-seventh Legislative Day

Thursday, April 15, 1971

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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Graves, Ham, Howell, Inhofe, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry.—12.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of entire Senate.

God of grace, who has invited us to approach You with confidence for every need, we come in gratitude for all Your gifts to us, we come in penitence for our sins, and we come in expectancy for new surprises of grace for today.

We pray today for the strength to face our opportunities to do good. We pray for this Senate and all those who have dedicated themselves to public service. We thank you for their dedication which often goes unnoticed, for their hard work which is so often unappreciated and unrewarded, for their willingness to suffer real pain when conviction forces them to stand alone. Bless those who serve with courage and honesty.

We pray for the people of this state who need an advocate, for the weak and power-

less, for the children who need protection and the aged who need love and patience. We pray for the youth who need the challenge of quality education, for all who have been left out of the possibility of a fuller, richer life.

We pray for our young men who serve in faraway places, and especially for those who suffer as prisoners of war. Fill them with hope and deliver them from despair. Help all who suffer to sense your sustaining love.

Give us strength for today, we pray. Amen.

The Journal for the last legislative day was declared approved.

BILL WITHDRAWN

President Pro Tempore Smith asked unanimous consent that **SB 229** be withdrawn from the Committee on Governmental Reform and be referred to the Committee on Constitutional Revision and Redistricting, which was the order.

COMMITTEE REPORTS

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

DO PASS:

SJR 24—Constitutional Revision and Redistricting, co-authored by Senator Graves.

HB 1325—Industrial and Labor Relations, co-authored by Senators Luton and Birdsong.

DO PASS, as amended:

SB 156—Judiciary, co-authored by Senator Garrison.

SB 229—Constitutional Revision and Redistricting.

SB 266—Industrial and Labor Relations, co-authored by Mountford of the House.

SB 301—Banks and Banking, co-authored by Senators Graves, Terrill, Capps, and Medearis.

HB 1343—Judiciary, co-authored by Senator Garrett.

FIRST READING

The following Bills were introduced and read the first time:

SB 305—By Baggett—An Act relating to public finance; amending 62 O.S. 1961, § 41.26, as amended by Section 1, Chapter 52, O.S.L. 1968 (62 O.S. Supp. 1970, § 41.26); providing for departmental and institutional approval of claims and pay-rolls; and declaring an emergency.

SB 306—By Grantham of the Senate and Sparkman and McCune of the House—An Act relating to children; providing Director of Public Welfare shall serve as legal guardian of estate of child until another guardian has been legally appointed, where parental rights have been terminated and child has been committed to Department of Public Welfare; providing for codification; and declaring an emergency.

SB 307—By Payne—An Act relating to cities and towns; amending 11 O.S. 1961, § 16; providing counties, cities and towns may provide hospital and medical benefits, accident, health and life insurance for officers and employees from any company authorized to do business in Oklahoma; authorizing certain educational institutions to purchase annuity contracts for full-time officers and employees from any insurance company of a prescribed type; providing that the premiums on such annuity contracts shall not be subject to premium tax; and declaring an emergency.

SECOND READING

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

SB 302—Committee on Rules.

SB 303—Banks and Banking.

SB 304—Banks and Banking.

HB 1105—Judiciary.

HB 1254—Governmental Reform.

HB 1323—Professions and Occupations.

HB 1425—Roads and Highways.

HB 1447—Social Welfare.

HB 1453—Judiciary.

HB 1479—Social Welfare.

HB 1480—Social Welfare.

HB 1481—Roads and Highways.

HB 1486—Education - Common.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-grossed **SCR 31** and **SCR 32**, as co-authored by Ferguson, Ford, Green, Hancock, Hargrave, Hill (Ben), Hopkins, McCune, Musgrave, Poulos, Riggs, Williams, Wixson and Wolfe (Stephen).

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and trans-mitting for signature Enrolled **HBs 1305** and **1354**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SBs 134** and **137** as co-authored and amended.

HAs to **SB 134** read as follows, and consideration deferred:

Authors: Add the following coauthor: McCune of the House.

Amendment No. 1. Amend Page 1, Section 2, Line 18, by adding the following language after the word "voidable" and before the "period": "because of failure to give such additional bond".

Amendment No. 2. Amend Page 1, Line 18½, by adding a Section 3 to read as follows: "SECTION 3. It being immediately necessary for the preservation of

the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval." and Amend TITLE to conform as follows: "An Act relating to probate procedure; repealing 58 O.S. 1961, § 172; validating prior realty sales in which no additional bond was required or found to be unnecessary; and declaring an emergency."

HA to SB 137 read as follows, and consideration deferred:

Authors: Add the following coauthors: Hopkins, McCune, Randle, Riggs, Hill (Ben), Hargrave, Trent, Elder, Kennedy and Williams of the House.

Amendment No. 1. Strike the Title, Enactment Clause and entire Bill and substitute the following:

"An Act relating to cities and towns; amending 11 O.S. 1961, § 85, as amended by Section 1, Chapter 313, O.S.L. 1963 (11 O.S. Supp. 1970, § 85); providing procedure and manner certain governing bodies can provide for local improvements; providing under certain circumstances proposed improvements be eliminated; providing cities and towns liable for widening certain streets; providing exceptions; prohibiting collection of certain assessments and sale of certain bonds; repealing 11 O.S. 1961, §§ 1271 through 1277; making provisions severable; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. 11 O.S. 1961, § 85, as amended by Section 1, Chapter 313, O.S.L. 1963 (11 O.S. Supp. 1970, § 85), is amended to read as follows:

§ 85. (A) IT IS DECLARED TO BE THE PUBLIC POLICY OF THIS STATE THAT ANY STREET IMPROVEMENT DISTRICT CREATED BY ANY CITY OR TOWN UNDER THE PROVISIONS OF TITLE 11 OF THE OKLAHOMA STATUTES, OR UNDER ANY CHARTER PROVISION, SHALL PROVIDE FOR NOTICE

TO THE AFFECTED PRIVATE PROPERTY OWNERS, AN OPPORTUNITY TO PROTEST AGAINST SAID IMPROVEMENTS AND THAT SUCH PROTEST AS PROVIDED IN PARAGRAPHS (B) AND (C) OF THIS SECTION SHALL ELIMINATE THE PROPOSED IMPROVEMENTS.

(B) Upon the filing of said plans, plat, typical section and preliminary estimate of the cost of such improvements with the clerk, the governing body of such city or town shall examine the same and, if found satisfactory, shall by resolution, adopt and approve the same, and declare such work of improvement necessary to be done. Said resolution shall be published in six (6) consecutive issues of a daily newspaper or two (2) consecutive issues of a weekly newspaper published in said city or town, and if no newspaper is published in said city or town, then in some newspaper published in the county and having a general circulation within such city or town. Such resolution shall further provide that if the owners of more than one-half in area of the land liable to assessment to pay for the improvement of any street, avenue, lane, alley or other public place or part thereof included therein, shall not within fifteen (15) days after the last publication thereof, file with the clerk of said city or town their protest in writing against the improvement of such street, avenue, lane, alley or public place or part thereof, then the city or town shall have the power to cause such improvements to be made and contract therefor and to levy assessments for the payment thereof. Any number of streets, avenues, lanes, alleys or other public places, or parts thereof, to be improved may be included in one resolution; but such protest or objection shall be made and considered separately as to each street or way. For the purpose of protest disconnected parts of the same street shall be treated as separate streets. After any street, avenue, lane, alley, or other public place or part thereof shall have been protested by the owners of

more than fifty percent (50%) of the land liable to assessment for such improvement the governing body of said city or town shall not include the same in proceedings hereunder for a period of six (6) months except upon petitions as hereinafter provided.

(C) If sufficient protests are filed as to any one or more of such streets, avenues, lanes, alleys or public places or parts thereof the same shall be eliminated from said proceedings, but the other streets, avenues, lanes, alleys or other public places, or parts thereof, as to which sufficient protests have not been filed shall not be affected thereby.

(D) **[Provided that]** NOTWITHSTANDING THE PROVISIONS OF PARAGRAPH (A), when a section of any street or avenue included in the resolution does not exceed two blocks, and does not exceed one thousand (1,000) feet in length and there is at the ends or limits of the section to be improved paving already constructed by the city or town on and along the street or avenue to be improved, the governing body shall have the power and authority to cause such improvement to be constructed and to charge the cost thereof to the property liable for assessment as herein provided regardless of the number of protests that are filed against said proposed improvement of such section, street or avenue.

(E) ANY CITY OR TOWN THAT PROPOSES TO WIDEN AN EXISTING TWO-LANE STREET TO A WIDTH WHICH WOULD PERMIT FOUR OR MORE LANES OF TRAFFIC SHALL BE LIABLE FOR THE ENTIRE COSTS OF THE IMPROVEMENT, EXCEPT THAT PORTION OF THE COSTS THAT MAY BE PAID BY THE BOARD OF COUNTY COMMISSIONERS, THE STATE OF OKLAHOMA, THE UNITED STATES OF AMERICA OR THE AMOUNT SET FORTH IN A PETITION FOR STREET IMPROVEMENTS AS ASSESSABLE AGAINST PROPERTY OWNERS.

(F) Any person, firm, corporation, ad-

ministrator or guardian holding the title to said lands liable to assessment may enter such protest or objection.

(G) The finding of the governing body as to the sufficiency or insufficiency of the protest shall be conclusive and binding for all purposes and against all persons and it shall have the power to have hearings thereon and compel the attendance of witnesses under oath to determine the sufficiency thereof, and no action or suit to question the findings of said governing body on the sufficiency of said protests shall be commenced later than fifteen (15) days after such finding. Not less than ten (10) days before said hearing the clerk shall notify each listed owner of lots or tracts of land within said district as shown by the current year's tax rolls in the county treasurer's office in the following manner:

[(a)] 1. By mailing a postal card directly to said listed owner at his last-known address as shown by said tax roll, notifying said owner of the initiation of proceedings and advising him that his property will be liable to assessment and referring him to the newspaper and issues thereof in which the resolution is or will be published. If several tracts appear to be owned by the same person, all may be included in the same notification, or

[(b)] 2. In lieu of the mailing of said postal card, the clerk may mail to each of said listed owners a copy of the newspaper publication, which mailing shall not be less than ten (10) days before the first hearing. Proof of the notification given shall be made by certificate of the said clerk which shall be filed in his office, provided, however, that failure of any one or more of said listed owners to receive said notification shall not invalidate any of the proceedings hereunder.

SECTION 2. No assessments shall be collected nor shall any improvement bonds which are to be paid from assessment collections be sold or assigned after the effective date of this act which relate to the financing of a widening project for

which assessments are prohibited under Section 1 unless the improvement has been completed on the effective date of this act.

SECTION 3. 11 O.S. 1961, Sections 1271 through 1277, are hereby repealed.

SECTION 4. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

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."

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1170, 1253, 1297, 1326, and 1383, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1143 requesting conference and referring said Bill to GCCA, when appointed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 185, as co-authored by Gooden, Huddleston and Rogers of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 107, 126, 199, HBs 1266 and 1276 each correctly engrossed.

SBs 19 and 177 and SR 31 each correctly enrolled.

Engrossed SBs 107, 126 and 199 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1266 and 1276, together with Engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 19 and 177 were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 31 was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

HB 1464 by Sanguin of the House and Birdsong and Garrett of the Senate was read and considered.

Senator Ferrell asked to be made co-author of HB 1464, which was the order.

Upon motion of Senator Birdsong, HB 1464 was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, HB 1464 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1464 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—34.

Excused: Bradley, Garrett, Graves, Ham, Howell, Inhofe, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Young.—14.

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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—34.

Excused: Bradley, Garrett, Graves, Ham, Howell, Inhofe, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Young.—14.

The emergency was declared passed.

HB 1464 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 235 by Howard was read and considered.

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

Senator Baggett moved to amend **SB 235**, Page 5, Line 15 1/2 by inserting after Line 15 and before Line 16 the following new section: "Section 2. The improvements located upon any real estate subject to ad valorem taxation may not be insured against loss from fire, storm, or other casualty for a value greater than five times the assessed valuation of such improvements — nor may a greater amount be paid by an insurance carrier in the event of any such loss of such improvements.", and renumber succeeding sections and amend the title to conform, which amendment was tabled upon motion of Senator Baldwin, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Graves, Hamilton, Hargrave, Howard, Lane, Luton, McSpadden, Medearis, Murphy, Payne, Smalley, Taliaferro, Trent, Williams, Young.—23.

Nay: Baggett, Birdsong, Breckinridge,

Garrison, Grantham, Lamb, McCune, Nichols, Smith, Terrill.—10.

Excused: Bradley, Garrett, Ham, Holden, Howell, Inhofe, Keels, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Stipe.—15.

Upon motion of Senator Howard, **SB 235** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 235** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 235 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Hargrave, Holden, Howard, Lane, Luton, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Taliaferro, Terrill, Trent.—25.

Nay: Baggett, Garrison, Grantham, Graves, Hamilton, Lamb, McCune, Williams, Young.—9.

Excused: Bradley, Garrett, Ham, Howell, Inhofe, Keels, McGraw, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Stipe.—14.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Lane, Luton, McCune, Medearis, Murphy, Payne, Smalley, Smith, Taliaferro, Terrill, Trent, Williams.—27.

Nay: Baggett, Hamilton, Lamb.—3.

Excused: Birdsong, Bradley, Garrett, Ham, Howell, Inhofe, Keels, McGraw, McSpadden, Martin, Miller, Nichols, Phillips, Porter, Rogers, Stansberry, Stipe, Young.—18.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Hamilton moved that the vote be reconsidered by which **SB 235** passed.

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which the Emergency on **SB 235** failed of passage.

Senator Hargrave presiding.

GENERAL ORDER

SB 239 by Payne of the Senate and Tarwater of the House was read and considered.

Senator Berrong asked to be made co-author to **SB 239**, which was the order.

Senator Berrong moved to amend **SB 239**, Page 4, Line 3 by adding after the word "SECURITIES" and before the word "WITH" the following: ", consistent with an amount guaranteed by the Federal Deposit Insurance Corporation," which amendment was declared adopted.

Senator Baggett moved to amend **SB 239**, Page 4, Line 4, by adding after the word "system" and before the words "for a period" the words: "or with any Oklahoma bank the deposits of which are insured by the Federal Deposit Insurance Corporation," which amendment was declared adopted.

Upon motion of Senator Payne, **SB 239**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, **SB 239**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 239 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Bradley, Crow, Garrett, Ham, Howell, Inhofe, McGraw, McSpadden, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Stipe, Trent.—16.

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, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—32.

Excused: Bradley, Crow, Garrett, Ham, Howell, Inhofe, McGraw, McSpadden, Martin, Miller, Phillips, Porter, Rogers, Stansberry, Stipe, Trent.—16.

The emergency was declared passed.

SB 239 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HJR 1020 correctly engrossed.

Engrossed **HJR 1020**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 286 by Medearis and Murphy was read and considered.

Senators Taliaferro, Trent, Field, Crow, Capps, Grantham, Graves, Ferrell, Smalley, Berrong, Dahl, Holden and Birdsong asked to made co-authors to **SB 286**, which was the order.

President Pro Tempore Smith moved to amend **SB 286**, Page 2, Line 4, by inserting

after the word "involved" and before the word "and" the following: "in proportion to their respective obligations in the purchase of such right-of-way," which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 286**, Page 2, Line 4, by striking before the word "WITH" on Line 4, the word "EQUALLY", which amendment was declared adopted.

Upon motion of Senator Medearis, **SB 286**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Medearis, **SB 286**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, Medearis, Murphy, Payne, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Baldwin, Bradley, Garrett, Ham, Howell, Inhofe, McGraw, McSpadden, Martin, Miller, Nichols, Phillips, Porter, Rogers, Stansberry, Stipe.—16.

The bill was declared passed.

SB 286 was referred for engrossment.

GENERAL ORDER

SB 275 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 275** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 275** was considered engrossed and placed on 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, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, Murphy, Payne, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—30.

Excused: Baldwin, Bradley, Crow, Garrett, Ham, Howell, Inhofe, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Phillips, Porter, Rogers, Stansberry, Stipe.—18.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Lamb, Lane, Luton, McCune, Murphy, Payne, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—27.

Excused: Baldwin, Boecher, Bradley, Crow, Garrett, Ham, Howard, Howell, Inhofe, Keels, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Phillips, Porter, Rogers, Stansberry, Stipe.—21.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which the Emergency to **SB 275** failed of passage.

RESOLUTIONS

The following Resolution was introduced and consideration deferred for this legislative day.

SCR 33—By Crow—A Concurrent Reso-

lution recognizing the need to develop the water resources of this state; requesting the Corps of Engineers, Bureau of Reclamation and Soil Conservation Service to work with the Oklahoma Water Resources Board; endorsing a long-range comprehensive plan for transporting water to areas of need and development of related land resources; and directing distribution.

SCR 34 by Hamilton was introduced and read as follows:

SCR 34—By Hamilton of the Senate and Sullivan and Huddleston of the House —A Concurrent Resolution relating to State Parks; directing the Oklahoma Industrial Development and Park Commission to acquire without cost to the state additional lands from the U.S. Forestry Service to expand the recreation area known as "Talimena State Park"; and directing distribution.

Senators Smalley and Lane asked to be made co-authors to **SCR 34**, which was the order.

SCR 34, as co-authored, was read at length, adopted upon motion of Senator Hamilton, and ordered referred for engrossment.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, April 19, 1971, at 1:00 o'clock P.M., which motion prevailed.

President Pro Tempore Smith presiding.

BILLS RELEASED

Engrossed **HB 1464** was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, April 19, 1971, at 1:00 o'clock P.M.

Fifty-eighth Legislative Day

Monday, April 19, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—41.

Excused: Boecher, Bradley, Crow, McGraw, Phillips, Porter, Rogers.—7.

The Presiding Officer declared a quorum present.

The following prayer was offered by Reverend Willis H. Fowler, Pastor, First Christian Church, Barnsdall, Oklahoma, and incorporated upon request of Senator Dahl:

We read in the Law of the Spirit that "All things whatsoever ye shall ask in prayer, believing, ye shall receive. And that "if we ask anything according to his will, he heareth us."

Let us pray: Eternal God and legislator of heaven and earth:

We come before Thee as a body representing a great State. Having inscribed on our common currency, "In God We Trust" and with faith in our great Nation and love for our flag. We thank Thee for this "Nation Under God", despite our moral delinquencies, and plead clemency for our social malfunctionings.

Thou hast asked us to pray for "all that are in authority", "tribute to whom tribute is due. . honor to whom honor." We would, especially, remember our Governor Hall and the great burdens of State attending his official capacities.

And Thy grace and guidance in behalf of this present Senate session, and for the embryonic laws and legislative considerations We know that "no people have been better than their laws, and many have been worse." We know that "good laws make it easier to do right, and harder to do wrong." And, that "laws are the very bulwark of our liberty, defining every man's rights and defending every man's freedoms."

Thus, we would plead for serenity to accept the things we cannot change, the courage to change the things we can, and the wisdom to know the difference.

May the debates of the present hour be items conceived in the womb of conscience and brain children of dedicated moral and legal desire.

God grant that each item be accepted or rejected on the basis of merit as moral conscience shall approve, In the Name of Jesus, our Saviour, Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Miss Marilyn Duncan of Heavener High School who won First Place in the Overall Individual Competition at the 12th Annual Sci-

ence Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Miss Linda Hall of Heavener High School who won Third Place in the Overall Individual Competition in the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Miss Lalia Tate of Heavener High School who won First Place in the Physics Division of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Rick Nobles of Heavener High School who won First Place in the Mathematics Division of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Mike Sullivant of Poteau Junior High who won First Place in the Hobby Category of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Alan Morti of Poteau Junior High who won Second Place in the Hobby Category of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Audie Anderson of Poteau Junior High who won Third Place in the Hobby Category of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Terry Holcomb of Heavener Junior High who won First Place in the Junior High Division

of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Miss Carolyn Patterson of Poteau Junior High who won Third Place in the Junior High Division of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Sam Wilson of Heavener Junior High who won Second Place in the Junior High Division of the 12th Annual Science Fair at Eastern Oklahoma State College.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Mrs. Jeanette Snow, who was named "Teacher Of The Year" for Greer County, Oklahoma.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

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—Banks and Banking.

SB 283—Banks and Banking.

SB 297—Revenue and Taxation.

HB 1099—Rules, co-authored by Senators Birdsong and Smith.

DO PASS, as amended:

SB 14—Rules.

HB 1085—Rules, co-authored by Senator Smalley.

FIRST READING

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

SB 308—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to taxation; exempting the production from any new well, for three

years, from the gross production Tax on petroleum or other crude or mineral oil and natural and/or casinghead gas levied by Section 1001 of Section 2, Chapter 365, O.S.L. 1963, as renumbered by Section 2, Chapter 215, O.S.L. 1965 (68 O.S. Supp. 1970, § 1001), and as amended by HB. No. 1181 of the first session of the 33rd Oklahoma Legislature; and declaring an emergency.

SB 309—By Garrison of the Senate and Witt of the House—An Act relating to county and county officers; providing method of determining "Actual Mileage" or "Mileage" when sheriff or deputy sheriff is authorized to be compensated therefor; directing codification; and declaring an emergency.

SB 310—By Howard of the Senate and Bamberger, Atkins and Gooden of the House—An Act relating to public health and safety; amending Section 2, Chapter 80, O.S.L. 1967 (63 O.S. Supp. 1970, § 2002); stating purposes of the Oklahoma Clean Air Act; defining terms; prescribing powers of State Department of Health; requiring permits for equipment and devices causing or contributing to air pollution; providing emergency powers; providing for rules and regulations; providing for creation, membership, terms, meetings, powers and duties of Air Pollution Council; providing for appointment, powers and duties of director; prescribing procedures; providing for variances; prohibiting certain Acts; making violations a misdemeanor; providing cooperation among state agencies; providing severability; setting operative date; and declaring an emergency.

SB 311—By Smith of the Senate and Hopkins and Randle of the House—An Act relating to electrical examining and appeals board; amending Section 4, Chapter 406, O.S.L. 1965 (19 O.S. Supp. 1970, § 864.4); providing for issuance of certificates of competency; requiring proof of experience of certain applicants; provid-

ing credit for schooling; and declaring an emergency

SB 312—By Rogers and Keels—An Act relating to criminal procedure; amending 22 O.S. 1961, § § 1101, 1102, 1108 and 1109, pertaining to bail; providing who may set or take bail; providing bailable offenses; providing certain criteria and methods of determining bail; providing for changing conditions of bail; providing certain witnesses may be subject to bail; providing for failure to appear and punishment therefor; directing codification; renumbering certain Sections of Title 22; repealing 22 O.S. 1961, §§ 1104, 1106 and 1107, Section 1, Chapter 373, O.S.L. 1965 (22 O.S. Supp. 1970, § 1110), Section 34, Chapter 184, O.S.L. 1965, and Section 1, Chapter 72, O.S.L. 1970 (59 O.S. Supp. 1970, §§ 1334 and 1335); and declaring an emergency.

SECOND READING

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

SB 305—Commerce.

SB 306—Judiciary.

SB 307—Insurance.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1452—By Townsend, Gooden, Miskelly, Payne, Williamson and Boatner—(Relating to substate multi-county planning regions and 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 1170, 1253, 1297, 1326, 1383, and 1464.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 19** and **177**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1276** and **HJR 1020**, requesting Conference and referring said Bill and/or Resolution to the **GCCA**, when appointed.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1266**, as amended.

RESOLUTION

SCR 35 by Terrill and Garrison of the Senate and Wolf (Leland) and Ford of the House was introduced and read as follows:

SCR 35—By Terrill and Garrison of the Senate and Wolf (Leland) and Ford of the House—A Resolution setting a joint session of the Senate and House of Representatives on May 17, 1971, to express prayers and concern for the safety and early return of those Americans and Oklahomans held as prisoners of war in Southeast Asia, and support for the families of Oklahoma's prisoners of the Vietnamese conflict; and directing distribution.

Senator Garrison asked unanimous consent that all other members of the Senate be made co-authors of the Resolution, which was the order.

SCR 35, as co-authored, was read at length, adopted upon motion of Senator Terrill, and ordered referred for engrossment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 16, 1971, of Enrolled **SBs 18, 31, 128, 152, 169, 221** and **222** entitled:

SB 18—By Grantham et al of the Senate

and Sandlin et al of the House—An Act relating to civil procedure; amending Section 5, Chapter 322, O.S.L. 1968 (12 O.S. Supp. 1970, § 1755); prescribing small claims procedure.

SB 31—By Inhofe and Smith of the Senate and Poulos and Sandlin of the House—An Act relating to public libraries; amending Section 2, Chapter 192, O.S.L. 1965 (65 O.S. Supp. 1970, § 552); providing for applicability of the Metropolitan Library Act; * * * and declaring an emergency.

SB 128—By Murphy, et al, of the Senate and Draper of the House—An Act relating to crimes and punishments; defining terms; granting chief administrative officer power and authority to order certain people from an institution of learning, * * * and declaring an emergency.

SB 152—By Garrison, Birdsong et al of the Senate and Spearman et al of the House—An Act relating to children; amending 10 O.S. 1961, § 5; allowing grandparents, who are parents of child's deceased parent or parents, to have visitation rights; * * * and declaring an emergency.

SB 169—By Stipe of the Senate and Skeith of the House—An Act relating to prisons and reformatories; amending Sections 6, 8, 10, as amended by Section 3, Chapter 325, O.S.L. 1967, and 15, Chapter 261, O.S.L. 1967 (57 O.S. Supp. 1970, §§ 506, 508, 510, and 515); * * *; and declaring an emergency.

SB 221—By Lane of the Senate and Murphy of the House—An Act relating to weights and measures; amending 83 O.S. 1961, §§ 1, 2, 5, and 6; providing for the State Bureau of Standards to be an agency of the Department of Agriculture; providing for a Board of Control and Assistants; providing for disposition of fees; providing for publication and distribution of literature; and declaring an emergency.

SB 222—By Grantham of the Senate and McCune of the House—An Act relating to the Intermediate Appellate Court; amend-

ing the provisions of Section 5, Chapter 247, O.S.L. 1970 (20 O.S. Supp. 1970, § 30.5), to provide that opinions applying settled precedent shall not be published in the Official Reporter; and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 17, 1971, of Enrolled **SB 173** entitled:

SB 173—By Rogers, et al of the Senate and Rogers, et al of the House—An Act relating to the practice of optometry; stating public policy; prohibiting the practice of optometry in such manner as to induce patronage for the practitioner; limiting surroundings wherein visual care may be rendered to the public; providing penalty; providing severability; and declaring an emergency.

Senator Payne presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 239, 286 and **SCR 34** each correctly engrossed.

SB 185, SCR 31 and **32** each correctly enrolled.

Engrossed **SBs 239, 286** and **SCR 34** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SB 185** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 31** and **32** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1100 by McCune, et al, of the House and Garrett and McCune of the Senate was read and considered.

Senators Inhofe, Stansberry, Smalley and Luton asked to be made co-authors to **HB 1100**, which was the order.

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

Senator Garrett moved to amend **HB 1100**, Page 55, Line 15 as follows: by inserting a new Section B as follows: No. 1. "B. Any prescription by a practitioner of any Schedule II substance shall be recorded on a triplicate page pad. The original page shall be maintained by the pharmacy filling the prescription for a period of at least three (3) years; one copy shall be maintained by the practitioner for a period of at least three (3) years; and one copy shall be transmitted within fifteen (15) days of the execution thereof to the State Bureau of Investigation. The triplicate page pad shall contain, in addition to requirements of this act, such information and shall be in such form as provided by rules and regulations promulgated by the Commissioner. The Commissioner shall issue prescription pads and charge an amount therefor as necessary to administer the provisions of this section relating to prescription pads." No. 2. Re-letter subsequent sections., which amendment was tabled, upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Berrong, Dahl, Ferrell, Garrison, Grantham, Graves, Howell, Inhofe, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Stansberry, Stipe, Williams.—20.

Nay: Baggett, Birdsong, Capps, Field, Garrett, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, McCune, McSpadden, Smith, Terrill, Trent, Young.—18.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Crow, McGraw, Phillips, Porter, Rogers, Taliaferro.—10.

Senator Williams moved to amend **HB 1100**, Page 57, Line 17, by adding after the word "written," and before the word "request" the words "or oral" and striking, after the word "practitioner" the comma and word "the" all the remainder of the paragraph on Line 18, Page 57 and

Line 1, Page 58, which amendment was tabled, upon motion of Senator Garrett, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Capps, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Luton, McSpadden, Martin, Medearis, Nichols, Smith, Stipe, Terrill, Young.—22.

Nay: Berrong, Breckinridge, Dahl, Ferrell, Field, Garrison, Holden, Inhofe, McCune, Miller, Murphy, Payne, Smalley, Stansberry, Taliaferro, Williams.—16.

Excused: Baldwin, Boecher, Bradley, Crow, Lane, McGraw, Phillips, Porter, Rogers, Trent.—10.

Senator Martin moved to amend **HB 1100**, Page 64, Line 2, by adding after the word "name" and before the word "of", the words "of the owner", which amendment was declared adopted.

Senator Young moved to amend **HB 1100**, Page 67, Line 11, by deleting after the word "substance", the words "except marijuana".

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

Senator McSpadden presiding.

Senator Payne presiding.

Senator Garrett moved to table the Young amendment, which motion was adopted upon roll call as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Keels, Luton, McCune, Medearis, Murphy, Nichols, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—25.

Nay: Dahl, Ham, Holden, Inhofe, Lamb, McSpadden, Martin, Miller, Payne, Rogers, Trent, Young.—12.

Excused: Baldwin, Boecher, Bradley, Capps, Field, Howell, Lane, McGraw, Phillips, Porter, Stansberry.—11.

Senator Young moved to amend **HB 1100**, Page 97, Line 3, by adding after the word "enactment" and before "D", a new subsection D to read as follows: "D. (a) A search warrant relating to offenses involv-

ing controlled substances may be served at any time of the day or night if the judge or United States magistrate issuing the warrant is satisfied that there is probable cause to believe that grounds exist for the warrant and for its service at such time.

"(b) Any officer authorized to execute a search warrant relating to offenses involving controlled substances the penalty for which is imprisonment for more than one year may, without notice of his authority and purpose, break open an outer or inner door or window of a building, or any part of the building, or anything therein, if the judge or United States magistrate issuing the warrant (1) is satisfied that there is probable cause to believe that (A) the property sought may and, if such notice is given, will be easily and quickly destroyed or disposed of, or (B) the giving of such notice will immediately endanger the life or safety of the executing officer or another person, and (2) has included in the warrant a direction that the officer executing it shall not be required to give such notice. Any officer acting under such warrant, shall, as soon as practicable after entering the premises, identify himself and give the reasons and authority for his entrance upon the premises." and renumber "D" to "E".

Senator Young asked unanimous consent to amend his foregoing amendment by striking wherever they appear the words "or United States magistrate", which was the order.

Senator Hargrave moved to table the Young amendment, as amended, which motion was adopted upon roll call as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Rogers, Smalley, Smith, Taliaferro, Terrill.—26.

Nay: Dahl, Ferrell, Garrison, Graves,

Holden, Inhofe, Lamb, Luton, Miller, Payne, Trent, Williams, Young.—13.

Excused: Baldwin, Berrong, Boecher, Bradley, McGraw, Phillips, Porter, Stansberry, Stipe.—9.

President Pro Tempore Smith presiding.

Senators Baggett and Garrett moved to amend **HB 1100**, Page 57, Line 15 by striking all of Section 2-310. and substituting therefor the following: "Section 2-310. Samples. No person shall distribute samples of controlled dangerous substances to a practitioner without simultaneously preparing and leaving with that practitioner a specific, written list of the items so distributed, the form and control of which shall be prescribed by rules promulgated by the Commissioner, which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1100**, as co-authored and amended, was advanced to engrossment.

By unanimous consent upon request of Senator Garrett, **HB 1100**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1100 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Lamb, Miller, Trent.—3.

Excused: Baldwin, Boecher, Bradley, Capps, Ham, McGraw, Medearis, Phillips, Porter, Stansberry.—10.

The bill was declared passed.

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

Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols,

Aye: Baggett, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Nay: Lamb, Miller, Trent.—3.

Excused: Baldwin, Boecher, Bradley, Capps, Ham, McGraw, Medearis, Phillips, Porter, Stansberry.—10.

The emergency was declared passed.

HB 1100 was referred for engrossment.

DECLARATION OF VOTE

Senator Howell asked that the record show had he been present at the time of voting on the Garrett motion to table the Young amendment to **HB 1100**, he would have voted AYE.

MOTION TO RECONSIDER VOTE

Senator Hamilton asked for consideration of his motion to reconsider the vote by which **SB 235** passed, which motion was tabled upon motion of Senator Smalley.

The vote occurring on the Smalley motion to reconsider the vote by which the Emergency section of **SB 235** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—31.

Nay: Grantham, Lamb, McCune, Williams.—4.

Excused: Baggett, Baldwin, Berrong, Boecher, Bradley, Capps, Garrison, Ham, McGraw, Phillips, Porter, Rogers, Stansberry.—13.

THIRD READING

On the question of passage of emer-

gency of **SB 235**, the roll call resulted as follows:

Aye: Baggett, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Grantham, Lamb, McCune, Williams.—4.

Excused: Baldwin, Birdsong, Boecher, Bradley, Garrison, Ham, McGraw, Medearis, Phillips, Porter, Stansberry.—11.

The emergency was declared passed.

SB 235 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Taliaferro motion to reconsider the vote by which the Emergency section of **HB 1275** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Rogers, Smith, Taliaferro, Terrill, Trent, Williams, Young.—30.

Excused: Baldwin, Birdsong, Boecher, Bradley, Breckinridge, Garrison, Graves, Ham, Hargrave, Keels, McGraw, Medearis, Payne, Phillips, Porter, Smalley, Stansberry, Stipe.—18.

THIRD READING

On the question of passage of emergency section of **HB 1275**, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Baldwin, Boecher, Bradley, Garrison, Ham, McGraw, Medearis, Phillips, Porter, Stansberry.—10.

The emergency was declared passed.

HB 1275 was ordered withheld pursuant to Rule 19-f.

MOTION TO RECONSIDER VOTE

Senator Baggett, citing rule: 8-(e), asked unanimous consent that Representative Sullivan be added as a co-author to **SB 275**, which was the order.

The vote occurring on the Baggett motion to reconsider the vote by which the Emergency section of **SB 275** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley, Garrison, Ham, Hargrave, McGraw, Medearis, Miller, Phillips, Porter, Smalley, Stansberry.—13.

THIRD READING

On the question of passage of emergency section of **SB 275**, the roll call resulted as follows:

Aye: Baggett, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Birdsong, Boecher, Bradley, Ham, Hamilton, McGraw, Medearis, Miller, Phillips, Porter, Stansberry.—12.

The emergency was declared passed.

SB 275 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 31** and **32**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 185**.

The above numbered Enrolled Bill was referred to the Governor.

PENDING SENATE ACTION

HCR 1035 by Willis of the House and McSpadden of the Senate was called up for consideration, read at length and adopted upon motion of Senator McSpadden, properly signed and ordered returned to the Honorable House.

SCR 33 by Crow was taken up for consideration, read at length, adopted upon his motion and ordered referred for engrossment.

RESOLUTION

President Pro Tempore Smith introduced **SCR 36**:

SCR 36—By Smith—A Concurrent Resolution expressing deep appreciation to Carl Beesley for his many years of dedicated, excellent public service; and directing distribution.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be shown as co-authors to **SCR 36**, which was the order.

SCR 36, as co-authored, was read at length, adopted upon motion of Senator Hargrave and ordered referred for engrossment.

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

Senator Graves introduced **SR 32**.

Senator Graves asked unanimous consent that all members of the Senate be made co-authors of **SR 32**, which was the order.

SR 32, as co-authored, was read at length as follows, adopted upon motion of Senator Graves, and ordered referred for enrollment:

SR 32—By Graves, Hamilton, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution commending the various persons who played a part in discovering and making available an historic runestone at Shawnee, Oklahoma; and directing distribution.

WHEREAS, it has been made known that a small runestone has been discovered in the Northeast part of Shawnee, Oklahoma, which is of particular interest to all Oklahomans who are interested in the history of this great state; and

WHEREAS, Mrs. Gloria Farley of Heavener, Oklahoma, one of the foremost authorities in Oklahoma on the subject of runestones and Viking History has announced that an interpretation of the inscription found on the rock, which was written in the rune language used by Norsemen, indicated that inscription was made on November 24, 1024, approximately four hundred sixty-eight years prior to the discovery of America by Columbus; and

WHEREAS, the runestone was discovered upon property owned by David Little and Tom Brown which is now being developed as the Larkin Meadow Housing Development; and

WHEREAS, Mr. Little and Mr. Brown have agreed to place the rock in the custody of the Eastern Oklahoma Historical Society which presently has a runestone located at the Kerr Museum which was discovered near Poteau; and

WHEREAS, the rune inscription found on

said rock has some of the same markings as are found on the previously discovered Heavener Runestone, which is now located in a State Park, and apparently both were inscribed within a few years of each other indicating that the Norsemen did travel over a great portion of Oklahoma; and

WHEREAS, the State of Oklahoma is indebted also to Mr. Jim Estep who was walking in the woods at Northeast Shawnee with two young boys, Mikel Lindsey and David Sersen, who discovered the runestone and made their discovery known to Mrs. Farley, who has the same in protective custody at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. Mrs. Gloria Farley of Heavener, Oklahoma, is hereby commended for her outstanding work in the field of runestone history.

SECTION 2. Mr. David Little and Mr. Tom Brown are hereby commended for making the recently discovered runestone available for use by the Eastern Oklahoma Historical Society.

SECTION 3. Mr. Jim Estep, Mr. Mikel Lindsey and Mr. David Sersen are hereby

commended for their historic discovery and for making known their finding.

SECTION 4. This new discovery is hereby recognized as an important step in tracing the history of the great State of Oklahoma.

SECTION 5. Copies of this Resolution shall be transmitted to:

1. Mrs. Gloria Farley, Heavener, Oklahoma;
2. Mr. David Little and Mr. Tom Brown, Shawnee, Oklahoma;
3. Mr. Jim Estep, Mr. Mikel Lindsey and Mr. David Sersen, Shawnee, Oklahoma
4. The Oklahoma Historical Society;
5. The Eastern Oklahoma Historical Society; and
6. The Kerr Museum, Poteau, Oklahoma.

Senator Smalley moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, April 20, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HB 1275** was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Smalley, the Senate adjourned to meet Tuesday, April 20, 1971, at 1:00 o'clock P.M.

Fifty-ninth Legislative Day

Tuesday, April 20, 1971

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

Upon roll call, the following members were present:

Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Breckinridge, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Rogers, Stipe.—12.

The President declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Dahl:

We observe from the Bible, that Great Library of Heaven, and the combined product of 4,000 years, that "Righteousness exalteth a nation, but sin is a reproach to any people."

Let us pray: Almighty God, in whose hands are the final decisions for eternity:

We, the present, feel humble as we try to advance the moral and spiritual principles vouchsafed to us by those great Americans, who, by brain and brawn left us the legacy of a magnificent Statehood.

As we convene this session of the Senate, and these law-makers enter into the deliberations of the hour, we beseech Thee to guide the thoughts, lead the aspira-

tions, that the end result shall be legal and moral enactments. And statutes for which each member shall feel justly proud to pass on to the youth of our great Oklahoma—the youth who shall legislate in these halls in the tomorrows.

In this vein, and from divine and moral philosophy we would approach Thy Throne of mercy in time of need. Our needs are many and serious and we, truly, seek divine assistance in arriving at just and unbiased conclusions.

We know that men's hearts are being tried. Our Governor is laden with unforeseen problems; our Legislature is striving to guarantee needed assistance to all classes of the home constituency.

Wilt Thou guide us to do what we, in conscience, can perform, In the Name of your Son and our Saviour, we pray. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Commendation be issued to Mr. and Mrs. Dennis L. Rackley, Springdale, Oklahoma, for outstanding contribution to their community by establishing and organizing a basketball program for Springdale.

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

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 227—Appropriations and Budget.

SB 273—State and Federal Government.

SB 279—Oil and Gas.

HB 1486—Education - Common.

DO PASS, as amended:

SB 43—Education - Common.

SB 295—State and Federal Government.

HB 1024—Appropriations and Budget, co-authored by Senators McSpadden and Grantham.

HB 1123—Appropriations and Budget.

FIRST READING

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

SB 313—By Terrill of the Senate and Ferrell of the House—An Act relating to children; amending Section 101, Chapter 282, O.S.L. 1968, as amended by Section 1, Chapter 86, O.S.L. 1970, and Section 130, Chapter 282, O.S.L. 1968 (10 O.S. Supp. 1970, §§ 1101 and 1130); defining certain terms; providing for termination of parental rights; providing that parentage of more than one illegitimate child shall be prima facie evidence of lack of proper parental care and guardianship under definition of "Dependent or Neglected Child" and shall be grounds for terminating parental rights; and declaring an emergency.

SB 314—By Breckinridge and Smith—An Act relating to credit reports; declaring certain findings and purpose; defining terms; providing for administration and enforcement of this Act; providing penalties; providing civil liability under certain circumstances; and providing certain procedures, limitations and requirements for access, use and distribution of credit reports.

SB 315—By Baggett—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.

SB 316—By Birdsong and Howard of the Senate and Sandlin of the House—An Act relating to private employment agencies; amending Sections 1, 2, 3, 4 and 6, Chapter 384, O.S.L. 1967 (40 O.S. Supp. 1970, §§ 52, 53, 54, 55 and 57); providing for licensing private employment agencies; defining terms; prescribing fees and disposition thereof; authorizing Commissioner of Labor to make rules and conduct investigations of either applicants or licensees for purposes of granting, cancelling or revoking licenses and for regulating agencies; prescribing termination date of license period; providing a schedule of maximum fees agencies shall charge for permanent and temporary placement of applicants for assistance in obtaining employment; providing for enforcement of provisions of this Act; repealing Section 5, Chapter 384, O.S.L. 1967 (40 O.S. Supp. 1970, § 56); and declaring an emergency.

SECOND READING

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

SB 308—Revenue and Taxation.

SB 309—State and Federal Government.

SB 310—Environmental Quality.

SB 311—Municipal Government.

SB 312—Judiciary.

HB 1452—Municipal Government.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1352—By Whorton, York and Sandlin of the House and McSpadden of the Senate—(An Act relating to courts; emergency).

HB 1419—By Bamberger, Atkins, Gooden and Davis—An Act relating to public health and safety; amending Section 2, Chapter 80, O.S.L. 1967 (63 O.S. Supp. 1970, § 2002); stating purposes of the Oklahoma Clean Air Act; defining terms; prescribing powers of State Department of Health; requiring permits for equipment and devices causing or contributing to air pollution; providing emergency powers; providing for rules and regulations; providing for creation, membership, terms, meetings, powers and duties of Air Pollution Council; providing for appointment, powers and duties of Director; prescribing procedures; providing for variances; prohibiting certain acts; making violations a misdemeanor; providing cooperation among state agencies; providing severability; setting operative date; and declaring an emergency.

HB 1474—By Boettcher, Murphy, Williamson, Cartwright, Witt, Kamas, Sullivan and Cotner—(State Department of Health and emergency).

HJR 1024—By Sparkman, Duke, Monks, Briscoe, Odom, Greenhaw, Payne, Sanguin, Murphy, Atkins and Cox of the House and Nichols and Porter of the Senate—A Joint Resolution relating to an increase in payments of Old Age Assistance, Aid to the Blind, Aid to the Permanently and Totally Disabled, and Aid to Families with Dependent Children; requesting Oklahoma Public Welfare Commission to increase schedule of maximum money payments for assistance plans in accordance with living arrangements for assistance programs; defining duties of Oklahoma Public Welfare Commission and directing Commission to continue to maintain present pro-

grams and to take necessary action to earn federal funds for the State of Oklahoma; 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 243**, as amended.

HA to SB 243 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Line 21, by inserting after the end of existing Paragraph D a new paragraph to be lettered "E" to read as follows:

"The Authority is hereby further authorized to issue and sell its bonds, in the manner provided by law, at a rate of interest not to exceed six and one-half percent (6½%), and Amend the Title to conform as follows: on Line 10½, delete the word "and" before the word "providing", and on Line 11, after the word "thereto" and before the period, add the following: "; and setting a maximum interest rate".

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1266**.

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

DECLARATION OF VOTE

Senators Capps and Phillips asked that the record shown had they been present at the time of Third Reading and final passage of **HB 1100** they would have voted AYE on the Bill and its Emergency, which was the order.

GENERAL ORDER

HB 1176 by Bernard of the House was read and considered.

President Pro Tempore Smith asked unanimous consent that he be made principal Senate author of **HB 1176**, which was the order.

Upon motion of Senator Baldwin, **HB 1176** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1176** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1176 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Bradley, Breckinridge, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Rogers, Stipe, Trent.—13.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Bradley, Breckinridge, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Rogers, Stipe, Trent.—13.

The emergency was declared passed.

HB 1176 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1177 by Bernard of the House was read and considered.

Senator Terrill asked unanimous consent

that he be made principal Senate author of **HB 1177**, which was the order.

Upon motion of Senator Baldwin, **HB 1177** was advanced to engrossment.

By unanimous consent, upon request of Senator Baldwin, **HB 1177** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1177 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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Bradley, Breckinridge, Crow, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Rogers, Smalley, Stipe.—14.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Bradley, Breckinridge, Crow, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Rogers, Smalley, Stipe.—14.

The emergency was declared passed.

HB 1177 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 283 by Terrill was read and considered.

Senators Capps and Howell asked to be made co-authors of **SB 283**, which was the order.

Senator Smalley moved to amend **SB 283**, Page 4, Lines 9, 10 and 11 by restoring the word "or" at end of each line, which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 283**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 283**, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

Senators Baggett and Breckinridge asked to be shown present, which was the order.

THIRD READING

SB 283 was read for the third time at length.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Smalley.—1.

Excused: Baldwin, Birdsong, Bradley, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Phillips, Rogers, Stipe.—13.

The bill was declared passed.

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

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—34.

Nay: Smalley.—1.

Excused: Baldwin, Birdsong, Bradley, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Phillips, Rogers, Stipe.—13.

The emergency was declared passed.

SB 283 was referred for engrossment.

GENERAL ORDER

HB 1085 by Davis and Privett of the House and Smalley of the Senate was read and considered.

Upon motion of Senator Smalley, **HB 1085** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1085** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1085 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—35.

Excused: Bradley, Ham, Hargrave, Howard, Lane, Luton, McGraw, McSpadden, Medearis, Porter, Rogers, Stipe, Young.—13.

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, McCune, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—35.

Excused: Bradley, Ham, Hargrave, How-

ard, Lane, Luton, McGraw, McSpadden, Medearis, Porter, Rogers, Stipe, Young.—13.

The emergency was declared passed.

HB 1085 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 275, SCRs 33, 35 and 36 and HB 1100 each correctly engrossed.

Engrossed SB 275, SCRs 33, 35 and 36 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HB 1100, together with Engrossed SAs, was properly signed and ordered returned to the Honorable House.

MOTION TO RECONSIDER VOTE

The vote occurring on the Ferrell motion to reconsider the vote by which HB 1405 failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Terrill, Trent, Williams.—33.

Nay: Keels, Smalley.—2.

Excused: Bradley, Ham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Porter, Rogers, Stipe, Taliaferro, Young.—13.

Senators Medearis and Lane asked to be shown present, which was the order.

THIRD READING

On the question of passage of HB 1405, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols,

Payne, Phillips, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Nay: Keels, Smalley.—2.

Excused: Bradley, Ham, Hargrave, Howard, Lamb, Lane, Luton, McGraw, Porter, Rogers, Stipe, Taliaferro.—12.

The bill was declared passed.

HB 1405 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 125 by Young, Baldwin, Dahl, Hamilton and McSpadden was read and considered.

Senator Baldwin asked unanimous consent that his name be withdrawn as a co-author of SB 125, which was the order.

Senator Garrison moved to amend SB 125, Page 11, Line 13, by adding after the word "Statutes" the following: "provided that a total of not more than one-thousand dollars (\$1,000.00) may be expended in any one fiscal year for such per diem.", which amendment was declared adopted.

Senator Young moved to amend SB 125, Page 11, Line 17 by striking after the word "all" the words "Indian people" and inserting "Indians", which amendment was declared adopted.

Senator Baggett moved to amend SB 125, Page 13, Lines 5 and 6 as follows: by striking Lines 5 and 6 and renumber succeeding sections, which amendment was declared adopted.

Upon motion of Senator Young, SB 125, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 125, as amended, was considered engrossed and placed on 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, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Terrill, Trent, Williams, Young.—33.

Nay: McCune.—1.

Excused: Bradley, Crow, Ham, Hargrave, Howard, Howell, Lane, Luton, McGraw, Porter, Rogers, Smalley, Stipe, Taliaferro.—14.

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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Terrill, Trent, Williams, Young.—33.

Nay: McCune.—1.

Excused: Bradley, Crow, Ham, Hargrave, Howard, Howell, Lane, Luton, McGraw, Porter, Rogers, Smalley, Stipe, Taliaferro.—14.

The emergency was declared passed.

SB 125 was referred for engrossment.

President Pro Tempore Smith asked unanimous consent that the Committee on Higher Education be permitted to conduct a meeting at this time in the Senate Lounge, which was the order.

GENERAL ORDER

SB 14 by Williams was read and considered.

Senator Williams, citing rule 8-(e), asked unanimous consent that Representative Thornhill be added as the House author of **SB 14**, which was the order.

Upon motion of Senator Williams, **SB 14**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **SB 14**, as co-authored, was considered engrossed and placed on third reading and final passage.

Senator Payne presiding.

THIRD READING

SB 14 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Excused: Bradley, Crow, Field, Ham, Hargrave, Howard, Keels, Luton, McGraw, Medearis, Rogers, Smalley, Stipe, Trent.—14.

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, Capps, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Excused: Bradley, Crow, Field, Ham, Hargrave, Howard, Keels, Luton, McGraw, Medearis, Rogers, Smalley, Stipe, Trent.—14.

The emergency was declared passed.

SB 14 was referred for engrossment.

GENERAL ORDER

HB 1343 by McCune of the House and Garrett of the Senate was read and considered.

Senator Garrett moved to amend **HB 1343**, Page 7, Line 8 by striking after "\$795." and before the word "who", the following: "All persons" and substituting the words "Any person", which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1343**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1343**, as amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1343 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Miller, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Baldwin, Bradley, Ham, Hargrave, Howard, Keels, Luton, McGraw, Medearis, Murphy, Nichols, Porter, Smalley, Stipe, Taliaferro, Trent.—16.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Miller, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Baldwin, Bradley, Ham, Hargrave, Howard, Keels, Luton, McGraw, Medearis, Murphy, Nichols, Porter, Smalley, Stipe, Taliaferro, Trent.—16.

The emergency was declared passed.

HB 1343 was referred for engrossment.

GENERAL ORDER

SB 301 by Smith, Graves, Terrill, Capps and Medearis of the Senate and Wiedemann of the House was read and considered.

Senators Boecher and Birdsong asked to be made co-authors of **SB 301**, which was the order.

Senator Field moved to amend **SB 301**, Page 2, Line 9, by striking after the word "than" and before the word "feet" the following: "one thousand (1,000) feet and and substituting three thousand (3,000) feet, which amendment was tabled upon motion of President Pro Tempore Smith.

Upon motion of President Pro Tempore Smith, **SB 301**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 301**, as co-authored, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill.—35.

Nay: Rogers, Williams.—2.

Excused: Bradley, Ham, Hargrave, Howard, Luton, McGraw, Nichols, Smalley, Stipe, Trent, Young.—11.

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill.—35.

Nay: Rogers, Williams.—2.

Excused: Bradley, Ham, Hargrave, Howard, Luton, McGraw, Nichols, Smalley, Stipe, Trent, Young.—11.

The emergency was declared passed.

SB 301 was referred for engrossment.

GENERAL ORDER

SB 281 by Capps was read and considered.

Senator Berrong moved to amend **SB 281**, Page 1, Line 4, by striking after the word "any" and before the word "town", "township, or", which amendment was declared adopted.

Upon motion of Senator Capps, **SB 281**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, **SB 281**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 281 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Baldwin, Bradley,

Grantham, Ham, Hargrave, Howard, Luton, McGraw, Nichols, Smalley, Stipe, Trent.—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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—36.

Excused: Baldwin, Bradley, Grantham, Ham, Hargrave, Howard, Luton, McGraw, Nichols, Smalley, Stipe, Trent.—12.

The emergency was declared passed.

SB 281 was referred for engrossment.

GENERAL ORDER

HB 1382 by York, et al, of the House and Birdsong, Luton, Lamb, Garrison, Grantham, Garrett, Howell, Porter, and Young of the Senate was read and considered.

Senator Inhofe asked to be made a co-author to **HB 1382**, which was the order.

Upon motion of Senator Birdsong, **HB 1382**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **HB 1382**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1382 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Murphy, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Keels, Luton, McGraw, Medearis, Miller, Nichols, Porter, Smalley, Stipe, Trent.—15.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Keels, Luton, McGraw, Medearis, Miller, Nichols, Porter, Smalley, Stipe, Trent.—15.

The emergency was declared passed.

HB 1382 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 156 by Berrong and Garrison was read and considered.

Senators Grantham and Phillips asked to be made co-authors to **SB 156**, which was the order.

Senator Berrong, citing Rule 8(e), asked unanimous consent that Representatives Stratton and Robinson be made principal House authors of **SB 156**, which was the order.

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

Senator Rogers presiding.

Senator Howard asked to be shown present which was the order.

President Pro Tempore Smith moved to amend Page 2, Line 12 by striking the words "in open court" and substituting the following "before a judge of the District Court or the judge of any specially created court having jurisdiction in adoption proceedings," which amendment was declared adopted.

Senator Hamilton moved to amend **SB 156**, Page 2, Line 14, by adding after the word "consent" and before the word "of", "in the form of an affidavit duly sworn and subscribed to,".

Senator Grantham raised the question of "No Quorum".

The presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Hamilton asked unanimous consent that his foregoing amendment to **SB 156** be withdrawn, which was the order.

Senator Hamilton moved to amend **SB 156**, Page 4, Line 1, by adding after the word "hereof" and before the word "shall", the following: "including the consent required by the parent, guardian, or party having physical custody as required for mothers under sixteen (16) in subparagraph (2) hereof," which amendment was declared adopted.

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

Upon motion of Senator Berrong, **SB 156**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 156**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hargrave, McCune, McGraw,

Nichols, Stansberry, Stipe, Taliaferro, Trent.—12.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Williams, Young.—36.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hargrave, McCune, McGraw, Nichols, Stansberry, Stipe, Taliaferro, Trent.—12.

The emergency was declared passed.

SB 156 was referred for engrossment.

GENERAL ORDER

HB 1104 by McCune of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1104 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1104 was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Terrill, Williams, Young.—34.

Excused: Berrong, Bradley, Breckinridge, Garrett, Ham, Hamilton, Hargrave,

McGraw, Nichols, Smalley, Stansberry, Stipe, Taliaferro, Trent.—14.

The bill was declared passed.

HB 1104 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1096 by Poulos of the House and Howard of the Senate was read and considered.

Upon motion of Senator Howard, HB 1096 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, HB 1096 was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Graves, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Berrong, Bradley, Breckinridge, Dahl, Garrett, Grantham, Ham, Hamilton, Hargrave, Howell, McGraw, Payne, Stansberry.—14.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Graves, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Berrong, Bradley, Breckinridge, Dahl, Garrett, Grantham,

Ham, Hamilton, Hargrave, Howell, McGraw, Payne, Stansberry.—14.

The emergency was declared passed.

HB 1096 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 235 correctly engrossed.

SR 32 correctly enrolled.

Engrossed **SB 235** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 32** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 297 by Smith, Hamilton and Terrill was read and considered.

Senators Capps, McSpadden, Howell, and Phillips asked to be made co-authors of **SB 297**, which was the order.

Upon motion of President Pro Tempore Smith, **SB 297** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 297** was considered engrossed and placed on third reading and final passage.

THIRD READING

President Pro Tempore Smith moved to reconsider the vote by which **SB 297** was considered engrossed and placed upon third reading and final passage, which motion was adopted.

President Pro Tempore Smith moved to reconsider the vote by which **SB 297** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator Hamilton moved to amend **SB 297**, Page 3, Lines 6 through 17 by striking after the word "collected" on Line 5 and before the word "Section 2" on Line 17 as follows: to strike the language there-

in, which amendment was declared adopted.

Senator Martin moved to amend **SB 297**, Page 4, Line 11 by adding after the word "thereon", the following: "provided, however, that no sales tax shall be collected for prescription medication."

Senator Martin asked unanimous consent that his amendment to **SB 297** be withdrawn, which was the order.

Upon motion of President Pro Tempore Smith, **SB 297**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 297**, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 297 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nicholls, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Trent, Young.—37.

Nay: Williams.—1.

Excused: Bradley, Crow, Garrison, Ham, Hargrave, Inhofe, McGraw, Stansberry, Stipe, Taliaferro.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nicholls, Payne, Phillips, Porter, Rogers,

Smalley, Smith, Terrill, Trent, Young.—37.

Nay: Williams.—1.

Excused: Bradley, Crow, Garrison, Ham, Hargrave, Inhofe, McGraw, Stansberry, Stipe, Taliaferro.—10.

The emergency was declared passed.

SB 297 was referred for engrossment.

GENERAL ORDER

Senator Terrill moved that **HB 1325** be withdrawn from the Calendar and be committed to the Senate Committee on Education - Common.

Senator Terrill asked unanimous consent, which was granted, that his motion be withdrawn.

Senator Terrill moved that **HB 1325** be withdrawn from the Calendar and be committed to the Senate Committee on Education-Common, with instructions that it be studied by that Committee.

Senator Luton moved the Senate stand adjourned, which motion failed of adoption.

Senator Luton moved as a substitute motion to the Terrill motion, that **HB 1325** be withdrawn from the Calendar and referred to the Senate Committee on Education-Common, with instructions to study further and that the study be completed and **HB 1325** be returned to the Senate floor within two weeks.

Sentor Phillips moved in lieu of all pending motions, that **HB 1325** be re-referred to the Senate Committee on Industrial and Labor Relations.

Senator Baggett moved to table the Phillips motion. The Baggett motion prevailed upon roll call as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Howell, Inhofe, Lamb, McCune, McSpadden, Medearis, Murphy, Rogers, Smalley, Taliaferro, Terrill, Trent, Williams, Young.—27.

Nay: Birdsong, Graves, Holden, Luton,

Martin, Miller, Payne, Phillips, Smith, Stipe.—10.

Excused: Bradley, Garrett, Ham, Hargrave, Howard, Keels, Lane, McGraw, Nichols, Porter, Stansberry.—11.

Senator Phillips moved the Senate stand adjourned, which Motion failed of adoption, upon Roll Call as follows:

Aye: Graves, Lane, Luton, Payne, Stipe.—5.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Garrett, Ham, Hargrave, Keels, McGraw, Nichols, Porter, Stansberry.—11.

Senator Luton moved that the Senate resolve itself into Executive Session, which motion failed of adoption upon roll call as follows:

Aye: Baldwin, Birdsong, Crow, Grantham, Graves, Hamilton, Holden, Howard, Keels, Luton, Martin, Murphy, Payne, Rogers, Smalley, Smith, Stipe.—17.

Nay: Baggett, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Medearis, Miller, Phillips, Taliaferro, Terrill, Trent, Williams, Young.—24.

Excused: Bradley, Ham, Hargrave, McGraw, Nichols, Porter, Stansberry.—7.

The vote occurring on the Terrill motion, it was declared adopted.

RESOLUTION

Senator Crow introduced **SR 33**.

Senator Crow asked unanimous consent that all members of the senate be made-co-authors to **SR 33**, which was the order.

SR 33, as co-authored was read at length as follows, adopted upon motion of

Senator Crow, and ordered referred for enrollment:

SR 33—By Crow, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution relating to driver regulations for trucks used in the transportation of farm or ranch products under proposed new driver regulations of the Department of Transportation; petitioning the Secretary of Transportation to devise and adopt certain exemptions to regulations that hinder the production of agricultural crops; and directing distribution.

WHEREAS, the economy of the State of Oklahoma is dependent to a large extent upon agriculture; and

WHEREAS, transportation is vital to agricultural production, and more specifically the operation of trucks and other motor vehicles weighing up to 40,000 pounds gross weight is an indispensable part of today's mechanized system of farming and ranching; and

WHEREAS, the agriculture segment of the economy continues to face a diminishing labor supply and it is difficult for the employing farmer and rancher to hire individuals, let alone those possessing certain age and physical qualifications as required by the new driver regulations for farm truck operators.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Secretary of the Department of Transportation is respectfully urged to enact regulations providing for exemptions from such regulations that prohibit a farmer, rancher or custom operator from hiring a person under the age

of twenty-one, from requiring an ICC physical examination of such hired person but otherwise qualified in all respects, for the purpose of operating a farm truck, weighing up to 40,000 pounds gross weight, for hauling supplies or products to or from the place of sale or purchase.

SECTION 2. Be it further resolved that authenticated copies of this Resolution be transmitted to:

1. The President of the United States;
2. The Presiding Officers of the United States Senate and House of Representatives;
3. Each member of the Oklahoma Congressional Delegation; and
4. The Secretary of the Department of Transportation.

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, with President Pro Tempore Smith presiding, who made the following announcements:

The Senate, in Executive Session and upon motion of Senator Baldwin, seconded by Senator McSpadden, advised and consented to the confirmation of WALT ALLEN, Chickasha, as a Member of the Board of Regents, Oklahoma College of Liberal Arts, for a seven (7) year term ending July 1, 1974, and effective upon Senate confirmation. Mr. Allen will serve the unexpired term of Mr. Wade Watson.

The Senate, in Executive Session and upon motion of Senator Phillips, advised and consented to the confirmation of MISS MARY RODDY, Miami, as a Member of the Board of Regents, Oklahoma College of Liberal Arts, for a seven (7) year term ending July 1, 1977, and effective upon Senate confirmation. Mrs. Roddy will serve the unexpired term of Mrs. Helen Holland.

Senator Terrill moved after the desk is

cleared, that the Senate stand adjourned to meet Wednesday, April 21, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1096, 1104, 1176, 1177,**

1382 and 1405 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, April 21, 1971, at 1:00 o'clock P.M.

Sixtieth Legislative Day

Wednesday, April 21, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Ham, McGraw, Porter, Smalley, Stipe.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Dahl:

As dying men trying to legislate for dying men, we look to the One who not only holds the keys to legal and moral systems, but to the One who holds the keys of Death and Hell. The prophet of old has exclaimed: "But let judgment run down like waters, and righteousness as a mighty stream." And, again, "Where no counsel is the people fall, but in the multitude of counselors there is safety.

Shall we pray: Almighty God and Moral Governor of the Universe:

We gather here to transact the business of State. We would seek to incorporate

the best philosophies in legal concept for guidelines in this great Commonwealth. We would seek divine aid in the problems and possible solutions.

We desire to thank Thee for the members of the Senate, the interest and concerns for the good people they represent; and for the dear friends and families back home.

We thank Thee for the governmental foundations laid by our predecessors in these halls. We believe that a noble work is reserved for these and legislators to come. Help us to seek in unexplored areas for worthy accomplishments in the legislative realm.

With our freedoms in this land of Bibles and moral concepts, may each issue be voted before the bar of an enlightened conscience. We know that these decisions we here make, will be accepted or rejected on their merit before finite minds and be accepted or rejected before the Infinite forever.

May there be a unanimity in mind and purpose on each item of moral worth. And may these enactments become structural for democratic processes in our beloved Oklahoma.

This is our humble prayer in the Name of our Common Lord, Even Jesus, Amen.

The Journal for the last legislative day was declared approved.

Senator Payne presiding.

COMMITTEE REPORTS

The following Bills and/or resolutions

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

DO PASS:

SB 194—Governmental Reform, co-authored by Senators Smith, Hargrave and Smalley.

SB 306—Judiciary, co-authored by Boettcher and Conaghan of the House.

SJR 20—Judiciary, co-authored by Senators Howell, Lamb and Young.

HB 1042—Judiciary.

HB 1187—Education - Higher.

HB 1425—Roads and Highways, co-authored by Senators Medearis, Keels and Holden.

HB 1481—Roads and Highways, co-authored by Senator Medearis.

HCR 1002—Governmental Reform, co-authored by Senators McGraw, Smith and Hargrave.

DO PASS, as amended:

SB 299—Judiciary.

SB 300—Judiciary.

HB 1248—Governmental Reform.

HB 1279—Public and Mental Health, co-authored by Senator Lamb.

HB 1338—Judiciary, co-authored by Senators Garrett and Grantham.

SECOND CONFERENCE COMMITTEE REPORT

The following second CCR on **SB 34** was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred **ESB 34**—By Howard of the Senate and Wayland of the House, entitled:

An Act relating to crimes and punishments; amending 21 O.S. 1961, §§ 1767.1 and 1767.2; * * * and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagree-

ments between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. Hereby accept the Conference Committee Substitute for Engrossed Senate Bill 34.

CCS for SB 34—By Howard, Birdsong, Inhofe, McSpadden, Payne, Smith, Terrill and Trent of the Senate and Wayland, McCune, Davis, Hancock, Wolfe (Stephen), Green, Kilpatrick, Draper, Frates, Sullivan, Riggs, Hargrave, Kennedy, Sparkman, Bernard, Camp, Trent, Holaday, York, Boettcher and Wickersham of the House.

An Act relating to crimes and punishments; amending 21 O.S. 1961, §§ 1767.1 and 1767.2; prohibiting certain Acts with respect to bombs, explosives and certain other substances; providing penalties; providing for tracing of certain calls and immunity from liability; defining terms; directing codification; providing for severability; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 21 O.S. 1961, § 1767.1, is amended to read as follows:

§1767.1 A. Any person who shall wilfully and maliciously commit any of the following acts shall be deemed guilty of a felony:

1. Any person who places in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any gunpowder, dynamite, bomb, any explosive substance, OR INCENDIARY DEVICE, with UNLAWFUL intent to destroy, throw down, or injure, in whole or in part, such property of another, OR CONSPIRES, AIDS, COUNSELS OR PROCURES THE DESTRUCTION OF ANY BUILDING OR STRUCTURE, PUBLIC OR PRIVATE, OR ANY CAR, AIRCRAFT, MOTOR OR OTHER VEHICLE, VESSEL OR STRUCTURE, shall be guilty of a felony; or,

2. Any person who places in, upon, un-

der, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any gunpowder, dynamite, bomb, or any explosive substance, with intent to destroy, throw down or injure the whole or any part thereof, under circumstances that, if such intent were accomplished, human life or safety would be endangered thereby, shall be guilty of a felony; or,

3. Every person who maliciously, by the explosion of gunpowder, dynamite or any explosive substance, destroys, throws down, or injures any property of another, or by which explosion an injury is caused to the person of another, shall be guilty of a felony; or,

4. Any person OR GROUP OF PERSONS who shall WILFULLY manufacture, sell, transport, or possess a bomb, *[or any article containing an explosive or combustible substance, with intent to use the same unlawfully against the person or property of another, shall be]* OR ANY EXPLOSIVE INCLUDING AN INCENDIARY DEVICE OR THE COMPONENT PARTS OF AN EXPLOSIVE OR INCENDIARY DEVICE WITH KNOWLEDGE OR INTENT THAT IT WILL BE USED TO UNLAWFULLY KILL, INJURE OR INTIMIDATE ANY PERSON, OR UNLAWFULLY DAMAGE ANY REAL OR PERSONAL PROPERTY, IS guilty of a felony; or,

5. Any person who shall place in, upon, under, against or near to any building, car, AIRCRAFT, motor or other vehicle, vessel or structure, any foul, poisonous, offensive or injurious substance or compound, with intent to wrongfully injure, molest or coerce another or to injure or damage the property of another, shall be guilty of a felony; OR,

6. ANY PERSON OR GROUP OF PERSONS WHO MALICIOUSLY INJURES, DAMAGES OR ATTEMPTS TO DAMAGE BY AN EXPLOSIVE, INCLUDING AN INCENDIARY DEVICE, ANY PERSON, PERSONS, OR PROPERTY, WHETHER

REAL OR PERSONAL, IS GUILTY OF A FELONY; OR,

7. ANY PERSON WHO USES THE TELEPHONE OR OTHER INSTRUMENT TO WILFULLY MAKE ANY THREAT OR MALICIOUSLY CONVEY INFORMATION KNOWN TO BE FALSE, CONCERNING AN ATTEMPT OR ALLEGED ATTEMPT TO KILL, INJURE OR INTIMIDATE ANY PERSON OR UNLAWFULLY DAMAGE ANY REAL OR PERSONAL PROPERTY BY MEANS OF AN EXPLOSIVE, INCLUDING AN INCENDIARY DEVICE, SHALL BE GUILTY OF A FELONY.

[6.] B. Nothing contained herein shall be construed to apply to, or repeal any laws pertaining to, the acts of mischief of juveniles involving noninjurious firecrackers or devices commonly called "stink bombs."

SECTION 2. 21 O.S. 1961, § 1767.2, is amended to read as follows:

§ 1767.2. Any person violating any of the provisions *[or subsections of this act]* OF SECTION 1767.1 OF TITLE 21 OF THE OKLAHOMA STATUTES shall be deemed guilty of a felony, and upon conviction shall be punished by imprisonment in the penitentiary for not LESS THAN THREE (3) YEARS NOR more than ten (10) years, OR BY A FINE NOT TO EXCEED TEN THOUSAND DOLLARS (\$10,000.00) OR BOTH. IF PERSONAL INJURY RESULTS, SUCH PERSON SHALL BE PUNISHED BY IMPRISONMENT IN THE PENITENTIARY FOR NOT LESS THAN SEVEN (7) YEARS OR LIFE IMPRISONMENT.

SECTION 3. As used in Section 1767.1 of Title 21 of the Oklahoma Statutes:

1. "Explosive" or "explosives" mean any chemical compound, mixture or device, the primary or common purpose of which is to function by explosion; i.e., with substantial instantaneous release of gas and heat, unless such compound mixture or device is otherwise specifically classified by the United States Department of Transportation. The term "explosives"

shall include all material which is classified as explosives by the United States Department of Transportation.

2. "Person" means any individual, firm, copartnership, corporation, company, association, joint stock association, and includes any trustee, receiver, assignee or personal representative thereof.

3. "Incendiary Device" means any chemical compound, mixture or device, the primary purpose of which is to ignite on impact or as a result of chemical reaction such as a "molotov cocktail" or "fire-bomb" which is ignited on impact, causing a mechanical reaction of the container's breaking and permitting the inflammable matter to spread or splatter and is ignited from the burning wick or hypergolic reaction of chemicals.

4. "Component Parts" means separate parts which if assembled would form an explosive device. Component parts of an "incendiary device" shall consist of an inflammable material, a breakable container and a source of ignition.

SECTION 4. Any telephone company, its officers, agents or employees, when acting upon any request by the state or any governing body of a political subdivision thereof, which shall expressly include school districts, shall make reasonable effort to identify the telephone from which any telephone communication claimed to be prohibited by this act is being or has been made. If identification of such telephone is made, the telephone company, its officers, agents or employees shall provide to state law enforcement officials the location of such telephone. Any telephone company, its officers, agents or employees, in acting pursuant to this section of this act, shall be immune from any civil or criminal action or liability under this or any other state or local act, rule, regulation or ordinance.

SECTION 5. Sections 3 and 4 of this act shall be codified as Sections 1767.3 and 1767.4, respectively, of Title 21 of the Okla-

homa Statutes unless the same shall create a duplication in numbering.

SECTION 6. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted

FOR THE SENATE: Howard, Medearis.

FOR THE HOUSE: Wayland, Davis and McCune.

FIRST READING

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

SB 317—By Ham—An Act relating to probate procedure; providing that a guardian may effectuate an exchange with one or more of the ward's tenants in common in reality in certain instances if, after notice and hearing, the court so authorizes; providing procedure for notice; and declaring an emergency.

SB 318—By Luton, Garrison, Howell, Garrett, Smalley and Young—An Act relating to civil procedure; authorizing the recovery of reasonable attorney fee in tort actions of less than One Thousand Five Hundred Dollars; requiring judge to fix the fee; and declaring an emergency.

SB 319—By Hargrave—An Act relating to crimes and punishments; amending Sections 1, 2, 3, 6, 7, 8 and 13, Chapter 258, O.S.L. 1970 (21 O.S. Supp. 1970, §§ 1550.21, 1550.22, 1550.23, 1550.26, 1550.27, 1550.28 and 1550.33); defining offenses relating to theft, use, possession, receipt, purchase, sale, retention, forgery, fraud and other activities connected with credit cards;

making the same unlawful; prescribing penalties; and declaring an emergency.

SJR 25—By Birdsong of the Senate and Andrews of the House—A Joint Resolution relating to boats or vessels owned by Boy Scouts of America, Girl Scouts of U.S.A. and by religious and nonprofit organizations devoted exclusively to youth programs emphasizing physical fitness, character development and citizenship training, by exempting such boats or vessels from annual registration and licensing fees and charges.

SJR 26—By Hamilton, Smith, Howard, Hargrave, Inhofe, Breckinridge and McGraw of the Senate and Willis of the House—A Joint Resolution relating to the State Legislative Council; making an appropriation thereto for studies of the feasibility of establishing a medical school and a college of osteopathic medicine and surgery to be located in Tulsa, Oklahoma; providing for a lapse date; requesting cooperation; requiring reports of findings and recommendations; and declaring an emergency.

SECOND READING

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

SB 313—Judiciary.

SB 314—Commerce.

SB 315—Appropriation and Budget.

SB 316—Commerce.

HB 1352—Judiciary.

HB 1419—Environmental Quality.

HB 1474—Public and Mental Health.

HJR 1024—Social Welfare.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1096, 1104, 1176, 1177, 1275, 1382, and 1405.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1035.**

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

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1191—By Spearman of the House and Smith and Smalley of the Senate—An Act relating to revenue and taxation; revising and reenacting the "Oklahoma Income Tax Law"; 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 certain in lieu taxes; levying tax on preferential income; 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 Sections 2301 through 2329 of Section 2, Chapter 530, O.S.L. 1965, as amended (68 O.S. Supp. 1970, §§ 2301 through 2306, 2307, 2308 through 2325, and 2326 through 2329); repealing Section 1, Chapter 303, O.S.L. 1965 (68 O.S. Supp. 1970, § 2306-1); repealing Section 1, Chapter 309, O.S.L. 1969 (68 O.S. Supp. 1970, § 2307-1); directing renumbering of Sections 2330 through 2350 of Section 2, Chapter 530, O.S.L. 1965, as amend-

ed (68 O.S. Supp. 1970, §§ 2330 through 2350); directing renumbering of Section 7, Chapter 334, O.S.L. 1967 (68 O.S. Supp. 1970, § 2325-1); providing for applicability of Act to taxable years; and providing for fiscal year taxpayers; making provisions of Act severable; directing codification; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 34.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1374, as amended.

BILL WITHDRAWN

Senator McSpadden asked unanimous consent that HB 1452 be withdrawn from the Committee on Municipal Government and referred to the Committee on Appropriations and Budget, which was the order.

RESOLUTION

Senator Luton introduced SCR 37:

SCR 37—By Luton.

A Concurrent Resolution requesting the State Regents for Higher Education to increase out-of-state students' tuition fees to cover the cost of their education or on the basis of reciprocity with comparable institutions in their home states.

Senators Terrill and McSpadden asked to be made co-authors of SCR 37, which was the order.

Senator Luton asked unanimous consent that further consideration of SCR 37 be deferred for this legislative day.

Senator Baggett, as a substitute to the Luton motion, moved that SCR 37 be re-

ferred to the Committee on Higher Education, which motion prevailed.

Senator Terrill asked unanimous consent that copies of the Committee report and information the Committee receives on SCR 37 be furnished the Senate when said Resolution is reported out of committee, which was the order.

GENERAL ORDER

HB 1047 by McCune, et al, of the House and Garrett of the Senate was read and considered.

Senator Garrett asked unanimous consent that further consideration of HB 1047 be deferred for this legislative day.

SB 166 by Baggett of the Senate and Willis of the House was read and considered.

Upon motion of Senator Baggett, SB 166 was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, SB 166 was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—38.

Excused: Bradley, Garrett, Ham, McGraw, McSpadden, Phillips, Porter, Smalley, Stipe, Young.—10.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—38.

Excused: Bradley, Garrett, Ham, McGraw, McSpadden, Phillips, Porter, Smalley, Stipe, Young.—10.

The emergency was declared passed.

SB 166 was referred for engrossment.

GENERAL ORDER

SB 273 by Baggett was read and considered.

Senators Howell, Terrill, Lamb, Inhofe and Hargrave asked to be made co-authors of **SB 273**, which was the order.

Upon motion of Senator Baggett, **SB 273**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 273**, as co-authored, was considered engrossed and placed on 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, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Birdsong, Bradley, Garrett, Ham, McGraw, Nichols, Phillips, Porter, Smalley, Stipe, Trent, Young.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Birdsong, Bradley, Garrett, Ham, McGraw, Nichols, Phillips, Porter, Smalley, Stipe, Trent, Young.—12.

The emergency was declared passed.

SB 273 was referred for engrossment.

GENERAL ORDER

HB 1486 by Williamson, et al, of the House and Murphy of the Senate was read and considered.

Senator Lamb asked to be made a co-author of **HB 1486**, which was the order.

Upon motion of Senator Murphy, **HB 1486**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1486**, as co-authored, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smith, Taliaferro, Terrill, Trent.—34.

Nay: Baldwin, McSpadden, Stansberry, Williams.—4.

Excused: Bradley, Garrett, Ham, McGraw, Phillips, Porter, Rogers, Smalley, Stipe, Young.—10.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smith, Taliaferro, Terrill, Trent.—34.

Nay: Baldwin, McSpadden, Stansberry, Williams.—4.

Excused: Bradley, Garrett, Ham, McGraw, Phillips, Porter, Rogers, Smalley, Stipe, Young.—10.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Hargrave moved that the vote be reconsidered by which **HB 1486** and its Emergency passed.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1123 by Willis and Miskelly of the House and McSpadden and Hamilton of the Senate was read and considered.

Upon motion of Senator McSpadden, **HB 1123** was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1123** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow,

Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Bradley, Garrett, Ham, McCune, McGraw, Phillips, Porter, Rogers, Smalley, Stipe, Trent, Young.—12.

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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smith, Stansberry, Taliaferro, Terrill, Williams.—36.

Excused: Bradley, Garrett, Ham, McCune, McGraw, Phillips, Porter, Rogers, Smalley, Stipe, Trent, Young.—12.

The emergency was declared passed.

HB 1123 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 14, 156, 281, 283, 297, 301 and **HB 1085** each correctly engrossed.

Engrossed **SBs 14, 156, 281, 283, 297** and **301** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1085**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the request of the Honorable House for conferences on **HJR 1020, HB 1143** and **HB 1276** were ordered granted, and said Bills to be referred to GCCA, when appointed.

GENERAL ORDER

SB 295 by Hamilton was read and considered.

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 on third reading and final passage.

THIRD READING

Senator Hamilton moved to reconsider the vote by which **SB 295** was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Hamilton moved to reconsider the vote by which **SB 295** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator Terrill presiding.

President Pro Tempore Smith presiding.

Senator Baggett moved to amend **SB 295**, Page 1, Line 1, as follows: by striking Lines 1 through 6 and substituting therefor the following: "Section 1. Section 3 of Chapter 330, 1968 O.S.L., (73 O.S. 1970 Supp. § 170) is hereby amended to read as follows:

"Section 170. The provisions of 73 O.S. 1961 §§ 151 through [153 inclusive and § 155] 166; inclusive, insofar as the same are not in conflict herewith shall apply to and govern the proceedings under this act, and the execution of the authorization herein contained. All mandates, authorizations and conditions therein prescribed shall be applicable to this act. [Provided, however, that nothing herein or in such sections to the contrary notwithstanding, the State Treasurer may not and shall not purchase the bonds issued hereunder.]

Senator Hamilton asked unanimous consent that further consideration of **SB 295** be deferred for this legislative day, which was the order.

GENERAL ORDER

SB 268 by Grantham of the Senate and Boettcher, et al, of the House was read and considered.

Upon motion of Senator Grantham **SB 268** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 268** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—36.

Excused: Bradley, Garrett, Ham, Lane, McGraw, Medearis, Nichols, Phillips, Porter, Smalley, Stipe, Young.—12.

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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—36.

Excused: Bradley, Garrett, Ham, Lane, McGraw, Medearis, Nichols, Phillips, Porter, Smalley, Stipe, Young.—12.

The emergency was declared passed.

SB 268 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 125 and **HB 1343** each correctly engrossed.

SR 33 correctly enrolled.

Engrossed **SB 125** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1343**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SR 33** was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 191 was taken up for further consideration.

Senator Garrison, citing Rule 8(e), asked unanimous consent that Representative Stratton be made a co-author to **SB 191**, which was the order.

Senator Graves moved to advance **SB 191** to engrossment.

Senator Miller offered a substitute motion to withdraw **SB 191** from the calendar and re-refer the same to the Committee on Education-Higher, with amendments attached thereto, and instructions that it be studied and reported out of Committee.

Senator Payne raised a point of order that the Graves motion was a prior motion and undebatable, which was sustained.

Senator Graves pressed his former motion to advance, which was adopted upon roll call as follows:

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, Medearis, Nichols, Payne, Phillips, Rogers, Stansberry, Taliaferro, Terrill.—27.

Nay: Baggett, Berrong, Breckinridge, Grantham, McCune, Martin, Miller, Murphy, Smith, Trent, Williams.—11.

Excused: Bradley, Garrett, Ham, How-

ard, McGraw, McSpadden, Porter, Smalley, Stipe, Young.—10.

By unanimous consent, upon request of Senator Graves, **SB 191**, as co-authored, was considered engrossed and placed on 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: Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, Martin, Medearis, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Young.—30.

Nay: Baldwin, Berrong, Breckinridge, Grantham, McCune, Miller, Murphy, Trent, Williams.—9.

Excused: Baggett, Bradley, Dahl, Ham, McGraw, McSpadden, Porter, Smalley, Stipe.—9.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Trent, Young.—32.

Nay: Baldwin, Berrong, McCune, Miller, Williams.—5.

Excused: Baggett, Bradley, Breckinridge, Dahl, Ham, McGraw, McSpadden, Porter, Smalley, Stipe, Terrill.—11.

The emergency was declared passed.

SB 191 was referred for engrossment.

PENDING SENATE ACTION

Senator Terrill asked unanimous consent that **HCR 1033** be withdrawn from the calendar and referred to the Committee on

Public and Mental Health, which was the order.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Howard, the Senate concurred in **HAs** to **SB 137**.

SB 137, as amended by the Honorable House, was read at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrison, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Trent, Young.—33.

Nay: Grantham, Williams.—2.

Excused: Baggett, Bradley, Crow, Dahl, Garrett, Graves, Ham, McGraw, Medearis, Porter, Smalley, Stipe, Taliaferro.—13.

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, Capps, Ferrell, Field, Garrison, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Trent, Young.—33.

Nay: Grantham, Williams.—2.

Excused: Baggett, Bradley, Crow, Dahl, Garrett, Graves, Ham, McGraw, Medearis, Porter, Smalley, Stipe, Taliaferro.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Lane, the Senate concurred in **HAs** to **SB 243**.

SB 243, 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, Capps, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Trent, Williams, Young.—33.

Excused: Baggett, Bradley, Crow, Dahl, Garrett, Ham, Hargrave, Lamb, McGraw, Medearis, Porter, Smalley, Stipe, Taliaferro, Terrill.—15.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

REQUEST

President Pro Tempore Smith asked unanimous consent that the xeroxed copies of **HB 1191** being placed on each Senator's desk be used in lieu of having the Bill printed, which was the order.

BILL WITHDRAWN

Senator Nichols asked unanimous consent that **HJR 1024** be withdrawn from the Committee on Social Welfare and placed on General Order, which was the order.

PENDING SENATE ACTION ON HAs

Upon motion of Senator Luton, Senate concurred in **HAs** to **SB 134**.

SB 134, 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, Capps, Crow, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Mar-

tin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Dahl, Garrett, Ham, Hamilton, McGraw, McSpadden, Porter, Smalley, Stipe, Taliaferro.—12.

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, Capps, Crow, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Dahl, Garrett, Ham, Hamilton, McGraw, McSpadden, Porter, Smalley, Stipe, Taliaferro.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

SB 229 by Holden was read and considered.

Upon motion of Senator Holden, **SB 229** was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, **SB 229** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe,

Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smith, Stansberry, Terrill, Williams, Young.—34.

Excused: Bradley, Breckinridge, Dahl, Garrett, Ham, Hamilton, McGraw, Payne, Phillips, Porter, Smalley, Stipe, Taliaferro, Trent.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smith, Stansberry, Terrill, Williams, Young.—34.

Excused: Bradley, Breckinridge, Dahl, Garrett, Ham, Hamilton, McGraw, Payne, Phillips, Porter, Smalley, Stipe, Taliaferro, Trent.—14.

The emergency was declared passed.

SB 229 was referred for engrossment.

PENDING SENATE ACTION

HCR 1034 by Cotner, et al, of the House and Crow of the Senate was called up for consideration.

Senator Baldwin presiding.

Senator Crow asked unanimous consent that all members of the Senate be made co-authors to **HCR 1034**, which was the order.

HCR 1034, as co-authored, was adopted upon motion of Senator Crow, properly signed and ordered returned to the Honorable House.

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, with Senator

Baldwin presiding, who made the following announcements:

The Senate, in Executive Session and upon motion of Senator Smith, advised and consented to the confirmation of HARLEY VAN CLEAVE, Tulsa, as a Member of the Board of Regents, Tulsa Junior College for a seven (7) year term ending June 30, 1977, and effective upon Senate confirmation. Mr. Van Cleave will serve the unexpired term of Mr. William Francis.

The Senate, in Executive Session and upon motion of Senator Smith, advised and consented to the confirmation of THOMAS R. BRETT, Tulsa, as a Member of the Board of Regents, University of Oklahoma, for a seven (7) year term ending March 30, 1978, and effective upon Senate confirmation. Mr. Brett succeeds Mr. Robert C. Lollar.

The Senate, in Executive Session and upon motion of Senator Breckinridge, advised and consented to the confirmation of JOHN B. JARBOE, Tulsa, as a Member of the Board of Regents, Oklahoma College of Liberal Arts, for a seven (7) year term ending July 1, 1978, and effective upon Senate confirmation. Mr. Jarboe will serve the unexpired term of Mr. Vincent E. Butler.

The Senate, in Executive Session and upon motion of Senator Phillips, advised and consented to the confirmation of ROBERT C. HASLETT, Vinita, as a Member of the State Board of Pharmacy for a five (5) year term ending June 30, 1975, and effective upon Senate confirmation. Mr. Haslett will serve the unexpired term of Mr. Wayne Carlisle.

The Senate, in Executive Session and upon motion of Senator Phillips, advised and consented to the confirmation of BENTLY FRAYSER, Vinita, as a Member of the Grand River Dam Authority, for a seven (7) year term ending the second Tuesday of January, 1972, and effective upon Senate confirmation. Mr.

Frayser will serve the unexpired term of Mr. John F. Hughes.

The Senate, in Executive Session and upon motion of Senator Phillips, advised and consented to the confirmation of FRANCIS E. HEYDT, Miami, as a Member of the Board of Directors, Grand River Dam Authority, for a seven (7) year term ending the second Tuesday of January, 1978, and effective upon Senate confirmation. Mr. Heydt succeeds Mr. Hubert Chancellor.

The Senate, in Executive Session and upon motion of Senator Medearis, advised and consented to the confirmation of DR. JOHN WRIGHT, Wagoner, as a Member of the Board of Directors, Grand River Dam Authority, for a seven (7) year term ending the second Tuesday of January, 1973, and effective upon Senate confirmation. Dr. Wright will serve the unexpired term of Mr. George B. Schwabe, Jr.

MESSAGE FROM THE HOUSE

Advising that the House has rescinded Fourth Reading of Engrossed **HB 1207**, has reconsidered the vote by which the Senate Amendments were concurred in; the House has refused to concur in the Senate Amendments and requests conference, naming House Conferees as follows:

House Conferees to **HB 1207**: Atkins, McCune and Boren.

Consideration of the above Message was deferred this legislative day.

MESSAGE FROM THE HOUSE

Transmitting the following Bill together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1263**.

CONFERENCE COMMITTEE REPORT

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1263, and Engrossed Senate Amendments thereto, by Stratton, Kamas, Anderson and Hancock of the House and Crow of the Senate entitled:

An act relating to the practice of veterinary medicine and the regulation thereof; defining terms; providing for a Board of Veterinary Medical Examiners; medicine; making the provisions of this Act severable; repealing 59 O.S. 1961 §§ 676-697, inclusive, and all conflicting laws; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted and co-authored by: Cole of the House and Dahl, Inhofe and Lamb of the Senate.

CCS for HB 1263—By Stratton, Kamas, Anderson, Hancock and Cole of the House and Crow of the Senate.

An Act relating to the practice of veterinary medicine and the regulation thereof; defining terms; providing for a Board of Veterinary Medical Examiners; prescribing qualifications and compensation of members; providing for organization duties and powers of Board; defining powers and duties of the Board; providing for the licensing of veterinary practitioners; prescribing the Board's supervisory 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; providing for license fees; prescribing procedures where animals are not reclaimed by owners; applying Good Samaritan Law in certain situations to licensed doctors of veterinary medicine; making the provisions of this Act severable; repealing 59 O.S. 1961 §§ 676-697, inclusive, and all conflicting laws; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. This act may be cited as the "Oklahoma Veterinary Practice Act."

SECTION 2. When used in this act these words, phrases, or terms, unless the context otherwise indicates, shall have the following meanings:

1. "Board" means the State Board of Veterinary Medical Examiners.

2. "Animal" means any animal other than man and includes fowl, fish, birds and reptiles, wild or domestic, living or dead.

3. "Veterinarian" means a person who has received a degree in veterinary medicine or its equivalent from a school of veterinary medicine.

4. "Licensed Veterinarian" means any veterinarian who is currently licensed to practice veterinary medicine in this state.

5. "School of Veterinary Medicine" means any veterinary college or division of a university or college approved by the Board that offers the degree of Doctor of Veterinary Medicine or its equivalent.

SECTION 3. A State Board of Veterinary Medical Examiners is hereby created to consist of five (5) members who are graduates of schools of veterinary medicine and, for the last three (3) years, active licensed veterinarians. No more than one (1) member of said board shall be appointed from any one congressional district. No person may serve on the Board who is or was during the two (2) years preceding his appointment a member of the faculty (excepting preceptors), trustees or advisory board of any school of veterinary medicine. Notwithstanding the provisions of this section, present members of the Board may continue as members until the expiration of the terms for which they were appointed.

SECTION 4. Members of the Board shall be appointed by the Governor with the advice and consent of the Senate. Vacancies shall be filled for the remainder of

unexpired terms in the same manner appointments are made, and the Governor may remove any member for cause. From the two (2) board memberships that expire in the same year, as provided in the statute which this act replaces, the Board shall designate one which shall have a term of one (1) year at the next appointment and five-year terms thereafter, to the end that only one of the five (5) board memberships shall expire in any one year.

SECTION 5. Each member of said Board shall take the Constitutional oath of office and the Board shall organize annually by electing from its number a President, Vice-President and Secretary-Treasurer. Officers of the Board shall serve for terms of one (1) year and until their successors are elected. The President shall serve as Chairman of the Board and perform such other duties as the Board may prescribe by rule. The Vice-President shall perform the duties of President during his absence or disability. The duties of the Secretary-Treasurer shall include the timely annual mailing of license renewal applications to all licensed veterinarians, the correspondence of the Board, the keeping of accounts and records of receipts and disbursements by the Board, the recording of Board proceedings including the disposition of all applications for licenses and any additional duties which may be designated by the Board. The Secretary-Treasurer shall keep a record of all licensed veterinarians showing their name, age, place and duration of residence, whether any license has been revoked or suspended by said Board and such other information as the Board may require. The Secretary-Treasurer shall give a surety bond to the Board in the amount of One Thousand Dollars (\$1,000.00) the cost of said bond to be paid by the Board. The Board may employ an Executive Secretary who shall assist the Secretary-Treasurer in the performance of his duties. He shall be bonded and he shall not be a member of the Board. At the

end of each fiscal year the President and Secretary-Treasurer shall prepare and submit to the Governor a report on the transactions of the Board.

SECTION 6. The Board shall meet at least once each year at the time and place fixed by order of the Board and at such other times as they may be called by the President. Ten (10) days' notice shall be caused to be sent by the President before each meeting and, except as otherwise provided, a majority of the Board constitutes a quorum. The Board may reimburse from its fund each member of the Board for travel at the rate normally allowed for state employees, and may allow per diem not exceeding Twenty-Five Dollars (\$25.00) for all Board meetings and other necessary meetings on Board business authorized by the Board; provided that, said reimbursement and allowance shall not be made for more than twelve (12) meetings annually, provided that such travel and per diem reimbursement shall not apply to more than two out-of-state trips per member per year.

SECTION 7. The Board shall have the powers and it shall also be its duty:

1. To regulate the practice of veterinary medicine except as otherwise provided for herein;

2. To set license and examination fees;

3. To receive fees and deposit said fees with the State Treasurer in the Board of Veterinary Examiners' Fund; provided that, said fund shall not revert to the state's General Revenue fund;

4. To disburse money for necessary supplies, equipment and personnel consistent with this act from the Board of Veterinary Examiners' Fund for carrying out the provisions of this act;

5. To examine and issue licenses to practice veterinary medicine to all applicants whom it shall deem qualified under the provisions of this act;

6. To investigate complaints, hold hear-

ings and subpoena witnesses. All proceedings of the Board shall be governed by the Oklahoma Administrative Procedures Act;

7. To initiate prosecution and injunctive proceedings;

8. To renew, deny, suspend and revoke licenses;

9. To adopt and establish rules of professional conduct appropriate to the establishment and maintenance of a high standard of integrity and dignity in the practice of veterinary medicine, and such rules shall be subject to amendment or repeal by the Board as the need may arise. Every licensed veterinarian shall be governed and controlled by the rules of professional conduct adopted by the Board, and the Board shall cause these rules to be printed as part of the application blanks for licensing and renewal thereof, and each applicant shall subscribe thereto when making an application;

10. To perform such other duties and exercise such other powers as the provisions and enforcement of this act may require; and

11. To make and publish uniform rules and regulations such as may be necessary for carrying out and enforcing the provisions of this act and such as in its discretion may be necessary to protect the health, safety and welfare of the public.

SECTION 8. It shall be unlawful to practice veterinary medicine in this state without a license issued by the Board of Veterinary Medical Examiners. Every licensed veterinarian who desires to continue in the practice of veterinary medicine in this state shall annually, after the expiration of the first year of licensing and on or before the 2nd day of July of each year, pay to the Board a renewal fee which shall not exceed Twenty Dollars (\$20.00) in return for which a renewal license shall be issued; provided that, the annual renewal fee for a license for a year during which the licensee is, in the judgment of said Board, not actively en-

gaged in practicing veterinary medicine shall be only Ten Dollars (\$10.00); provided further, that a licensee's license shall remain effective and he shall not be required to pay any renewal fee for any year during which he is in the military service of the United States. If any person shall fail or neglect to procure his annual license as herein specified, notice of such failure having been mailed to his post office address, the Board may, after the expiration of thirty (30) days following the issue of said notice, deprive him of his license. In order to regain a license, it shall be necessary for such person to make application in writing to the Board requesting the reinstatement in a manner prescribed by the Board for which a fee, not in excess of Twenty-five Dollars (\$25.00) shall be charged; provided that, after two (2) years have elapsed since the date of expiration, a license may not be renewed, except upon the making of application therefor and taking and passing the regular license examination. This provision shall not apply to the situation of a licensed veterinarian who returns from a period of no longer than six (6) years' military service with any branch of the armed services of the United States.

SECTION 9. Licensed veterinarians shall be persons regularly licensed as such in the State of Oklahoma on or before the effective date of this act. All other qualified persons may become licensed upon passing a satisfactory examination before the Board. Before any applicant is allowed to sit for such examination, he shall submit to the Board sufficient proof that he is of good moral character, is a graduate of a school of veterinary medicine, has attained twenty-one (21) years of age and such other proof as the Board may require.

All applicants shall make application in the form and manner prescribed by the Board. The application shall be accompanied by a fee not in excess of Seventy Dollars (\$70.00), no more than Fifty Dollars (\$50.00) of which shall apply toward

the examination fee, which shall be forfeited if, after notice of the Board to the applicant that he has been accepted for examination, the applicant fails to present himself for said examination. No more than Twenty Dollars (\$20.00) of said application fee shall be applied toward the first annual license fee. On presenting himself at the time and place directed by the Board and passing a satisfactory examination, he shall be granted an appropriate license.

SECTION 10. The Board may issue without examination a temporary license to practice veterinary medicine in this state to a qualified applicant for license pending examination, provided that such temporary license shall expire the day after the notice of results of the first examination is given after the temporary license is issued. No temporary license may be issued to any applicant who has previously failed the examination in this state. A temporary license may be revoked by majority vote of the Board without a hearing.

SECTION 11. The practice of veterinary medicine shall mean:

1. To diagnose, treat, correct, change, relieve, or prevent animal disease, deformity, defect, injury or other physical or mental conditions including the prescription or administration of any drug, medicine, biologic, apparatus, application, anesthetic or other therapeutic diagnostic substance or technique; to test for pregnancy or correct sterility or infertility; or to render advice or recommendation with regard to any of the above;

2. To represent, directly or indirectly, publicly or privately, an ability and willingness to do any act prescribed in subsection 1.; or

3. To use any title, words, abbreviation or letters in a manner or under circumstances which induce the belief that the person using them is qualified to do any act described in subsection 1., except where such person is a veterinarian.

SECTION 12. This act shall not be construed to prohibit:

1. Acts of dehorning, branding, tagging or notching ears, pregnancy checking, collecting semen, preparing semen, freezing semen, castrating, worming, vaccinating, injecting or artificial insemination of farm animals; or the acts or conduct of a person advising with respect to nutrition, feeds or feeding.

2. The owner of an animal or the owners' employees or helpers from caring for or treating animals belonging to said owner; provided that, the acts of the employees otherwise prohibited by this act are only an incidental part of the employment duties and for which no special compensation is made.

3. Acts of a person in lawful possession of an animal for some other purpose than practicing veterinary medicine; provided that, no charge may be made or included in any other charge or fee or adjustment otherwise made of any charge or fee for acts performed under this subsection unless the acts are performed by a licensed veterinarian as provided by this act.

4. Acts of auction markets and other shippers of cattle in preparing cattle for shipment.

5. Acts of a person who is a student in good standing in a veterinary school, in performing duties or functions assigned by his instructors, or working under the direct supervisions of a licensed veterinarian for each individual case.

6. Acts of any employee of the federal, state or local government necessarily performed in the carrying out of his official duties; provided, however, this exception shall not apply to such person when he is not engaged in the carrying out of his official duties.

7. A veterinarian regularly licensed in another state from consulting with a licensed veterinarian of this state.

8. Acts of vocational-agriculture instruc-

tors or students while engaged in regular vocational-agriculture instruction.

9. Any veterinary animal aide, nurse, laboratory technician, intern or other employee of a licensed veterinarian from administering medication or rendering auxiliary or supporting assistance under the direct supervision of such licensed veterinarian.

SECTION 13. The Board shall have the power to issue reciprocal licenses to applicants licensed in other states which they deem have like requirements, and for which they shall charge an initial fee of Fifty Dollars (\$50.00).

SECTION 14. A. The Board is specifically granted the power to revoke or suspend any license issued pursuant to this act to any holder of such license who:

1. Violates any provision of this act;
2. Has been convicted of a violation of a federal or state law regarding dangerous substances as defined by House Bill No. 1100 of the 1st Session of the 33rd Legislature and as hereafter amended;
3. Has been convicted of a felony;
4. Now habitually uses intoxicating liquors or habit-forming drugs;
5. Has been legally adjudged to be not mentally competent; or
6. Exercises conduct and habits inconsistent with the rules established by the Board.

B. Said Board, on a sworn complaint filed with it, and after giving at least ten (10) days written notice by registered mail of the filing of said complaint to the person accused therein of the date and place of a hearing thereon, to which notice shall be attached a statement of the charges contained in the complaint, is hereby authorized and empowered, if it finds that the allegations of the complaint are supported by the evidence rendered at the hearing, to by written order, revoke permanently or suspend for a designated period the license of the person charged in the complaint. The Board may, upon written appli-

cation therefor and in the exercise of its official discretion, cancel said order. A person whose license has been revoked or suspended may appeal to the district court of the county of the residence of said person at any time within thirty (30) days from the date of the Board's order of revocation or suspension, said appeal to be heard by the court. The decision of said court shall be final, subject to review; provided, the order of revocation or suspension shall not be stayed during the appeal to any court.

SECTION 15. It is hereby made the duty of every person engaged in the practice of veterinary medicine to report to the State Veterinarian of the State of Oklahoma the name of the owner or person in possession of all domestic animals afflicted with any contagious or infectious disease required to be reported by the State Board of Agriculture together with the location of said animal or animals and the disease with which said animal is afflicted immediately upon such knowledge or information coming to such practitioners.

SECTION 16. Any animal placed in the custody of a licensed veterinarian for treatment or other care which shall be abandoned by its owner for a period of more than twenty-one (21) days after written notice by certified mail is given to the owner at his last-known address, may be sold or turned over to the custody of the nearest humane society or dog pound in the area for disposal as such custodian may deem proper. If no such custodial institution is available in the county, the animal may be disposed of in a humane manner or sold. Abandonment shall mean to forsake entirely or to neglect or refuse to provide or perform the legal obligations for care and support of an animal by its owner. Compliance with this section shall relieve the veterinarian from liability for such disposal or sale.

SECTION 17. Any licensed veterinarian who in good faith renders or attempts to render emergency care at the scene of an

accident or emergency to the victim or victims thereof shall not be liable for any civil damages as a result of any acts or omissions by such person rendering or attempting to render the emergency care.

SECTION 18. Any person who shall violate, aid or abet in violating any of the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be punished by a fine of not less than Fifty Dollars (\$50.00) or not more than Five Hundred Dollars (\$500.00), or by imprisonment in the county jail for not less than thirty (30) days, nor more than six (6) months, or by both such fine and imprisonment.

SECTION 19. The provisions of this act are severable and if any part or provision hereof shall be held void the decisions of the court so holding shall not affect or impair any of the remaining parts of provisions of this act.

SECTION 20. 59 O.S. 1961, Sections 676 through 697, of the Oklahoma Statutes and all other laws or parts of laws in conflict herewith are hereby repealed.

SECTION 21. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full

force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Crow, Luton, Young.

FOR THE HOUSE: Stratton, Bernard, Harrison.

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

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1100, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 198, as co-authored by Elder and Wixson of the House, SB 209, SB 257, and SJR 17.

The above numbered Bills and/or Resolutions were referred for enrollment.

Senator Terrill moved after the desk is cleared, the Senate stand adjourned to meet Thursday, April 22, 1971, at 11:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, April 22, 1971, at 11:00 o'clock A.M.

Sixty-first Legislative Day

Thursday, April 22, 1971

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, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Trent, Williams, Young.—37.

Excused: Bradley, Ferrell, Field, Garrett, Ham, Inhofe, Martin, Payne, Smalley, Stipe, Terrill.—11.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Boecher:

A Sacred Sage in the ancient past has said: "Trust in the Lord with all thine heart, and lean not upon thine own understanding. In all thy ways acknowledge him, and he shall direct thy paths."

Shall we pray: Almighty God, Thou Who hast under Thy control angels, principalities and powers:

We would pray Thy divine blessing upon each member of the Senate, and the counter-part, the House and upon our Governor and each cabinet advisor.

We are mindful that each member of this Senate representing the various districts, feels, keenly, the responsibilities toward those who in love and trust brought these elected officials to this honored capacity.

As we look to Thee in this opening hour of debate and discussion, we would ask for moral direction and reliance upon the Divine Spirit. May this direction become the catalyst in perfecting great issues favorable to the good of the governed.

We know that what we do today is largely of the flesh and that these laws only temporal. Eternity will revoke our enactments and confront us with laws that know no repeal.

So, we would temper our decisions and hope for legislation for the present distress and our beloved State's future good.

In the Name of the Great Law Giver, the Holy One of Israel, and do Thou guide us O Thou Great Jehovah, In Jesus Name. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENTS

Senator Ham asked unanimous consent, that Hakas Thomas Hasselby, of Broas, Sweden, his guest, be designated as Honorary Page for this legislative day, which was the order.

Senator Hamilton announced that the mother of Senator Trent, Mrs. Fannie Trent, had passed away. Senator Hamilton expressed the deep sympathies of the Senate.

REQUEST FOR LOBBY PERMIT

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

John A. Claro, 309 N.E. 61, Oklahoma City, Oklahoma, representing Oklahoma

City Chapter of the Oklahoma Association of Private Employment Services.

COMMITTEE REPORTS

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

DO PASS:

HB 1018—Insurance.

DO PASS, As Amended:

SB 303—Banks and Banking.

FIRST READING

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

SJR 27—By Smith and McSpadden of the Senate and Willis of the House—A Joint Resolution relating to the Special Events Commission; making an appropriation thereto to be allocated for the conduct of dedication ceremonies of the Tulsa Port of Catoosa and the McClellan-Kerr Arkansas River Project; providing lapse date; and declaring an emergency.

SECOND READING

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

SB 317—Judiciary.

SB 318—Judiciary.

SB 319—Judiciary.

SJR 25—Revenue and Taxation.

SJR 26—Appropriations and Budget.

HB 1191—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1374.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1036—By Sandlin of the House and Miller of the Senate—A Concurrent Resolution memorializing Congress to enact a pending proposal changing Daylight Savings Time; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 215 and SJR 15, as amended.

HA to SB 215 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Section 1, Line 14, by striking the word "presiding" and inserting the word "chief" in lieu thereof.

HA to SJR 15 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Section 3, Line 32, by striking the entire Section 3 and renumbering the following section accordingly.

MOTION TO RECONSIDER VOTE

Senator Baggett moved that the Rules be suspended in order to lodge a motion to reconsider the vote by which SB 137 passed, which motion failed of adoption the roll call thereon being as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Garrison, Grantham, Hamilton, Howell, Keels, Lamb, McCune, Porter, Rogers, Stansberry, Williams.—16.

Nay: Berrong, Boecher, Crow, Dahl, Hargrave, Holden, Howard, Lane, McGraw, McSpadden, Miller, Murphy, Nichols, Phillips, Smith, Young.—16.

Excused: Bradley, Ferrell, Field, Garrett, Graves, Ham, Inhofe, Luton, Martin, Medearis, Payne, Smalley, Stipe, Taliaferro, Terrill, Trent.—16.

GENERAL ORDER

HJR 1024 by Sparkman, et al, of the House and Nichols and Porter of the Senate was read and considered.

Senators Baggett, Birdsong, Capps, Graves, Hamilton, Hargrave, Lane, Luton, and Phillips asked to be made co-authors to **HJR 1024**, which was the order.

Upon motion of Senator Nichols, **HJR 1024**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HJR 1024**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1024 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, Williams, Young.—33.

Excused: Bradley, Ferrell, Field, Garrett, Ham, Hamilton, Inhofe, Keels, Martin, Payne, Smalley, Stipe, Taliaferro, Terrill, Trent.—15.

The Resolution was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, Williams, Young.—33.

Excused: Bradley, Ferrell, Field, Garrett, Ham, Hamilton, Inhofe, Keels, Martin, Payne, Smalley, Stipe, Taliaferro, Terrill, Trent.—15.

The emergency was declared passed.

Senator Nichols moved that rule 19-f be

suspended for the purpose of immediately releasing **HJR 1024**.

HJR 1024 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 299 by Howell was read and considered.

Senator Howell asked unanimous consent that further consideration of **SB 299** be deferred momentarily, which was the order.

SB 300 by Howell was read and considered.

Senator Baggett moved to amend **SB 300**, Page 1, Line 6, by adding after the word "costs", the words: "if the total amount of such judgment is at least Sixty Per Cent (60%) of the amount originally prayed for in the petition", which amendment was declared adopted.

Senator Berrong moved to amend **SB 300**, Page 2, Line 4, by adding after the word "costs" and before the word "if", the words: ", including attorney fees", which amendment was declared adopted.

Upon motion of Senator Howell, **SB 300**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 300**, as amended, was considered engrossed and placed on 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: Baggett, Birdsong, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Porter, Smith, Young.—25.

Nay: Baldwin, Berrong, Boecher,

Graves, Holden, McCune, Murphy, Rogers, Williams.—9.

Excused: Bradley, Ferrell, Field, Garrett, Ham, Inhofe, Martin, Payne, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent.—14.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Medearis, Miller, Nichols, Phillips, Porter, Smith, Young.—25.

Nay: Baldwin, Berrong, Boecher, Graves, Holden, McCune, Murphy, Rogers, Williams.—9.

Excused: Bradley, Ferrell, Field, Garrett, Ham, Inhofe, Martin, Payne, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent.—14.

The emergency was declared failed of passage.

SB 300 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Hargrave asked for consideration of his motion to reconsider the vote by which HB 1486 and its Emergency passed, which motion was tabled upon motion of Senator Murphy.

HB 1486 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 299 was called up for further consideration.

Senator Garrison moved to amend SB 299, Page 2, Line 3, by adding after the word "ordained" on Line 3, and before the word "preacher" on Line 4, the words: "or authorized" and further striking the word "and" on Line 6, and substituting the word "or" therefor, which amendment was declared adopted.

Upon motion of Senator Howell, SB 299,

as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, SB 299, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 299 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Williams, Young.—31.

Excused: Baldwin, Bradley, Ferrell, Field, Garrett, Ham, Inhofe, McSpadden, Martin, Medearis, Payne, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent.—17.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Williams, Young.—31.

Excused: Baldwin, Bradley, Ferrell, Field, Garrett, Ham, Inhofe, McSpadden, Martin, Medearis, Payne, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent.—17.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Howell moved that the vote be reconsidered by which the Emergency section of SB 299 failed of passage.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 166, 191, 229, 268, and 273 and HB 1123 each correctly engrossed.

SBs 134, 137, 198, 209, 243, and 257 and SCR 34 and SJR 17 each correctly enrolled.

Engrossed **SBs 166, 191, 229, 268, and 273** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1123**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

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

Enrolled **SBs 134, 137, 198, 209, 243, 257, and SJR 17** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Birdsong moved after the desk is cleared, that the Senate stand adjourned to meet Monday, April 26, 1971, at 1:00 o'clock P.M., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 17** and **SBs 134, 137, 198, 209, 243 and 257**.

The above numbered Enrolled Bills and Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

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

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

Upon motion of Senator Birdsong, the Senate adjourned to meet Monday, April 26, 1971, at 1:00 o'clock P.M.

Sixty-second Legislative Day

Monday, April 26, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-
Excused: Bradley, Garrett, Porter.—3.
rill, Trent, Williams, Young.—45.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Thomas Harland Collins, Pastor of the First Presbyterian Church, Guymon, Oklahoma, and incorporated upon request of Senator Field:

Almighty God, whose laws from the beginning of Creation are unchallenged and unchangeable, we pause now to ask Thy blessings upon these men as they struggle to maintain the balance between absolute mercy and absolute truth — that balance which we call justice. This we ask in the name of Him who is the personification and manifestation of perfect truth, mercy and judgment — even Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

President Pro Tempore Smith presiding.

CITATIONS

Upon motion of Senator Dahl, it was the order of the Senate that a Citation of Congratulations be issued to Agnes Henderson Leonard, for outstanding community service and is completing her 41st consecutive year of dedicated teaching.

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

President Pro Tempore Smith introduced Senate Citation No. 78.

President Pro Tempore Smith asked unanimous consent that all other members of the Senate be made co-authors of Citation No. 78, which was the order.

Senate Citation No. 78, as co-authored, was read at length as follows, and ordered issued upon motion of President Pro Tempore Smith and referred to the Committee on Engrossed and Enrolled Bills:

Pursuant to Rule 8, subsection (b), of the Senate of the State of Oklahoma, it was the order of the Senate that a Citation of Commendation be issued to Mrs. Jean Thomas as follows: Whereas, Mrs. Jean Thomas has been a friend of the Senate and has unselfishly given of her time and energy to serve the state with distinction in the study of constitutional revision and judicial reform; and whereas Mrs. Jean Thomas is now leaving Oklahoma and this would be a most appropriate time to extend our appreciation to this gracious lady who has made her mark in Oklahoma government.

President Pro Tempore Smith introduced Senate Citation No. 79.

President Pro Tempore Smith asked unanimous consent that all other members of the Senate be made co-authors of Senate Citation No. 79, which was the order.

Senate Citation No. 79, as co-authored, was read at length as follows and citation ordered issued upon motion of President Pro Tempore Smith and referred to the Committee on Engrossed and Enrolled Bills:

Pursuant to Rule 8, subsection (b), of the Senate of the State of Oklahoma, it was the order of the Senate that a Citation of Commendation be issued to Clarke M. Thomas as follows; Whereas, Clarke M. Thomas has been a friend of the Senate and has unselfishly given of his time in researching and understanding the complex problems facing legislators today; he has contributed with distinction to the work on judicial reform; and whereas Clarke M. Thomas is now leaving Oklahoma and this would be a most appropriate time to extend our appreciation to this distinguished gentleman who has made his mark in Oklahoma's dynamic growth.

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 282—Parks, Forestry and Industrial Development, co-authored by Senators Lane and Dahl.

HB 1191—Revenue and Taxation.

DO PASS, as amended:

HB 1325—Education-Common.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1035** and **1085**, as amended.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 24, 1971, of Enrolled **SBs 19, 177, and 185.**

SB 19—By McGraw of the Senate and Conaghan of the House—An Act relating to elections; amending 26 O.S. 1961, § 436; prohibiting electioneering or congregating near polls; prohibiting public placement of 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 177—By Grantham and Hargrave of the Senate and McCune, Conaghan and Boettcher of the House—An Act relating to probate procedure; amending 58 O.S. 1961, § 241, as amended by Section 1, Chapter 98, O.S.L. 1970 (58 O.S. Supp. 1970, § 241), to provide for summary administration upon application of legal representative, under certain circumstances; and providing an effective date.

SB 185—By Hamilton and Grantham of the Senate and Fine et al of the House.

An Act relating to the Oklahoma Industrial Development and Park Commission; making a reappropriation thereto for the Spiro Mounds and Deer Creek Mounds, Chisholm Trail Historical Museum, Great Plains Tourist and Information Center, Cherokee Strip Museum—Enid, and T. B. Ferguson Museum; Providing Lapse Date; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 35**, as coauthored by Monks, Thornhill, Trent, Bernard and Bamberger.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1278—By Nance and McCune—An Act relating to courts; establishing temporary additional division of the Court of Criminal Appeals; providing for appointment of judges; prescribing jurisdiction and duties; providing for rules of procedure; provid-

ing for expenses; providing for termination date of the Act; and declaring an emergency.

HB 1357—By Townsend, Sullivan, Williamson and Draper of the House and Smith of the Senate—An Act relating to taxation; providing for a tax stamp on new automobile, truck and motorcycle inventories of a dealer in lieu of the annual ad valorem tax assessment of his average inventory; providing for a tax stamp on the initial registration in this state of an automobile, truck or motorcycle previously licensed or used in any other state or country; prohibiting certain Acts; requiring the obtaining and use of said tax stamps as a condition to the registration or licensing of such vehicles; providing for manufacture, purchase, form, distribution, custody and accounting of tax stamps; providing for apportionment of revenue; defining terms; setting operative date; and declaring an emergency.

HB 1440—By Mountford of the House and Smalley of the Senate—An Act relating to the Oklahoma Public Employees Retirement System; amending Section 5, Chapter 50, O.S.L. 1963, as last amended by Section 3, Chapter 349, O.S.L. 1969, Sections 10 and 13, Chapter 50, O.S.L. 1963, as last amended by Sections 2 and 5, Chapter 296, O.S.L. 1970, Section 6, Chapter 328, O.S.L. 1969, Section 14, Chapter 50, O.S.L. 1963, as last amended by Section 1, Chapter 158, O.S.L. 1968, and Sections 15 and 19, Chapter 50, O.S.L. 1963, as last amended by Sections 6 and 7, Chapter 296, O.S.L. 1970 (74 O.S. Supp. 1970, § § 905, 910, 913, 913.1, 914, 915 and 919); providing for membership of Board of Trustees; providing procedure for employers to join system; making provisions for participation by certain entities; providing credit for prior and participating service and providing for contributions by elected state officials; providing for prior service credit for court reporters; providing procedures for retirement; providing retirement benefits; providing for indi-

vidual contributions; providing that this Act shall not affect rights of certain judicial officials in said system and prohibiting said official from joining the system; providing for codification; providing for severability; 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 1085, 1100, and 1486 and HJR 1024.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1034.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1037—By Payne, et al, of the House and Baldwin, Trent and Crow of the Senate—A Concurrent Resolution designating the month of November, 1971, as "Oklahoma Peanut Month"; and directing distribution.

FIRST READING

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

SB 320—By McSpadden and Smith—An Act relating to port authorities; amending 82 O.S. 1961, § 1106, as amended by Section 3, Chapter 305, O.S.L. 1963 (82 O.S. Supp. 1970, § 1106), and 82 O.S. 1961, § 1110, pertaining to the power and authority of a port authority; expanding the power and authority of port authorities; increasing the sources from which money may be borrowed; deleting the limitation

as to charges for services of the port authority; providing for the participation of private enterprise in the development of port facilities; allowing port authority discretion in submitting proposals for bids; and declaring an emergency.

SB 321—By Baggett—An Act relating to the office of the State Board of Public Affairs and Capitol-Medical Center Improvement and Zoning Commission and making an appropriation thereto; stating the purpose; providing that the Commission shall fix the duties and compensation of employees within certain limitations; providing lapse date; making provisions of this Act severable; and declaring an emergency.

SECOND READING

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

SJR 27—Appropriations and Budget.

PENDING SENATE ACTION

HCR 1036 by Sandlin of the House and Miller of the Senate was called up for consideration.

Senators Ferrell, Field, Terrill, Payne, Dahl, Capps, Grantham and Garrison asked to be made co-authors of **HCR 1036**, which was the order.

HCR 1036, as co-authored, was read at length as follows, adopted upon motion of Senator Miller, properly signed and ordered returned to the Honorable House:

HCR 1036—By Sandlin of the House and Miller of the Senate—A Concurrent Resolution memorializing Congress to enact a pending proposal changing daylight savings time; and directing distribution.

WHEREAS, it has come to the attention of the House of Representatives of the First Session of the Thirty-third Legislature of the State of Oklahoma that legislation is pending in Congress which, if enacted, would result in changing Daylight Savings Time to the period between

Decoration Day and Labor Day instead of the last Sunday in April to the last Sunday in October; and

WHEREAS, having Daylight Savings Time from Decoration Day to Labor Day is preferable to the period above stated that the law now prescribes.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Congress of the United States shall be, and it hereby is, memorialized to enact into law the legislation pending therein which would change the period in which Daylight Savings Time would be applied to the period from Decoration Day to Labor Day.

SECTION 2. Duly authenticated copies of this Resolution shall be furnished to each member of the Oklahoma Congressional Delegation.

RESOLUTIONS

Senator Grantham introduced **SCR 38**:

SCR 38—By Grantham of the Senate and Boettcher and Conaghan of the House—A Concurrent Resolution congratulating Ruth Elaine "Ruthie" McJunkin on being elected "Princess Po Hi" at Ponca City High School; and directing distribution.

Senator Grantham asked unanimous consent that all members of the Senate be shown as co-authors of **SCR 38**, which was the order.

SCR 38, as co-authored, was read at length, adopted upon motion of Senator Grantham and ordered referred for engrossment.

Senator Martin introduced **SCR 39**:

SCR 39—By Martin of the Senate and Payne of the House—A Concurrent Resolution designating June 5, 1971, as Love County Frontier Day in the State of Oklahoma; and directing distribution.

Senator Martin asked unanimous consent that all members of the Senate be

shown as co-authors to **SCR 39**, which was the order.

SCR 39, as co-authored, was read at length, adopted upon motion of Senator Martin and ordered referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 300 correctly engrossed.

Engrossed **SB 300**, was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1343**, requesting Conference and naming Conferees as follows: McCune, York and Elder.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1123**, requesting Conference and referring said bill to **GCCA**, when appointed.

GENERAL ORDER

HB 1163 by Abbott, et al, of the House and Miller and Terrill of the Senate was read and considered.

Senator Payne asked to be made a co-author to **HB 1163**, which was the order.

Senator Payne presiding.

Senator Grantham moved to amend **HB 1163**, Page 25, Line 10, by deleting after the word "years" and before the word "and" the figures "1968-69" and inserting in lieu thereof the figures "1971-72", which amendment was declared adopted.

Senator Miller moved to amend **HB 1163**, Page 18, Line 8, as follows: By striking after the words "to fund the", and before the word "or" on Line 9, the words: "per pupil minimum set out in Section 7, 1., a.", and substituting therefor the following language: "provisions of this Act", and by adding after the word "surplus" on Line 10 and before the word "deficit" on

Line 10, the word "or", which amendment was declared adopted.

Senator Field moved to amend **HB 1163**, Page 35, Line 2½, as follows: By adding after the "period" on Line 2 a new Section 18 to read as follows:

"Section 18. No high school will be denied accreditation on account of its size whose average daily attendance the previous year was at least fifty-five (55) students in legal average daily attendance. Provided, a high school with not less than forty (40) average daily attendance and serving one hundred ten (110) square miles or more, in its transportation area shall be allocated, for accrediting purposes only, one additional average daily attendance for each ten (10) square miles or major fraction thereof so served. Provided, further, that the maximum additional allowance shall in no case exceed fifteen (15) average daily attendance", and renumbering remaining sections accordingly, which amendment was tabled upon motion of Senator Miller, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Graves, Holden, Howard, Howell, Inhofe, Keels, Luton, McGraw, McSpadden, Martin, Miller, Phillips, Smalley, Smith, Stansberry, Terrill, Young.—21.

Nay: Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Lamb, Lane, McCune, Medearis, Murphy, Nichols, Payne, Stipe, Taliaferro, Williams.—20.

Excused: Berrong, Bradley, Garrett, Ham, Porter, Rogers, Trent.—7.

Senator Baggett moved to amend **HB 1163**, Page 33, Line 14, by striking Section 17 in its entirety, thereby eliminating the State paid supplement to the salaries of the County Superintendents of Schools, which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Holden, Lamb, Lane, Luton, McSpadden,

Martin, Medearis, Miller, Murphy, Payne, Phillips, Stipe, Taliaferro, Trent, Williams.—24.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Garrison, Hargrave, Howard, Howell, Inhofe, McGraw, Nichols, Smalley, Stansberry, Terrill, Young.—16.

Excused: Bradley, Garrett, Ham, Keels, McCune, Porter, Rogers, Smith.—8.

Senator Baggett moved to amend **HB 1163**, Page 13, Line 9, by striking the word "elementary", the article "a.", and Lines 13, 14, and 15, which amendment was tabled upon motion of Senator Hamilton, the roll call thereon being as follows:

Aye: Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Payne, Phillips, Smalley, Smith, Terrill, Trent.—27.

Nay: Baggett, Birdsong, Ferrell, Graves, Keels, McCune, McGraw, Murphy, Rogers, Stansberry, Stipe, Williams, Young.—13.

Excused: Baldwin, Bradley, Garrett, Howell, Inhofe, Nichols, Porter, Taliaferro.—8.

Senator Baggett moved to amend **HB 1163**, Page 17, Lines 3 and 4, as follows: By striking after the words "shall be .57", the words: "for the school year 1972-73 the LSF shall be .53"; and, on Page 17, Lines 8, 9, and 10, by striking after the words "maximum of .60", the following: "For the school year 1972-73, the DSSR shall be a minimum of .47 and a maximum of .75." which amendment was tabled upon motion of Senator Trent, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Ferrell, Field, Graves, Ham, Hamilton, Holden, Howard, Lane, Luton, Martin, Miller, Murphy, Nichols, Payne, Phillips, Stipe, Taliaferro, Trent, Williams, Young.—23.

Nay: Baggett, Birdsong, Breckinridge, Garrison, Grantham, Hargrave, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Smalley, Smith, Stansberry, Terrill.—16.

Excused: Baldwin, Berrong, Bradley,

Dahl, Garrett, McSpadden, Medearis, Porter, Rogers.—9.

Senator Baggett moved to amend **HB 1163**, Page 19, Lines 1 through 18, as follows: By striking after the word "attendance" in Line 1, the words: "or, two per cent (2%), etc., through Line 5 on Page 19," which amendment was tabled upon motion of Senator Miller, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Stipe, Trent, Williams, Young.—22.

Nay: Baggett, Breckinridge, Garrison, Hargrave, Howard, Howell, Keels, Lamb, McCune, McGraw, Nichols, Rogers, Smalley, Smith, Terrill.—15.

Excused: Baldwin, Berrong, Birdsong, Bradley, Garrett, Ham, Holden, Inhofe, Porter, Stansberry, Taliaferro.—11.

Senator Baggett moved to amend **HB 1163**, Page 23, Lines 10 through 15, as follows: By striking Section 10. in its entirety, so that the new formulae for State Aid will apply to all school districts in the State in the same way without guaranteeing that no district will receive less State Aid than it received during the 1970-71 school year, which amendment was tabled upon motion of Senator Hamilton, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Howell, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Stipe, Taliaferro, Trent, Williams, Young.—25.

Nay: Baggett, Birdsong, Breckinridge, Garrison, Howard, Inhofe, Keels, Lamb, McCune, McGraw, Rogers, Smalley, Smith, Terrill.—14.

Excused: Baldwin, Berrong, Bradley, Garrett, Hargrave, Holden, Lane, Porter, Stansberry.—9.

Senator McSpadden presiding.

Senator Baggett moved to amend **HB**

1163, Page 33, Line 14, by striking Section 17, in its entirety and substituting the following new Sections 17., 18., and 19. therefor and renumber the succeeding sections, as follows:

"Section 17. The office of county superintendent of schools in and for each county in Oklahoma is hereby abolished; provided, those persons presently serving as county superintendents of schools shall continue to serve as such until the expiration of their current terms of office.

"Section 18. The functions and duties of the office of county superintendent of schools are hereby transferred to, and made the responsibility of, the State Board of Education.

"Section 19. 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. 1970, §§ 3-4.1 and 3-4.2) and all other laws or parts of laws in conflict herewith are hereby repealed."

Senator Payne presiding.

Senator Hamilton moved to amend the Baggett amendment No. 6 as follows: By inserting after the word "Oklahoma" the following: "having no dependent school districts in the county".

Senator Hamilton moved the adoption of his amendment.

Senator Stipe moved to table the Hamilton amendment to the sixth Baggett amendment, which motion to table failed of adoption.

The vote occurring on the Hamilton amendment to the sixth Baggett amendment, it was declared adopted.

Senator Baggett asked unanimous consent, which was granted, to amend Section 18 of the sixth Baggett amendment, to conform with the Hamilton amendment to the sixth Baggett amendment.

Senator Baggett moved the adoption of his sixth amendment, as amended.

Senator Miller moved to table the sixth

Baggett amendment, as amended, which motion failed of adoption, upon roll call as follows:

Aye: Boecher, Capps, Crow, Field, Graves, Holden, Lamb, Luton, McSpadden, Martin, Miller, Payne, Stipe, Trent, Williams.—15.

Nay: Baggett, Birdsong, Breckinridge, Dahl, Ferrell, Garrison, Grantham, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, McCune, McGraw, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Terrill, Young.—26.

Excused: Baldwin, Berrong, Bradley, Garrett, Lane, Porter, Stansberry, Taliaferro.—8.

The vote occurring on the sixth Baggett amendment, as amended, it was declared adopted, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Breckinridge, Dahl, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Terrill, Young.—26.

Nay: Boecher, Capps, Crow, Field, Holden, Keels, Lamb, Lane, Luton, Miller, Payne, Stipe, Taliaferro, Trent, Williams.—15.

Excused: Baldwin, Berrong, Bradley, Garrett, Ham, Porter, Stansberry.—7.

Upon motion of Senator Miller, **HB 1163**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller **HB 1163**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith presiding.

THIRD READING

HB 1163 was read for the third time at length.

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

Aye: Berrong, Breckinridge, Capps, Dahl, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—35.

Nay: Baggett, Birdsong, Boecher, Crow, Field, Stipe, Williams.—7.

Excused: Baldwin, Bradley, Garrett, Keels, Porter, Stansberry.—6.

The bill was declared passed.

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

Aye: Berrong, Breckinridge, Capps, Dahl, Ferrell, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb,

Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—35.

Nay: Baggett, Birdsong, Boecher, Crow, Field, Stipe, Williams.—7.

Excused: Baldwin, Bradley, Garrett, Keels, Porter, Stansberry.—6.

The emergency was declared passed.

HB 1163 was referred for engrossment.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, April 27, 1971, at 1:00 o'clock P.M., which motion prevailed.

Senator Payne presiding.

Upon motion of Senator Terrill, the Senate adjourned to meet April 27, 1971, at 1:00 o'clock P.M.

Sixty-third Legislative Day

Tuesday, April 27, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Lane, Medearis, Stansberry, Stipe, Taliaferro.—10.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Field:

Our Heavenly Father, we know that it is expedient among men that some should rise up and be called out to serve and to represent in areas of responsibility. With that thought in mind, we seek Thy blessings and guidance during these deliberations so that the result may be true service and true responsibility. In the name of Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 163—Environmental Quality.

SB 294—Professions and Occupations.

HB 1323—Professions and Occupations, co-authored by Senator Murphy.

DO PASS, as amended:

SB 290—Agriculture.

SJR 26—Appropriations and Budget.

HB 1125—Appropriations and Budget.

FIRST READING

The following Bills were introduced and read the first time:

SB 322—By Dahl—An Act relating to counties; amending Section 1, Chapter 451, O.S.L. 1965, as amended by Section 1, Chapter 54, O.S.L. 1969 (19 O.S. Supp. 1970, § 180.64A); providing for minimum salaries for county officials; fixing operative date; and declaring an emergency.

SB 323—By Murphy—An Act relating to the Oklahoma Historical Society and making an appropriation thereto; stating purpose; providing lapse date; and declaring an emergency.

SECOND READING

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

SB 320—Governmental Reform.

SB 321—Appropriations and Budget.

HB 1278—Judiciary.

HB 1357—Revenue and Taxation.

HB 1440—State and Federal Government.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1035**.

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 1036**.

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

RESOLUTIONS

Senator Trent introduced **SR 34**.

Senator Trent asked unanimous consent that all members of the Senate be made co-authors of **SR 34**, which was the order.

SR 34, as co-authored, was read at length as follows, adopted upon motion of Senator Trent, and ordered referred for enrollment:

SR 34—By Trent, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young—A Resolution designating May 1, 1971, as "Atoka County Indian Recognition Day" in Oklahoma; and directing distribution.

WHEREAS, on May 1, 1971, the second annual "Journey's End" Pageant will be presented in Atoka County; and

WHEREAS, the Pageant is accompanied by many festivities including a parade which last year featured the appearance of the Honorable Carl Albert; and

WHEREAS, the "Journey's End" Pageant sponsored by the Atoka County Historical Society, aided by a grant from the Oklahoma Arts and Humanities Council, is superbly written by Mr. Todd Downing, a native of Atoka; and

WHEREAS, the pageant is a recreation of the historic scenes of the forced trek of the Choctaw people from their home in Mississippi to form a new nation in what is today Atoka County; and

WHEREAS, it is fitting that this Honorable Body give proper recognition to an event of immeasurable importance to the cultural and historical life of this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. May 1, 1971, is hereby officially designated "Atoka County Indian Recognition Day" in Oklahoma.

SECTION 2. A copy of this Resolution shall be transmitted to the Atoka County Historical Society.

Senator Martin introduced **SR 35**, which was read at length as follows, adopted upon his motion and ordered referred for enrollment:

SR 35—By Martin—A Resolution relating to an interim study by the State Legislative Council; directing the Executive Committee of said council to refer to an appropriate standing committee the assignment of studying the feasibility of creating a Loan Program for needy individuals to pursue the study of nursing; and requiring a report of findings and recommendations.

WHEREAS, the need for qualified nurses is an immediate need and with proper directing can be improved; and

WHEREAS, many people in the State of Oklahoma would pursue the career of nursing if they had available funds; and

WHEREAS, a loan program for needy

individuals would be an equitable means to accomplish this end; and

WHEREAS, it is desirable that a thorough study be made to determine the feasibility of creating a loan fund for individuals not capable of pursuing the course of study in nursing without financial support.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby authorized and directed to refer to a standing committee for an in depth study of the feasibility of creating a loan fund for individuals to pursue a career in nursing upon proof of need of such loan.

SECTION 2. Upon the completion of its study, the Committee shall prepare a detailed report of its findings and recommendations, which shall be submitted to the Executive Committee and to the 2nd Session of the 33rd Legislature.

GENERAL ORDER

SB 227 by McSpadden was read and considered.

Senators Smalley and Murphy moved to amend **SB 227**, Page 1 as follows: by striking the title after word "Finance" in Line 1.

Senator McSpadden moved to table the Smalley-Murphy amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baldwin, Capps, Crow, Dahl, Field, McSpadden, Miller, Nichols, Payne, Phillips, Trent, Williams, Young.—13.

Nay: Baggett, Berrong, Birdsong, Boecher, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Murphy, Porter, Rogers, Smalley, Smith, Terrill.—24.

Excused: Bradley, Breckinridge, Ferrell,

Garrett, Garrison, Hamilton, Lane, Medearis, Stansberry, Stipe, Taliaferro.—11.

The vote occurring on the Smalley-Murphy amendment, it was declared adopted.

Senator McSpadden asked unanimous consent, which was granted, that **SB 227** be stricken from the Calendar.

MOTION TO RECONSIDER VOTE

The vote occurring on the Howell motion to reconsider the vote by which the Emergency section of **SB 299** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Porter, Smalley, Smith, Terrill, Trent, Williams, Young.—33.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Howard, Lane, Luton, Medearis, Nichols, Phillips, Rogers, Stansberry, Stipe, Taliaferro.—15.

THIRD READING

On the question of passage of emergency section of **SB 299**, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Howard, Lane, Medearis, Phillips, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 299 was referred for engrossment.

BILL WITHDRAWN

Senator Martin asked unanimous consent that **HB 1474** be withdrawn from the Committee on Public and Mental Health and referred to the Committee on Appropriations and Budget, which was the order.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Terrill, the Senate concurred in **HAS** to **SJR 15**.

SJR 15, as amended by the Honorable House, was read at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Hamilton, Lane, Medearis, Nichols, Phillips, Stansberry, Stipe, Taliaferro.—13.

The Resolution, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Hamilton, Lane, Medearis, Nichols, Phillips, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator

Terrill moved that the vote be reconsidered by which **SJR 15** passed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Senator Terrill asked unanimous consent, which was granted, that 4th reading and the signing of **HB 1207** be rescinded.

Upon motion of Senator Howard, the request of the Honorable House for a conference on **HB 1207** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1207: Senators Howard, Grantham and Ferrell.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Howard, the Conference Committee Report on **SB 34** was declared adopted.

SB 34, as amended 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, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Trent, Williams, Young.—34.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Lane, Medearis, Phillips, Porter, Rogers, Stansberry, Stipe, Taliaferro, Terrill.—14.

The Bill, as amended in Conference, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nich-

ols, Payne, Smalley, Smith, Trent, Williams, Young.—34.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Lane, Medearis, Phillips, Porter, Rogers, Stansberry, Stipe, Taliaferro, Terrill.—14.

The emergency was declared passed.

SB 34, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Crow, the Conference Committee Report on **HB 1263** was declared adopted.

HB 1263, as amended 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, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Trent, Williams, Young.—32.

Nay: Birdsong, Keels, Rogers.—3.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Howard, Lane, Medearis, Phillips, Porter, Stansberry, Stipe, Taliaferro.—13.

The Bill, as amended in Conference, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Trent, Williams, Young.—32.

Nay: Birdsong, Keels, Rogers.—3.

Excused: Bradley, Breckinridge, Ferrell,

Garrett, Garrison, Howard, Lane, Medearis, Phillips, Porter, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

HB 1263, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 38 and 39 each correctly engrossed.

SCR 35 correctly enrolled.

Engrossed **SCRs 38 and 39** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 35** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 282 by Hamilton, Lane and Dahl was read and considered.

Upon motion of Senator Hamilton, **SB 282** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 282** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—32.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Hargrave, Howard, Inhofe, Lane, McSpadden, Medearis, Phillips, Porter, Stansberry, Stipe, Taliaferro.—16.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—32.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Garrison, Hargrave, Howard, Inhofe, Lane, McSpadden, Medearis, Phillips, Porter, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 282 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1039—By Wiedemann and Cotner—A Concurrent Resolution recalling from the Office of the Governor House Bill No. 1405 passed by the First Session of the Thirty-Third Oklahoma Legislature.

HCR 1039 was read at length, adopted upon motion of Senator Crow, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1018 by McCune of the House and Grantham of the Senate was read and considered.

Senators Medearis and Lane asked to be shown present, which was the order.

Upon motion of Senator Grantham, **HB 1018** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1018** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1018 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Rogers, Smith, Terrill, Trent, Williams.—34.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Inhofe, Miller, Phillips, Smalley, Stansberry, Stipe, Taliaferro, Young.—14.

The bill was declared passed.

HB 1018 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 279 by Grantham of the Senate and Boettcher and Conaghan of the House was read and considered.

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

Upon motion of Senator Grantham, **SB 279** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 279** was considered engrossed and placed on 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, Boecher, Capps, Dahl, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Williams.—31.

Nay: Baldwin, Field, Graves, Rogers, Young.—5.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Inhofe, Miller, Phillips, Stansberry, Stipe, Trent.—12.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Dahl, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Taliaferro, Terrill, Williams.—32.

Nay: Baldwin, Field, Graves, Rogers.—4.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrett, Garrison, Howard, Phillips, Stansberry, Stipe, Trent, Young.—12.

The emergency was declared passed.

SB 279 was referred for engrossment.

GENERAL ORDER

SB 306 by Grantham of the Senate and Sparkman, et al, of the House was read and considered.

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

Upon motion of Senator Grantham, **SB 306** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 306** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 306 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, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—36.

Excused: Bradley, Breckinridge, Capps, Crow, Garrett, Garrison, Howard, Inhofe, Phillips, Stansberry, Stipe, Trent.—12.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—36.

Excused: Bradley, Breckinridge, Capps, Crow, Garrett, Garrison, Howard, Inhofe, Phillips, Stansberry, Stipe, Trent.—12.

The emergency was declared passed.

SB 306 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1163 correctly engrossed.

Engrossed **HB 1163**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 35**.

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

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 36**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1039**.

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

RESOLUTION

Senator Howard introduced **SCR 40**, consideration of which was deferred for this legislative day:

SCR 40—By Howard of the Senate and Poulos of the House—A Concurrent Resolution relating to interim study by the State Legislative Council; requesting the Executive Committee to direct the appropriate Standing Committee to make a comprehensive study as to the necessity or desirability of legislation relating to assessments for public improvements; and requiring that a final report of findings, recommendations and drafts of bills be submitted to the Executive Committee and to the Second Session of the 33rd Legislature.

GENERAL ORDER

SJR 24 by Murphy and Graves of the Senate and Willis of the House was read and considered.

Senators Payne, Ham, and Smith asked to be made co-authors of **SJR 24**, which was the order.

Upon motion of Senator Murphy, **SJR 24**, as co-authored was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SJR 24**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 24, as amended, was read for the third time at length, as follows:

SJR 24—By Murphy, Graves, Payne, Ham and Smith of the Senate and Willis of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6 of Article XI of the Constitution of the State of Oklahoma; authorizing investment of permanent common school and other educational funds; providing for Ballot Title; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided

by law, the following proposed amendment to Section 6 of Article XI of the Constitution of the State of Oklahoma:

§ 6. The permanent common school and other educational funds shall be invested in first mortgages upon good and improved farm lands within the state (and in no case shall more than fifty per centum (50%) of the reasonable valuation of the lands without improvements be loaned on any tract), Oklahoma State bonds, county bonds of the counties of Oklahoma, school district bonds of the school districts of Oklahoma, PROMISSORY NOTES EVIDENCING FEDERAL AND STATE INSURED LOANS MADE TO STUDENTS UNDER ANY FEDERAL OR STATE OF OKLAHOMA INSURED STUDENT LOAN PROGRAM, and United States bonds, preference to be given to the securities in the order named. The said funds may also be invested in deposits in banks or trust companies in Oklahoma to the extent such deposit is insured by the Federal Deposit Insurance Corporation.

The Legislature shall provide the manner of selecting the securities aforesaid, prescribe the rules, regulations, restrictions, and conditions upon which the funds aforesaid shall be loaned or invested, and do all things necessary for the safety of the funds and permanency of the investment.

Said funds may also be invested in loans secured by first mortgages bearing interest at the rate to be same for all loans made during the same period, of not less than three per centum (3%) per annum, given by any honorably discharged member of the armed forces of the United States, or of an ally thereof, who served in World War I, World War II, Korean War or the Viet Nam Conflict, or any future war or conflict in which the United States may become engaged, and a resident of the State of Oklahoma for not less than five (5) years, on improved or unimproved farm lands within this state. In no case shall more than ninety-three and one-half per centum (93½%) of the reasonable value of

the land and improvements be loaned on any tract. Any such member, before acquiring title to such a tract of land, may apply for a loan of money to be secured by such a mortgage, said loan to be advanced and mortgage executed when and as he secures title to said tract. Said Loan and mortgage securing the same shall be negotiated and executed, until otherwise provided by law, under rules and regulations prescribed by the Commissioner of the Land Office; provided, however, that the loan may not be transferred or assigned within five (5) years.

[In the event of adoption of this act by the people of the State of Oklahoma, the same shall have no legal force or effect unless vitalized by the legislature, prescribing rules and regulations relating to investments of deposits in banks and trust companies in Oklahoma.]

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 authorizing the investment of permanent common schools and other educational funds in promissory notes evidencing federal and state insured loans made to students under federal or State of Oklahoma insured student loan programs; deleting provisions relating to vitalizing acts by the Legislature regarding investments of deposits in banks and trust companies be approved by the people?

☐ YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ NO

SECTION 3. The President Pro Tempore of the State Senate shall immediately after the adoption of this Resolution by the Legislature, prepare and file one copy thereof,

including the ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held on the date of the next ensuing special election held throughout the state or on the date of the next ensuing primary election held throughout the state, whichever is earlier, at which the proposed amendment to the Constitution of the State of Oklahoma set forth in SECTION 1 of this Resolution shall be submitted to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Terrill, Young.—33.

Excused: Bradley, Breckinridge, Capps, Crow, Garrett, Garrison, Howard, McGraw, Nichols, Phillips, Stansberry, Stipe, Taliaferro, Trent, Williams.—15.

The Resolution was declared passed.

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

The question being, "Shall **SJR 24**, by, Murphy and Graves of the Senate and Willis of the House entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 6 of Article XI of the Constitution of the State of Oklahoma; authorizing investment of permanent common school and other educational funds; providing for ballot title; and ordering a special election,

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the

date of the next ensuing special election held throughout the State or on the date of the next ensuing primary election held throughout the state, whichever is earlier, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing special election held throughout the state or on the date of the next ensuing primary election held throughout the state whichever is earlier, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dahl, Ferrell, Field, Grantham, Graves, Ham, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Terrill, Williams, Young.—35.

Excused: Bradley, Capps, Crow, Garrett, Garrison, Hamilton, Hargrave, Holden, Phillips, Stansberry, Stipe, Taliaferro, Trent.—13.

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 24, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 1425 by Skeith of the House and Murphy, Medearis, Keels, and Holden of the Senate was read and considered.

Senator Hamilton moved to amend **HB 1425**, Page 2, Line 7, by adding after the word "lands", and before the word "by", the following: "by any entity operating a sewer, water, or gas system, telephone or electrical services, and" which amendment was declared adopted.

Senator Baggett moved to amend **HB 1425**, Page 4, Line 3, by striking after the

word "shall" in Line 3 through the word "him" in Line 18, and substituting the following: "advise such person that he has the right to reacquire such property by offering to pay an amount equal to the best bid received at public auction provided he gives written notice of his intention to do so within twenty-four (24) hours of the public auction," which amendment was declared adopted.

Senator Grantham moved to amend **HB 1425**, Page 4, by adding at the end of the foregoing Baggett amendment a new sentence to read as follows: "The Highway Commission shall have the right to reject any and all bids." which amendment was declared adopted.

Senator Berrong moved to amend **HB 1425**, Page 5, Line 18, by adding after the word "bidder", the following language: "Provided, if the original owner does not accept the offer of the Commission to sell, that the Commission may, in its discretion, sell said surplus tract in whole or in part; which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1425**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1425**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1425 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, Breckinridge, Capps, Crow, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Boecher, Bradley,

Dahl, Garrett, Garrison, Ham, Howell, Medearis, Phillips, Stansberry, Stipe, Trent.—13.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Boecher, Bradley, Dahl, Garrett, Garrison, Ham, Howell, Medearis, Phillips, Stansberry, Stipe, Trent.—13.

The emergency was declared passed.

HB 1425 was referred for engrossment.

GENERAL ORDER

HB 1279 by Spearman, et al, of the House and Rogers and Lamb of the Senate was read and considered.

Senator Smalley presiding.

Upon motion of Senator Rogers, HB 1279 was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, HB 1279 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1279 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Taliaferro, Trent, Williams.—27.

Nay: Grantham, Lane, Young.—3.

Excused: Baldwin, Bradley, Dahl, Garrett, Garrison, Ham, Hargrave, Howard,

Howell, McGraw, Medearis, Nichols, Phillips, Porter, Smith, Stansberry, Stipe, Terrill.—18.

The bill was declared passed.

HB 1279 was referred for engrossment.

GENERAL ORDER

SB 295 by Hamilton was taken up for further consideration.

Senator Payne presiding.

Senator Hamilton, citing Rule 8-(e), asked unanimous consent that Representative Finch be made a co-author of SB 295, which was the order.

Senator Hamilton asked unanimous consent that the xeroxed Senate Substitute for SB 295 be used in place of the printed bill, which was the order.

Upon motion of Senator Hamilton, SB 295, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, SB 295, as co-authored and amended, was considered engrossed and placed on 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, Baldwin, Birdsong, Breckinridge, Capps, Crow, Ferrell, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Taliaferro, Trent, Williams, Young.—32.

Nay: Boecher, Field.—2.

Excused: Berrong, Bradley, Dahl, Garrett, Garrison, Ham, Hargrave, Howard, Howell, Phillips, Smith, Stansberry, Stipe, Terrill.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Ferrell, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Taliaferro, Trent, Williams, Young.—32.

Nay: Boecher, Field.—2.

Excused: Berrong, Bradley, Dahl, Garrett, Garrison, Ham, Hargrave, Howard, Howell, Phillips, Smith, Stansberry, Stipe, Terrill.—14.

The emergency was declared passed.

SB 295 was referred for engrossment.

GENERAL ORDER

SB 194 by McCune, Smith, Hargrave, and Smalley of the Senate was read and considered.

Senators Graves, Miller, Birdsong, McGraw, Hamilton, Terrill and Lane asked to be made co-authors of SB 194, which was the order.

Upon motion of Senator McCune, SB 194, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 194, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 194 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nich-

ols, Payne, Taliaferro, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Bradley, Garrett, Garrison, Ham, Hargrave, Howard, Howell, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe.—15.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Taliaferro, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Bradley, Garrett, Garrison, Ham, Hargrave, Howard, Howell, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe.—15.

The emergency was declared passed.

SB 194 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Murphy, the request of the Honorable House for conference on HB 1001 was granted, said Bill to be referred to GCCA, when appointed.

Upon motion of Senator McSpadden, the request of the Honorable House for conference on HB 1123 was granted, said Bill to be referred to GCCA, when appointed.

Senator Birdsong moved when the desk is cleared, that the Senate stand adjourned to meet Wednesday, April 28, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILL RELEASED

Engrossed HB 1018 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Birdsong, the Senate adjourned to meet Wednesday, April 28, 1971, at 1:00 o'clock P.M.

Sixty-fourth Legislative Day

Wednesday, April 28, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—40.

Excused: Bradley, Crow, Ferrell, Garrett, Howard, Lane, Rogers, Trent.—8.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Field:

Eternal God, during times of great stress and struggle it becomes the easy thing to succumb to special interest and power blocs. Today we would seek from Thee the courage to meet all challenges and all challengers who would stand in the way of what is right and just. Guide this body in their deliberations during this day and all succeeding days — in the name of Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Mrs. Sam (Edna) Crow of Hollis upon being awarded the "1971 Oklahoma Merit Mother of the Year"

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Roy Jackson Harper, III of the Cordell FFA Chapter for receiving the "State Farmer" Degree at Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Chris Caldwell of the Hollis FFA Chapter for receiving the "State Farmer" degree at Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Joel Garrison of Hollis FFA Chapter for receiving the "State Farmer" degree during the FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Joe Bill Thompson of the Lone Wolf FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Mark Baden of the Roosevelt FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was

the order of the Senate that a Citation of Congratulations be issued to Phil Collmer of the Roosevelt FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Dan Swanson of the Roosevelt FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kris Glen Dunn of Sentinel FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Lynn Rose of the Sentinel FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Lynn Woods of the Sentinel FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Keith Jones of the Snyder FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Bruce Alan Lett of the Snyder FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Rick Cook of the Cordell FFA Chapter for receiving the "State Farmer" degree during the Oklahoma FFA convention.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

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 317—Judiciary.

HB 1239—Judiciary - co-authored by Senator Lamb.

HB 1282—Public and Mental Health - co-authored by Senator Lamb.

HB 1328—Commerce - co-authored by Senators Rogers, McSpadden and Birdsong.

DO PASS, as amended:

SB 284—Appropriations and Budget.

SJR 12—Constitutional Revision and Redistricting.

HB 1200—Judiciary - co-authored by Senator Howell.

FIRST READING

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

SB 324—By Dahl—An Act relating to agriculture; defining terms; providing for identification of cattle moved in channels of trade; providing for accounts and records of such cattle and of persons moving same; providing powers of Board of Agriculture; providing penalties for violations and for enjoining violations; providing for codification; and declaring an operative date.

SB 325—By Stipe of the Senate and Monks of the House—An Act relating to occupational health and safety; providing that the qualifications for certain positions provided for within the Oklahoma Occupational Health and Safety Standards Act of 1970, Sections 401 through 423 of Title 40 of the Oklahoma Statutes, shall not apply to personnel of the Department of Labor

employed therein continuously since prior to the effective date of said Act; expressing legislative intent; and declaring an emergency.

SB 326—By Hargrave—An Act relating to crimes and punishments; making it unlawful for certain persons, firms, partnerships, copartnerships, corporations, trusts or other business organizations to own, control or have any financial interest in bars or clubs selling or dispensing alcoholic beverages or malt liquor; prescribing punishment for violations; and declaring an emergency.

SECOND READING

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

SB 322—State and Federal Government.

SB 323—Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1415—By Odom of the House and Taliaferro of the Senate—An Act relating to revenue and taxation; amending 68 O. S. 1961, § 727.7, as renumbered by Section 1, Chapter 215, O.S.L. 1965 (68 O.S. Supp. 1970, § 707); pertaining to special fuel use tax; authorizing Tax Commission to approve measuring devices in determining the off highway fuel consumption of vehicles used in power take-off or similar equipment; requiring accuracy of measuring devices; allowing a tax credit on special fuels when used off highway and determinable by measuring devices; prescribing installation and maintenance of measuring devices; fixing operative date; and declaring an emergency.

The above numbered HB was read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmit-

ting for signature Enrolled HBs 1018 and 1263.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 28, 1971, of Enrolled SBs 134, 137, 209, 243, 257, and SJR 17 entitled:

SB 134—By Luton of the Senate and McCune of the House—An Act relating to probate procedure; repealing 58 O.S. 1961, § 172; and validating prior realty sales in which no additional bond was required or found to be unnecessary.

SB 137—By Howard et al of the Senate and Poulos et al of the House—An Act relating to cities and towns; amending 11 O.S. 1961, § 85, as amended by Section 1, Chapter 313 O.S.L. 1963 (11 O.S. Supp. 1970, § 85); providing procedure and manner certain governing bodies can provide for local improvements; **** repealing 11 O.S. 1961, §§ 1271 through 1277; making provisions severable; and declaring an emergency.

SB 209—By Grantham of the Senate and Skeith, Boettcher and Conaghan of the House—An Act relating to motor carriers; amending 47 O.S. 1961, §§ 165 and 176, as amended by Section 5 and 11, Chapter 190, O.S.L. 1968 (47 O.S. Supp. 1970, §§ 165 and 176; providing for the payment of certain fees with applications and sub-applications for operating authority; *** and declaring an emergency.

SB 243—By Lane and Hamilton of the Senate and Murphy of the House—An Act relating to the Oklahoma Industrial Finance Authority; amending 74 O.S. 1961, § 860; providing for the Industrial Development Loan Fund; authorizing the creation of separate accounts within the Industrial Development Loan Fund for the purpose of segregating moneys; providing for a bond redemption account and payments

thereto; and setting a maximum interest rate.

SB 257—By McSpadden of the Senate and Briscoe of the House—An Act relating to schools; amending Section 801, Chapter 396, O.S.L. 1965 (70 O.S. Supp. 1970, § 3801); changing the name of the Oklahoma Military Academy to Claremore Junior College; providing that any reference to the Oklahoma Military Academy in Statutes be deemed reference to the Claremore Junior College; and declaring an emergency.

SJR 17—By Garrison of the Senate and Sanguin of the House—A Joint Resolution repealing Sections 1 through 4, Senate Joint Resolution Number 27, O.S.L. 1970 (53 O.S. Supp. 1970, §§ 20.1 through 20.4), Memorial Building; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1038—By Poulos, et al, of the House and Howard of the Senate—A Concurrent Resolution requesting the creation of a special committee to study certain problems related to the oil and gas industry and taxation thereof; and requesting a report of findings and recommendations for submission to the Executive Committee of the Legislative Council and the 2nd Session of the 33rd Oklahoma Legislature.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Returning following Bill and/or Resolution, together with Second Conference Committee Report thereon, advising adoption of Second Conference Committee Report and passage of Measure as amended: Engrossed **SB 34**.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

RESOLUTIONS

Senator Inhofe introduced **SR 36**.

Senator Inhofe asked unanimous consent

that all members of the Senate be made co-authors of **SR 36**, which was the order.

SR 36, as co-authored, was read at length as follows, adopted upon motion of Senator Inhofe, and ordered referred for enrollment:

SR 36—By Inhofe, Bradley, Breckinridge, Hargrave, Howard, McGraw, Smith, Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young.—A Resolution expressing the Senate's great sense of loss on the Death of Mr. Nolen Bulloch; and directing distribution.

WHEREAS, death has claimed Mr. Nolen Bulloch, a veteran reporter for the Tulsa Tribune for some twenty-six years of his long and distinguished career as a journalist; and

WHEREAS, Mr. Bulloch was one of Oklahoma's best known and respected news reporters, working for the United Press and the Chicago Sun Times as well as in Oklahoma; and

WHEREAS, Mr. Bulloch's qualities of perceptive reporting, tenacious investigation and adamant hatred of any form of dishonesty, graft or crime exemplify the ideal that an unshackled press is America's best guardian of democratic freedom; and

WHEREAS, Mr. Bulloch's dedication to the separation of reality from falsehood was such that he once filed a story exposing communist activity on an Arkansas college campus despite a beating he received by a gang of toughs; and

WHEREAS, Mr. Bulloch's list of exposures of fraud and corruption—the breakup of the Vicksburg bootlegging gang, the Wagoner County voting scandal of the 1950's, and the unmasking of dishonest public officials — is an excellent record of

civic service to the State of Oklahoma; and

WHEREAS, Mr. Bulloch, who married the former Mary Louise Huff, a fellow news reporter for the Tulsa Tribune was a warm, dedicated family man and friend to hundreds of people all over the state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate expresses its great sense of loss on the occasion of the death of Nolen Bulloch, remembering and honoring him as a man with courage to seek truth regardless of its cost.

SECTION 2. The Senate particularly wishes to communicate its condolences and sympathy to the surviving members of his family.

SECTION 3. Copies of this Resolution shall be distributed to the surviving members of his family with the profound hope that the sentiments expressed herein will be of some consolation to them.

Senator Stipe introduced **SCR 41** which was read at length, as follows, adopted upon motion of Senator Stipe and ordered referred for engrossment:

SCR 41—By Stipe of the Senate and Skeith and Huddleston of the House—A Concurrent Resolution memorializing the Congress of the United States to adequately fund the Upstream Watershed-protection and Flood Prevention Program of Soil Conservation Service and maintain the Department of Agriculture as a federal department with cabinet status; and directing distribution.

WHEREAS, the Soil Conservation Service, the technical arm of the United States Department of Agriculture, is the only federal agency which receives appropriations from the Congress directly earmarked for the assistance of local conservation districts; and

WHEREAS, the important work of this agency has worked wonders in eradicating

the ugly scars of the dust bowl from Oklahoma farms and ranches and helped to restore Oklahoma waters to their former pollution-free condition; and

WHEREAS, under Public Law 83-566, Oklahoma presently has thirty percent of all the planned upstream flood prevention reservoirs in the United States and over \$109 million has been spent on construction of such facilities in Oklahoma alone; and

WHEREAS, the true "team effort" displayed by past adequately funded work of these programs must rightfully share a lion's portion of the credit for Oklahoma's sterling performance as an anti-pollution state; and

WHEREAS, these programs offer the best means of solving the environmental problems of the nation; and

WHEREAS, the successful conservation and other programs of the Department of Agriculture point to the necessity for maintaining the agency as a Department of the President's Cabinet.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Congress of the United States shall be and hereby respectfully is urged to enact legislative appropriations providing for adequate and consistent funding of the programs of Public Law 78-534, Flood Control Act, 1944, and Public Law 83-566, 1954, as well as the many other worthy programs of the Soil Conservation Service in preference to other pollution prevention programs.

SECTION 2. The Congress of the United States shall be and hereby respectfully is urged to resist efforts to relegate the United States Department of Agriculture to a position less than its deserved importance as a cabinet level department of the United States government.

SECTION 3. Be it further resolved that authenticated copies of this Resolution be transmitted to

the President of the United States;

the Presiding Officers of the United States Senate and House of Representatives.

each member of the Oklahoma Congressional Delegation; and

the Chairman of the Agriculture Committee of each house of the United States Congress.

GENERAL ORDER

SJR 20 by Garrison, Grantham, Taliaferro, Dahl, Berrong, Howell, Lamb and Young of the Senate and McCune of the House was read and considered.

Senators Baggett, Hamilton and Inhofe asked to be made co-authors of **SJR 20**, which was the order.

Senator Hamilton presiding.

Senator Baggett moved to amend **SJR 20**, Page 1, Line 2 by inserting after the word "Constitution" and before the word "proposed" the word "hereafter", which amendment was declared adopted.

Upon motion of Senator Garrison, **SJR 20**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SJR 20**, as amended and co-authored was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips,

Porter, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—39.

Excused: Bradley, Crow, Ferrell, Garrett, Howard, Lane, Rogers, Smith, Trent.—9.

The resolution was declared passed.

SJR 20 was referred for engrossment.

GENERAL ORDER

HB 1187 by Hopkins, et al, of the House and Garrison, Birdsong and Smalley of the Senate was read and considered.

Senator Terrill asked to be made a co-author of **HB 1187**, which was the order.

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

Upon motion of Senator Garrison, **HB 1187**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1187**, as co-authored, was considered engrossed, and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Bradley, Crow, Ferrell, Garrett, Graves, Howard, Luton, McGraw, Porter, Rogers, Smalley, Trent.—13.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols,

Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young.—35.

Excused: Baggett, Bradley, Crow, Ferrell, Garrett, Graves, Howard, Luton, McGraw, Porter, Rogers, Smalley, Trent.—13.

The emergency was declared passed.

HB 1187 was ordered withheld pursuant to Rule 19-f.

MOTION TO RECONSIDER VOTE

The vote occurring on the Terrill motion to reconsider the vote by which **SJR 15** passed, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Boecher, Breckinridge, Capps, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—33.

Excused: Baggett, Berrong, Birdsong, Bradley, Crow, Ferrell, Garrett, Garrison, Howard, McSpadden, Nichols, Porter, Rogers, Taliaferro, Trent.—15.

Senator Terrill moved to reconsider the vote by which the Senate concurred in **HAs** to **SJR 15**, which motion was adopted.

Upon motion of Senator Terrill **HAs** to **SJR 15** were rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SJR 15: Senators Terrill, Taliaferro and Holden.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 194, 282, 295, 306, and **HB 1279** each correctly engrossed.

SRs 34 and **35** each correctly enrolled.

Engrossed **SBs 194, 282, 295,** and **306** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1279**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SRs 34** and **35** were properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 208 by Stipe, Payne, Luton, Porter and Howard was read and considered.

Senator Hargrave asked to be made a co-author of **SB 208**, which was the order.

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

Senator Stipe moved to amend **SB 208**, Page 5, Line 26 by striking the word "provisions" and substituting the word "provision", which amendment was declared adopted.

Senator Stipe moved to amend **SB 208**, Page 11, Line 27 by striking after the word "of" and before the word "election", the word "this" and inserting the word "its", which amendment was declared adopted.

Senator Stipe moved to amend **SB 208**, Page 27, Line 35 by striking after the word "as" and before the word "deems", the word "he" and inserting the word "it", which amendment was declared adopted.

Senator Stipe moved to amend **SB 208**, Page 31 as follows: by striking the word "he" in the following places: Line 5, after the word "week," and before the word "has", Line 12, after the letter "(D)" and before the word "has", Line 16, after the letter "(E)" and before the word "has", which amendment was declared adopted.

Senator Stipe moved to amend **SB 208**, Page 38, Lines 35 and 36 by striking after the word "owing" and before the word "shall", the words: "with interest and penalty, if any," and on Line 36 after the word "contributions," insert the words: "and interest and penalty, if any, are collected," which amendment was declared adopted.

Senators Rogers and Howard asked to be shown present, which was the order.

Senator Berrong moved to amend **SB 208**, Page 5, Line 18 as follows: by deleting all of Sub-Section (d) and re-letter subsequent sections, which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher, Crow, Dahl, Graves, Ham, Hamilton, Hargrave, Howard, Lane, Luton, McSpadden, Medearis, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Trent, Young.—23.

Nay: Berrong, Capps, Field, Garrison, Grantham, Holden, Inhofe, Keels, Lamb, McCune, Martin, Murphy, Nichols, Stansberry, Williams.—15.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Garrett, Howell, McGraw, Miller, Taliaferro, Terrill.—10.

Upon motion of Senator Stipe **SB 208**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 208**, as amended and co-authored, was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Dahl, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Trent, Young.—28.

Nay: Berrong, Breckinridge, Capps, Field, Garrison, Grantham, Howell, Inhofe, Lamb, McCune, McGraw, Murphy, Smalley, Stansberry, Taliaferro, Williams.—16.

Excused: Bradley, Crow, Ferrell, Garrett.—4.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Dahl, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—28.

Nay: Baldwin, Berrong, Breckinridge, Field, Garrison, Grantham, Howell, Inhofe, Lamb, McCune, McGraw, Nichols, Stansberry, Williams.—14.

Excused: Bradley, Capps, Crow, Ferrell, Garrett, Holden.—6.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Stipe moved that the vote be reconsidered by which the Emergency section of **SB 208** failed of passage.

As provided under Rule 19b, Senator McGraw moved that the vote be reconsidered by which **SB 208** passed.

BILL STRICKEN FROM CALENDAR

Senator Howard asked unanimous consent, which was granted, that **SB 251** be stricken from the Calendar.

Senator Smalley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 24 and **HB 1425** each correctly engrossed.

Engrossed **SJR 24** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1425**, together with engrossed **SAs** was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 261 by Stipe, Payne and Phillips was read and considered.

Senator Miller moved to amend **SB 261**,

Page 3, Line 3, by adding after the word "therefor.", and before the word "if", the following new language: Provided, however, that such physician, surgeon, or chiropractor has successfully passed an examination in the basic sciences as required by 59 O.S. 1961, § 701-724 or until proof is submitted, satisfactory to the Oklahoma State Board of Examiners in the Basic Sciences that said practitioner has passed in another State, Territory, or District of Columbia, or other jurisdiction forming a part of the United States, an examination in the basic sciences equivalent to the examination given in this state."

Senator Stipe moved to table the Miller amendment, which motion to table failed of adoption.

The vote occurring on the Miller amendment, it was declared adopted.

Senator Miller moved to amend **SB 261**, Page 3, Line 3, by adding after the first Miller amendment the following new language: Provided, further, however, that such physician, surgeon, or chiropractor is a graduate of a professional school or college that has been accredited by an accrediting agency recognized by the United States Office of Education, Department of Health, Education and Welfare."

Senator Rogers moved to table the second Miller amendment, which motion to table failed of adoption upon roll call as follows:

Aye: Field, Grantham, Graves, Hargrave, Holden, Howard, Luton, Murphy, Payne, Rogers, Stipe, Trent.—12.

Nay: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Dahl, Garrison, Hamilton, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Terrill, Williams.—24.

Excused: Baggett, Bradley, Capps, Crow, Ferrell, Garrett, Ham, Keels, Lane, Medearis, Taliaferro, Young.—12.

The vote occurring on the second Miller amendment, it was declared adopted.

Upon motion of Senator Stipe, **SB 261**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 261**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 261 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Dahl, Field, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Berrong, Breckinridge, Capps, Garrison, Grantham, Hamilton, Inhofe, McCune, McGraw, Stansberry, Williams.—11.

Excused: Bradley, Crow, Ferrell, Garrett.—4.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Dahl, Field, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—33.

Nay: Berrong, Breckinridge, Capps, Garrison, Grantham, Hamilton, Inhofe, McCune, McGraw, Stansberry, Williams.—11.

Excused: Bradley, Crow, Ferrell, Garrett.—4.

The emergency was declared passed.

SB 261 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 279 correctly engrossed.

Engrossed **SB 279** was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGES FROM THE HOUSE

Advising the following co-authors should be shown to **SCR 36**.

SCR 36: Hargrave as principal House author, and Hopkins, Ferguson, Ford, Green, Hancock, Hill (Ben), McCune, Musgrave, Poulos, Randle, Riggs, Williams, Wixson, and Wolfe (Stephen).

GENERAL ORDER

SB 266 by Birdsong and Smith of the Senate and Mountford of the House was read and considered.

Senators Hargrave and Phillips asked to be made co-authors of **SB 266**, which was the order.

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

Senator Berrong moved to amend **SB 266**, Page 3, Line 10 by striking all of Sections 2, 3, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, and 16, and substituting a new Section 2, and renumbering remaining sections, the new Section 2 to read as follows: "Section 2. Officials and the proper representatives of any public agency or public employer are herein authorized and encouraged to meet and negotiate with the employees of said public agency or public employer to insure an orderly process of communication to resolve problems that occur or could occur and which involve employer - employee relations.", which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Birdsong, Dahl, Grantham, Graves, Hargrave, Holden, Howard, Howell, Luton, Martin, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—20.

Nay: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Ferrell, Garrison, Inhofe, McCune, McGraw, Stansberry, Taliaferro, Williams.—14.

Excused: Bradley, Crow, Field, Garrett, Ham, Hamilton, Keels, Lamb, Lane, McSpadden, Medearis, Miller, Nichols, Young.—14.

Senators Smith and Birdsong moved to amend **SB 266**, Page 3, Line 13, by changing after the word "graph" and before the word "of", the number "4." to "3.", which amendment was declared adopted.

Senators Smith and Birdsong moved to amend **SB 266**, Page 4, Line 3, by striking the "period (.)" after the word "1971" and inserting therefor a "semicolon (;)" and adding the following language: "Except in the following particulars, to-wit: Insofar as the provisions of this Act establish the authority and procedures for the State Labor Relations Board to certify an employee organization as representing the affected employees or conducting an election or hearing for said purpose, and the powers and authorizations herein granted to said State Labor Relations Board shall be and are hereby made available and applicable to paid members of any fire or police department in any city or town." which amendment was declared adopted.

Senators Smith and Birdsong moved to amend **SB 266**, Page 4, Line 4, by adding after the words " 'Chief Administrative' " and before the word "or", the word "officer", which amendment was declared adopted.

Senator McGraw moved to amend **SB 266**, Pages 6 and 7, Lines 5 through 18 on Page 6 and Line 1 on Page 7 by striking all of Paragraph 7 of Section 2, Lines 5 through 18, Page 6, and Line 1, Page 7, and inserting a new Paragraph 7 to read as follows:

"7. All employees shall have the right to form, join, and participate in the activities of employee organizations of their own choosing for the purpose of meeting

and conferring with public employers or their designated representatives with respect to grievances, wages, hours, and other terms and conditions of employment. All employees also shall have the right to refuse or fail to join or participate or make financial contributions to the activities of employee organizations.", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Birdsong, Dahl, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Lamb, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—25.

Nay: Berrong, Breckinridge, Ferrell, Garrison, Howell, Inhofe, McCune, McGraw, Williams.—9.

Excused: Boecher, Bradley, Capps, Crow, Field, Garrett, Holden, Keels, Lane, Medearis, Nichols, Stansberry, Taliaferro, Young.—14.

Senators Smith and Birdsong moved to amend **SB 266**, Page 7, Line 1 1/2 by adding a new paragraph 8 to read as follows: "8. 'Strike' means the failure by concerted action with others to report for duty, the wilful absence from one's position, the stoppage of work, or the abstinence, in whole or in part, from the full, faithful and proper performance of the duties of employment, and without the lawful approval of one's superior, or in any manner interfering with the full and complete operation of every public agency or public employer for the purpose of inducing, influencing, or coercing a change in the conditions or compensation or the rights, privileges, or obligations of employment." which amendment was declared adopted.

Senator Murphy presiding.

Senator Berrong moved to amend **SB 266**, Page 8, Line 8, by adding after the word "later." and before "Section 5," the following: "The appropriate officer of the employee organization shall

within thirty (30) days after the end of the fiscal year, make a full financial report to all dues or assessment paying employees stating the total sum paid to said organization in dues, assessments, or other incomes and a detailed report of all expenditures from said funds. The report shall recite those to whom payments have been made, the reason for said payments, and identify goods or services procured. The appropriate officer shall be bonded in such amount so as to fully protect maximum funds on hand during any period."

Senator Berrong asked unanimous consent to withdraw his second amendment to **SB 266**, which was granted.

Senator Baggett moved to amend **SB 266**, Page 7, Line 9, by adding after the word "coercion", and before the word "provided" the words: "and also the right to refrain from any of such activities. It shall be unlawful for any person or organization to interfere with an employee in the exercise of such rights." which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 266**, Page 8, Line 8, by adding after the word "later.", the following: "Such representative shall make a report of expenditures and receipts in accordance with the Landrum-Griffin Act." which amendment was declared adopted.

Senator McGraw moved to amend **SB 266**, Page 9, Line 11 by adding after the word "By" and before the word "a", the following language: "an employee or group of employees or", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Luton, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—26.

Nay: Baggett, Garrison, Inhofe, McCune, McGraw, Williams, Young.—7.

Excused: Berrong, Bradley, Breckinridge, Capps, Crow, Ferrell, Garrett, Holden, Howell, Lamb, Lane, Medearis, Miller, Nichols, Stansberry.—15.

Senators Smith and Birdsong moved to amend **SB 266**, Page 12, Line 15 by adding after the word "Governor" and before the word "one", the following words: "and confirmed by the Senate," which amendment was declared adopted.

Senator Rogers presiding.

Senator Phillips moved to amend **SB 266**, Page 24, Line 7 by striking after the word "than" and before the word "nor" on Line 8 the words "Ten Dollars (\$10.00)" and adding in lieu thereof "Five Hundred Dollars (\$500.00)".

Senator Phillips moved to amend **SB 266**, Page 24, Line 8 by striking after the word "than" and before the word "for" on Line 9 the words "One Hundred Dollars \$100.00)" and in lieu thereof the words "One Thousand Dollars (\$1000.00)".

President Pro Tempore Smith asked unanimous consent that the two Phillips amendments be consolidated into one amendment, which was the order.

President Pro Tempore Smith moved to table the Phillips amendment, which motion prevailed.

Senator Berrong moved to amend **SB 266**, Page 7, Line 13 1/2 by adding after the word "budget" and before Section 4, the following: "provided officers of the appropriate bargaining unit shall be elected in accordance with rules recognized by the Landrum-Griffin Act."

President Pro Tempore Smith asked unanimous consent, which was granted, to amend the Berrong amendment as follows: by adding after the word "Act", the following: "except as otherwise expressly provided in this act."

The vote occurring on the Berrong amendment as amended, it was declared adopted.

Senator Baggett moved to amend **SB 266**, Page 23, Line 18 by striking after the word "stoppage" and before the words

"it shall" the semicolon and the word "and" and substituting therefor the following: "If any public employee shall engage in a strike or any work stoppage such employee shall be discharged forthwith and shall be ineligible for reemployment by the same public agency for one year. If any employee organization shall engage in a strike or any work stoppage such employee organization shall cease to be recognized by the public employer as representative of the employees and may not be recognized by the same public agency for one year.", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Birdsong, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Luton, McSpadden, Martin, Miller, Payne, Phillips, Porter, Smith, Stipe, Trent.—20.

Nay: Baggett, Baldwin, Boecher, Capps, Ferrell, Garrison, Holden, Howell, Inhofe, Lamb, McCune, Murphy, Rogers, Smalley, Williams.—15.

Excused: Berrong, Bradley, Breckinridge, Crow, Garrett, Lane, McGraw, Medearis, Nichols, Stansberry, Taliaferro, Terrill, Young.—13.

Senator Phillips moved to amend **SB 266**, Page 24, Line 11 by adding after the word "offense" a period and striking the remainder of the section, which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, Martin, Miller, Payne, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—31.

Nay: Baggett, McSpadden, Phillips.—3.

Excused: Berrong, Bradley, Breckinridge, Crow, Garrett, Lane, McGraw, Medearis, Murphy, Nichols, Stansberry, Taliaferro, Trent, Young.—14.

Upon motion of President Pro Tempore Smith, **SB 266**, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 266**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 266 was read for the third time at length.

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

Aye: Birdsong, Boecher, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Baggett, Baldwin, Berrong, Capps, Ferrell, Garrison, Howell, Inhofe, McCune, Williams.—10.

Excused: Bradley, Breckinridge, Garrett, Nichols, Stansberry, Young.—6.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Baggett, Baldwin, Berrong, Capps, Ferrell, Garrison, Howell, Inhofe, McCune, Williams.—10.

Excused: Bradley, Breckinridge, Garrett, Nichols, Stansberry, Young.—6.

The emergency was declared passed.

SB 266 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 299 correctly engrossed

SCR 36 correctly enrolled.

Engrossed **SB 299** was properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 36** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

BILL STRICKEN FROM CALENDAR

Senator Stipe asked unanimous consent, which was granted, that **SB 145** be stricken from the Calendar.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SJR 15**, and naming House Conferees as follows: Lindstrom, Willis and Miskelly.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 223**, as co-authored by Sanguin (principal House author) and Monks, **SB 190**, as co-authored by Elder, **SBs 8, 166, 199, and 214**.

The above numbered Bills were referred for enrollment.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

Mr. President:

The Committee on Lobby Permits to which was referred requests for Lobby Permits after careful consideration recommends that the following petitioner be granted Lobby Permit. Lobby Permits will be issued in the Office of the President Pro Tempore.

Claro, John A., 309 N.E. 61st, Oklahoma City, Oklahoma, O.K.C. Chapter of the Oklahoma Association of Private Employment Services.

Respectfully submitted,

Senator Ed Berrong, Vice-Chairman
Committee on Lobby Permits

President Pro Tempore Smith presiding.
Senator Terrill moved, after the desk is

cleared, that the Senate stand adjourned to meet Thursday, April 29, 1971, at 11:00 o'clock A.M., which motion prevailed.

BILL RELEASED

Engrossed HB 1187 was properly signed

and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, April 29, 1971, at 11:00 o'clock A.M.

ALL SPEECHES FROM CALENDAR

MESSAGE FROM THE HOUSE

MESSAGE FROM THE HOUSE

LOBBY PERMIT

REPORT OF INVESTIGATION

REPORT OF INVESTIGATION

REPORT OF INVESTIGATION

ALL SPEECHES FROM CALENDAR

MESSAGE FROM THE HOUSE

MESSAGE FROM THE HOUSE

LOBBY PERMIT

REPORT OF INVESTIGATION

REPORT OF INVESTIGATION

REPORT OF INVESTIGATION

Sixty-fifth Legislative Day

Thursday, April 29, 1971

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

Upon roll call, the following members were present:

Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Lutton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Excused: Baggett, Bradley, Breckinridge, Capps, Garrett, Garrison, Hargrave, Murphy, Nichols, Payne, Phillips, Porter, Stipe, Trent, Young.—15.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Field:

Almighty God, in the rush of life there is the ever-present temptation to hurry. Indeed, in the affairs of men there is always a sense of urgency and each person feels that their thoughts, their feelings, their plans must be expedited even at the expense of others. Surely, however, when the responsibility to legislate is laid upon a group of men there is also the responsibility to consider carefully and to act out of wisdom. Endow this Body with the patience and wisdom that is becoming unto good government — in the name of Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

CITATION

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Gregory Kent Richardson of the Snyder FFA Chapter for receiving the "State Farmer" Degree at Oklahoma FFA convention.

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

COMMITTEE REPORTS

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

DO PASS:

SB 248—Municipal Government.

SB 263—Municipal Government.

SB 285—Education - common.

SB 311—Municipal Government, co-authored by Senator Howard.

SB 312—Judiciary.

SB 318—Judiciary.

SB 319—Judiciary, co-authored by Senator Grantham.

HB 1186—Judiciary, co-authored by Senator Young.

DO PASS, as amended:

SB 121—Municipal Government.

SB 122—Municipal Government.

SB 150—Municipal Government.

SB 196—Municipal Government, co-authored by Johnson of the House.

SB 307—Insurance.

SJR 22—Judiciary.

SJR 23—Judiciary.

HB 1029—Education - Higher, co-authored by Senator Luton.

HB 1264—Judiciary, co-authored by Senators Howell and Smalley.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 36 correctly enrolled.

Enrolled **SR 36** was properly signed and ordered transmitted to the Secretary of State.

FIRST READING

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

SB 327—By Berrong—An Act relating to public health and safety; pertaining to State Institutions under the control of the State Board of Health; providing approval by the State Board of Health before certain institutional interest in land can be conveyed; providing for the deposit of money derived from institutional land transactions; and declaring an emergency.

SECOND READING

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

SB 324—Agriculture.

SB 325—Industrial and Labor Relations.

SB 326—Judiciary.

HB 1415—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1232—By Spearman, Davis and Wolfe (Stephen)—An Act relating to counties and county officers; amending Secion 15, Chapter 256, O.S.L. 1965, as last amended by Section 3, Chapter 320, O.S.L. 1970 (19 O.S. Supp. 1970, § 215.15); providing

for district attorney assistants, investigators, clerks and stenographers; setting minimum and maximum salaries for assistant district attorneys; setting operative date; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 39**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 36**.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 23, 116, 151, 189, and 203**, as amended and co-authored, and **SB 123**, as amended.

HA to **SB 23** read as follows, and consideration deferred:

Authors: Add the following coauthor. McCune of the House.

Amendment No. 1. Strike Title, Enacting Clause and entire Bill and substitute the following:

“An Act relating to property; providing the conditions whereby a testator may bequeath certain property; providing method, manner and responsibilities of person or persons handling said properties; directing codification; and providing for effective date.

HA to **SB 116** read as follows, and consideration deferred:

Authors: Add the following coauthors: Mountford, Draper and Sullivan of the House.

Amendment No. 1. Amend Page 1, Line 12, by striking the Enacting Clause: "Be it enacted by the people of the State of Oklahoma:".

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. It shall be lawful for any testator to bequeath to any minor securities or money under the same terms and conditions as those now provided for gifts inter vivos under the terms and provisions of the Oklahoma Uniform Gifts to Minors Act, Sections 401 through 410 of Title 60 of the Oklahoma Statutes.

SECTION 2. If a testator shall provide in his will that a bequest made in such will shall be paid or delivered to a custodian subject to the Oklahoma Uniform Gifts to Minors Act, then all of the provisions of such act, including all provisions as to respective powers, rights, and immunities therein contained, shall be applicable to such bequest, whether it be a bequest of money or of securities or both money and securities.

SECTION 3. If a testator shall provide for such bequest to be paid or delivered as provided in Section 2 of this act, the executor of his estate shall make distribution by transferring the security or securities or by paying the cash bequest, as the circumstances may require, in the form and manner provided by Section 402 of Title 60 of the Oklahoma Statutes, and the receipt of the custodian therefor shall constitute a release and discharge of such bequest.

SECTION 4. The testator may in his will designate the custodian of such bequest, within the limits of Section 402 of Title 60 of the Oklahoma Statutes, but if he shall fail to make such designation or if the custodian designated by him shall be unable or unwilling to serve, then the executor shall designate the custodian with the approval of the court which shall have appointed him.

SECTION 5. By making a bequest in the manner prescribed in Sections 1 through 5 of this act, the testator impliedly incorporates in such bequest all the provisions of Sections 401 through 410 of Title 60 of the Oklahoma Statutes, and grants to the custodian, and to any issuer, transferring agent, bank, broker, or third person dealing with a person designated as custodian, the respective powers, rights and immunities provided in Sections 401 through 410 of Title 60 of the Oklahoma Statutes.

SECTION 6. Sections 1 through 5 of this act shall be codified as Sections 415 through 419, respectively, of Title 60 of the Oklahoma Statutes, unless the same shall create a duplication in numbering.

SECTION 7. This act shall take effect October 1, 1971."

HA to SB 154 read as follows, and consideration deferred:

Authors: Add the following coauthor: Sandlin of the House.

Amendment No. 1. Amend Page 2, Line 5, by adding a Section 5, to read as follows: "SECTION 5. This act shall take effect October 1, 1971." Amend Title to conform by adding after "Interest" on Line 11½ and before the period, "; and providing for effective date".

HAs to SB 189 read as follows, and consideration deferred:

Authors: Add the following coauthors: Draper and Spearman of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 16, by striking the word "automobile" and inserting in lieu thereof the words "motor vehicle".

Amendment No. 2. Amend Page 1, Section 1, Line 20, by inserting after the word "program" the following language: ", including any vehicle used exclusively for vocational agriculture purposes,".

Amendment No. 3. Amend Page 1, Section 1, Line 30, by striking the word "automobiles" and inserting in lieu thereof the words "motor vehicles".

Amendment No. 4. Amend Page 1, Section 1, Line 31, by inserting after the comma following the word "program" the following language: "including any vehicle used exclusively for vocational agriculture purposes,".

Amendment No. 5. Amend Page 1, Section 1, Line 32, by striking the word "automobile" and inserting in lieu thereof the words "motor vehicle".

Amendment No. 6. Amend Page 2, Section 2, Lines 16 and 17, by striking the words "an automobile" and inserting in lieu thereof the words "a motor vehicle".

Amendment No. 7. Amend Page 2, Section 2, Line 22, by striking the word "car" and inserting in lieu thereof the words "motor vehicle".

Amendment No. 8. Amend Title, Lines 6½ and 7 by striking the word "Automobiles" and inserting in lieu thereof the words "Motor vehicles".

HAs to SB 203 read as follows, and consideration deferred:

Authors: Add the following coauthor: Wayland of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 24, by adding the following language after the word "residence.": "Expense vouchers shall be submitted to the Supreme Court for approval. The expense vouchers or claims submitted to the Supreme Court shall have endorsed thereon the signed approval of the presiding judge of the district in which the court reporter incurred the expense for which claim is made."

Amendment No. 2. Amend Page 2, Section 1, Lines 1 through 5, by striking all of the language in Lines 1 through 5.

HAs to SB 123 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Section 1, Lines 23 through 27 by restoring old language on Lines 23, 24 and 25, changing the period to a comma and adding the words "except that", and deleting the new language on Lines 25, 26 and through the words "party voting, but" on Line 27.

Amendment No. 2. Amend Page 1, Line 29, by adding after the word "office" and before the word "shall" the following: ", if there are more than two (2) political parties on the ballot at a general election,".

Amend Title to conform by adding on Line 10 after the word "Voting" and before the ";" the following: "if there are more than two parties on the ballot".

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 28, 1971, of Enrolled **SB 198** entitled:

SB 198—By Grantham, et al, of the Senate and Willis, et al, of the House—An Act relating to electric service; providing criteria by which suppliers of electric service may extend lines and facilities in unincorporated areas and maintain facilities to consumers within territory in which it furnishes retail electric service; * * * * * repealing 17 O.S. 1961, §§ 158.1 through

158.6, and 18 O.S. 1961, § 437.26; and providing for severability.

BILL WITHDRAWN

President Pro Tempore Smith asked unanimous consent that **SB 288** be withdrawn from the Committee on Banks and Banking and referred to the Committee on Commerce, which was the order.

GENERAL ORDER

HB 1099 by Ford, et al, of the House and Birdsong and Smith of the Senate was read and considered.

Upon motion of Senator Birdsong, **HB 1099** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **HB 1099** was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Smith, Stansberry, Taliaferro, Terrill, Williams.—29.

Excused: Baggett, Bradley, Breckinridge, Capps, Garrett, Garrison, Hargrave, McGraw, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stipe, Trent, Young.—19.

The bill was declared passed.

HB 1099 was ordered withheld pursuant to Rule 19-f.

PENDING SENATE ACTION

HCR 1038 by Poulos, et al, of the House and Howard of the Senate was called up for consideration.

HCR 1038 was read at length, adopted upon motion of Senator Howard, properly

signed and ordered returned to the Honorable House.

HCR 1037 by Payne, et al of the House and Baldwin, Trent and Crow of the Senate was called up for consideration.

Senator Baldwin asked unanimous consent that all other members of the Senate be made co-authors of **HCR 1037**, which was the order.

HCR 1037, as co-authored, was read at length, adopted upon motion of Senator Baldwin, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1282 by Spearman, et al, of the House and Rogers and Lamb of the Senate was read and considered.

Senator Dahl asked to be made a co-author of **HB 1282**, which was the order.

Senators Garrison and Young asked to be shown present, which was the order.

Upon motion of Senator Rogers, **HB 1282** was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **HB 1282** was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Baggett, Bradley, Breckinridge, Capps, Garrett, Hamilton, Hargrave, McGraw, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Stipe, Trent.—16.

The bill was declared passed.

HB 1282 was ordered withheld pursuant to Rule 19-f.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 261, SJR 20 and SCR 41 each correctly engrossed.

SBs 8, 34, 166, 190, 199, 214 and 223 each correctly enrolled.

Engrossed **SB 261, SJR 20 and SCR 41** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SBs 8, 34, 166, 190, 199, 214 and 223**, were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 284 by McSpadden was read and considered.

Senators Birdsong and Ham asked to be shown as coauthors of **SB 284**, which was the order.

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

Senator Berrong, moved to amend **SB 284**, Page 2, Line 4, by striking after the words "Fund" **[one-third]**, and before the word "of" on Line 4, the following language: "NINE-TENTHS of one **[percentum]** PERCENT (9/10 of 1%)" and substituting therefor: "Three Fifths of one **[percentum]** percent (3/5) of 1%)", which amendment was declared adopted.

Senator Young moved to amend **SB 284**, Page 4, Line 12 by adding after the word "state," on Line 4, a new section as follows: "Section 3. It shall be unlawful for any employee of the State Examiner and Inspector's office to receive any compensation for any private works or budget works from any government agency audited by said office" and renumber subsequent sections, which amendment was declared adopted.

Upon motion of Senator McSpadden **SB 284**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 284**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

Senator McSpadden moved to reconsider the vote by which **SB 284**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

Senator McSpadden moved to reconsider the vote by which **SB 284**, as co-authored and amended, was advanced to engrossment.

GENERAL ORDER

Senator Berrong moved to amend **SB 284**, Page 4, Line 13, by striking all of Section 3, renumbered as new Section 4, and renumbering final section, which amendment was declared adopted.

Upon motion of Senator McSpadden, **SB 284**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 284**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 284 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Crow, Dahl, Ferrell, Garrison, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Miller, Smalley, Smith, Stansberry, Stipe, Williams, Young.—25.

Nay: Baggett, Boecher, Field, Grantham, Howell, Keels, Luton, Martin, Rogers.—9.

Excused: Bradley, Breckinridge, Capps, Garrett, Hargrave, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Taliaferro, Terrill, Trent.—14.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Crow, Dahl, Ferrell, Garrison, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Miller, Smalley, Smith, Stansberry, Stipe, Williams, Young.—25.

Nay: Baggett, Boecher, Field, Grantham, Howell, Keels, Luton, Martin, Rogers.—9.

Excused: Bradley, Breckinridge, Capps, Garrett, Hargrave, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Taliaferro, Terrill, Trent.—14.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Boecher moved that the vote be reconsidered by which **SB 284**, as amended, passed.

As provided under Rule 19b, Senator Ham moved that the vote be reconsidered by which the Emergency section of **SB 284**, as amended, failed of passage.

GENERAL ORDER

SB 43 by Terrill, Baggett and Miller of the Senate and Ferrell of the House was read and considered.

Senators Berrong, Birdsong, Boecher, Crow, Dahl, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Luton, Smith, and Young asked to be made co-authors of **SB 43**, which was the order.

Senator Ham presiding.

Senator Hamilton moved to amend

SB 43, Page 7, Line 9 by adding after the word "above" and before the word "a", the following: "based on the number of classes in each grade in the previous year," which amendment was declared adopted.

Senator Hamilton moved to amend **SB 43**, Page 8, Line 5, by adding after the word "students" the following: ", and the penalty provisions of this Act shall not be applicable." and to amend Line 12 by adding after the word "this" and before the word "shall" the word "Act", which amendment was declared adopted.

Upon motion of Senator Terrill, **SB 43**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 43**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, Miller, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—31.

Excused: Bradley, Breckinridge, Capps, Garrett, Hargrave, Inhofe, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Taliaferro, Trent.—17.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, Miller, Rogers,

Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—31.

Excused: Bradley, Breckinridge, Capps, Garrett, Hargrave, Inhofe, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Taliaferro, Trent.—17.

The emergency was declared failed of passage.

SB 43 was referred for engrossment.

GENERAL ORDER

SB 290 by Crow, Lane and Boecher of the Senate and Sanguin of the House was read and considered.

Senator Crow asked unanimous consent that further consideration of **SB 290** be deferred this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 8, 34, 166, 190, 199, 214, and 223.**

The above numbered Enrolled Bills were referred to the Governor.

Senator Terrill moved after the desk is cleared, that the senate stand adjourned to meet Monday, May 3, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1099 and 1282** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the senate adjourned to meet Monday, May 3, 1971, at 1:00 o'clock P.M.

Sixty-sixth Legislative Day

Monday, May 3, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—35.

Excused: Boecher, Bradley, Hargrave, Howard, Howell, Inhofe, Keels, Lane, Luton, Porter, Smalley, Smith, Young.—13.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Paul E. Caskey, Pastor of the First United Methodist Church, Checotah, Oklahoma and incorporated upon request of Senator Payne:

Heavenly Father, we thank thee for thy watch care over us during the week-end, and for the safe return to our appointed tasks as representatives of the people of the State of Oklahoma.

As we have gained physical strength through rest for our bodies, we pray that our minds will also have been refreshed. As we resume our duties in this week of legislative action, and the work load begins to mount, help us to approach the task with vigor and keenness of mind. May our convictions be held with an open mind, and as we present our views, may

we do so without the blighting curse of prejudice or bigotry.

Help us to ever keep before us a concern for the peoples that we represent, and may we never sacrifice their well-being or the well-being of our state for those things of lesser importance.

We pray for these men as individuals, that their wisdom might be the reflection of seeking thy wisdom in all things. May we in harmony use our privileges and appreciate our responsibilities. Bless us, Our Father as we come before Thee, we pray in the name of Christ. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Ham asked unanimous consent that Gail Sherman, of Manjimup, Western Australia, his guest, be designated as Honorary Page for this legislative day, which was the order.

COMMITTEE REPORTS

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

DO PASS:

SB 228—Public Safety and Penal Affairs, co-authored by Senator McCune.

DO PASS, as amended:

SB 269—Public Safety and Penal Affairs.

HB 1210—Insurance, co-authored by Senator Rogers.

HB 1389—Education - Common, co-authored by Senator Hamilton.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **SB 4** was read and consideration deferred for this legislative day:

Mr. President

and

Mr. Speaker

The Conference Committee, to which was referred **SB 4**—By Terrill, et al, entitled:

An Act relating to schools; amending 70 O.S. 1961, 20-1, as amended by section 1 of chapter 331, O.S.L. 1970, 20-1 relating to suspension and expulsion of pupils, to make it unnecessary to publish, post and furnish copies of regulations pertaining to suspension of pupils, 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:

Recede from House amendment number 1.

Accept House amendment number 2.

Recede from House amendment number 3.

Respectfully submitted

FOR THE SENATE: Terrill, Howell and Capps.

FOR THE HOUSE: Abbott, Clemons and Holaday.

The following **CCR** on **SJR 15** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred **SJR 15**, and Engrossed House Amendments thereto, entitled:

A Joint Resolution pertaining to feasibility study of establishing a State Park in Comanche County and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Amendment No. 1. Restore the title:—
A Joint Resolution pertaining to feasibility study of establishing a State Park in Comanche County and declaring an emergency.

Amendment No. 2. That the Senate concur in the House Amendment No. 1.

Respectfully submitted,

FOR THE SENATE: Terrill, Taliaferro and Holden.

FOR THE HOUSE: Lindstrom, Willis and Miskelly.

FIRST READING

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

SB 328—By Stipe—An Act relating to prisons and reformatories; pertaining to State Institutions under the control of the State Board of Corrections; providing approval by the State Board of Corrections before certain institutional interest in land can be conveyed; providing for the deposit of money derived from institutional land transactions; and declaring an emergency.

SB 329—By Howell—An Act relating to motor vehicles; amending 47 O.S. 1961, § 22.5, as amended by Section 4, Chapter 139, O.S.L. 1963, and Section 1, Chapter 139, O.S.L. 1963 (47 O.S. Supp. 1970, §§ 22.5, (8) and 22.5k, respectively), pertaining to the motor vehicles license and Registration Act; providing for annual license fee for automobiles and trucks having rated carrying capacity of less than one ton and not used exclusively for farm use; requiring motorcycles to be licensed and the annual fee; stating annual license fees for taxicabs and buses according to seating capacity and ownership; providing for licensing of trucks having rated carrying capacity for one ton or more and not used exclusively for farm use; clarifying the limitation of excess laden weight; defining and basing annual license fee on combined laden weight; requiring licensing and fee for commercial trailers and semi-trailers; designating use of vehicle and operation within certain laden weight range; requiring laden weight to be marked on the vehicle; providing conditions for crediting of license fee and issuance of duplicate license plates; providing for license of towed vehicles intended for resale; authorizing the creation of lien for failure to pay fees and taxes; deleting the rules of the Road and Regulations for towing; amending 47 O.S. 1961, § 11-310, pertaining to rules of

the road and more specifically following too closely; requiring the space between a series of vehicles towing or drawing other vehicles to be at least five hundred feet and when not towing other vehicles the space shall be at least two hundred feet for a caravan or motorcade; and providing an effective date.

SECOND READING

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

SB 327—Public and Mental Health.

HB 1232—Judiciary — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1199—By Sandlin, Abbott, Huddleston, Murphy, Payne, Davis, Tarwater, Avey, Hill (Archibald), Cox, Coffin and Wiedemann of the House and Luton of the Senate—An Act relating to counties and county officers; amending Sections 14 and 15, Chapter 256, O.S.L. 1965, as last amended by Sections 2 and 3, Chapter 320, O.S.L. 1970, Section 17, Chapter 256, O.S.L. 1965, as amended by Section 8, Chapter 265, O.S.L. 1967, and Section 18, Chapter 256, O.S.L. 1965 (19 O.S. Supp. 1970, §§ 215.14, 215.15, 215.17 and 215.18); providing for appointment, employment, salaries and retirement of officers and employees of district attorney offices; providing for payment of entire salaries of certain persons by the state; requiring certain persons to belong to the State Retirement System and providing credit for prior service; providing for compensation

of assistant district attorneys; prohibiting certain assistants from engaging in private law practice; requiring counties to provide certain facilities and supplies; providing operative date; and declaring an emergency.

HB 1355—By Bernard—An Act relating to elections; amending 26 O.S. 1961, § 326; and changing date for procuring an absentee ballot.

HB 1467—By Wolfe (Stephen)—An Act relating to jurors; amending 38 O.S. 1961, § 28, to define the qualifications of jurors in this State; providing certain exemptions; and providing for an effective date.

HB 1472—By Briscoe and Payne—An Act relating to county libraries; amending 65 O.S. 1961, § 61, as amended by Section 1, Chapter 207, O.S.L. 1969 (65 O.S. Supp. 1970, § 61); authorizing County Excise Board to make annual levy for county circulating library or, in certain counties, a joint city and county library; providing, in the alternative, after approval by electors in election called by board of county commissioners the levy shall be made; fixing limitations on amount of levy; making provisions of Act severable; and declaring an emergency.

HB 1496—By Trent, Townsend, Bernard, Kilpatrick, Green, Gooden and Odom of the House and Keels of the Senate—An Act relating to public health and safety and the Uniform Anatomical Gift Act; providing licensed funeral directors under certain circumstances may enucleate eyes; and directing codification.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCRs 1037 and 1038.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1187.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 38.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

SB 163 by Martin was read and considered.

Upon motion of Senator Martin, **SB 163** was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, **SB 163** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Stansberry, Stipe, Terrill, Trent, Williams.—34.

Excused: Boecher, Bradley, Hargrave, Howard, Howell, Inhofe, Keels, Lane, Luton, Porter, Smalley, Smith, Taliaferro, Young.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl,

Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Stansberry, Stipe, Terrill, Trent, Williams.—34.

Excused: Boecher, Bradley, Hargrave, Howard, Howell, Inhofe, Keels, Lane, Luton, Porter, Smalley, Smith, Taliaferro, Young.—14.

The emergency was declared passed.

SB 163 was referred for engrossment.

MOTION TO RECONSIDER VOTE

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

Senator Stipe asked for consideration of his motion to reconsider the vote by which the Emergency section of **SB 208** failed of passage.

Senator Terrill moved to table the Stipe motion, which motion prevailed, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Lamb, McCune, Martin, Nichols, Payne, Stansberry, Terrill.—19.

Nay: Baggett, Birdsong, Dahl, Ham, Hamilton, Howard, McGraw, McSpadden, Medearis, Miller, Murphy, Phillips, Rogers, Stipe, Williams.—15.

Excused: Boecher, Bradley, Hargrave, Howell, Inhofe, Keels, Lane, Luton, Porter, Smalley, Smith, Taliaferro, Trent, Young.—14.

Senator Stipe asked for consideration of the McGraw motion to reconsider the vote by which **SB 208** was passed. Senator Terrill moved to table the Stipe motion.

Senator Garrison raised a point of order, citing Rule 19(b), that both the Stipe and Terrill motions were out of order, which point of order was sustained by the chair.

Senators Young and Lane asked to be shown present, which was the order.

GENERAL ORDER

HB 1029 by Bamberger, et al, of the House and Martin, Stansberry, Graves, Payne, Nichols and Luton of the Senate was read and considered.

Senators Birdsong, Dahl, Phillips and Terrill asked to be made co-authors of **HB 1029**, which was the order.

Senator Baggett moved to amend **HB 1029** as follows: by restoring the title so that the measure may become law, which amendment was declared adopted.

Senator Breckinridge moved to amend **HB 1029**, Page 1, Line 3 by adding after the word "Patrolmen" and before the word "the", the following: "killed in the line of duty", which amendment was declared adopted.

Senator Miller moved to amend **HB 1029**, Page 2, Line 4 by adding after the word "veteran" and before the word "to" the words: "or his children", which amendment was declared adopted.

Senators Luton, Howell, Smalley and Smith asked to be shown present, which was the order.

Senator Baggett moved to amend **HB 1029**, Page 5, Lines 6 thru 10 as follows: by striking Section 11 and renumbering succeeding sections, which amendment was declared adopted.

Senator Berrong moved to amend **HB 1029**, Page 2, Lines 5 and 6 by striking after the word "the" and before the word "an", "applicant must have" and substitute in lieu thereof "veteran other than one killed in military service, must have had", which amendment was declared adopted.

Senator Miller moved to amend **HB 1029**, Page 1, Line 1 as follows: Restoring the enacting clause, which amendment was declared adopted.

Upon motion of Senator Martin, **HB 1029**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of

Senator Martin, **HB 1029**, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith presiding.

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, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Payne, Phillips, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—30.

Nay: Berrong, Breckinridge, Grantham, McGraw, Murphy, Smalley, Smith, Williams.—8.

Excused: Baldwin, Boecher, Bradley, Garrett, Hargrave, Inhofe, Keels, Nichols, Porter, Rogers.—10.

The bill was declared passed.

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

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

Aye: Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Holden, Howard, Howell, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—32.

Nay: Breckinridge, Grantham, Smalley.—3.

Excused: Baggett, Baldwin, Bradley, Crow, Garrett, Hargrave, Inhofe, Keels, Lane, Nichols, Porter, Rogers, Young.—13.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which **HB 1029** and its Emergency passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 43 and **266** each correctly engrossed.

SCR 39 correctly enrolled.

Engrossed **SBs 43** and **266** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SCR 39** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1239 by Stratton of the House and Lamb of the Senate was read and considered.

Senator Hamilton raised the question of "No Quorum".

The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Ferrell moved to amend **HB 1239**, Page 2, Line 4 as follows: by inserting after the word "state" and before the word "traffic" the words "or municipal", and on Line 6, after the word "statutes" and before the word "in", the words, "or municipal ordinance or municipal ordinances", which amendment was declared adopted.

Senator Grantham moved to amend **HB 1239**, Page 9, Line 6, by adding after the word "license" and before the word "stat-ing", the words "to the Department of Public Safety of the State of Oklahoma", which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1239**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1239**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1239 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Boecher, Bradley, Ferrell, Garrett, Ham, Hargrave, Holden, Inhofe, Keels, Medearis, Payne, Porter, Rogers, Stipe.—15.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Boecher, Bradley, Ferrell, Garrett, Ham, Hargrave, Holden, Inhofe, Keels, Medearis, Payne, Porter, Rogers, Stipe.—15.

The emergency was declared passed.

HB 1239 was referred for engrossment.

GENERAL ORDER

HB 1024 by Sparkman of the House and McSpadden and Grantham of the Senate was read and considered.

Senator McSpadden moved to amend **HB 1024**, Page 1, Lines 4 and 5 by striking after the word "of" on Line 4 and before the word "to" on Line 5, the words and figures "Three Hundred Thousand Dollars (\$300,000.00) and inserting in lieu thereof the words and figures "Two Hundred Thousand Dollars (\$200,000.00)", which amendment was declared adopted.

Upon motion of Senator Grantham, **HB 1024**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1024**, as amended, was considered engrossed and placed on 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, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Baldwin, Berrong, Bradley, Garrett, Ham, Hargrave, Howard, Inhofe, Keels, Lamb, McGraw, Medearis, Porter, Rogers, Stipe, Trent.—16.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Baldwin, Berrong, Bradley, Garrett, Ham, Hargrave, Howard, Inhofe, Keels, Lamb, McGraw, Medearis, Porter, Rogers, Stipe, Trent.—16.

The emergency was declared passed.

HB 1024 was referred for engrossment.

GENERAL ORDER

HB 1125 by Willis, et al, of the House and McSpadden and Hamilton of the Senate was read and considered.

Senator Howell presiding.

Senator Miller asked to be made a co-author of **HB 1125**, which was the order.

Senator Baggett moved to amend **HB**

1125, Page 6, Line 17 as follows: by striking the sentence beginning with the word "Not".

Senator McSpadden moved to table the Baggett amendment which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Howell, Lamb, Lane, McCune, McSpadden, Stipe, Trent, Williams.—17.

Nay: Baggett, Birdsong, Breckinridge, Graves, Hamilton, Holden, Howard, Luton, McGraw, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Terrill, Young.—18.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Inhofe, Keels, Martin, Medearis, Porter, Rogers, Smalley, Taliaferro.—13.

The vote occurring on the Baggett amendment, it was declared adopted, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Graves, Hamilton, Holden, Howard, Howell, Luton, McGraw, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams.—23.

Nay: Berrong, Boecher, Dahl, Ferrell, Field, Garrison, Grantham, Lamb, Lane, McCune, McSpadden, Trent.—12.

Excused: Baldwin, Bradley, Crow, Garrett, Ham, Hargrave, Inhofe, Keels, Martin, Medearis, Porter, Smalley, Young.—13.

Upon motion of Senator McSpadden, **HB 1125**, as amended and co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1125**, as amended and co-authored, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—35.

Nay: Lamb.—1.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Inhofe, Keels, Medearis, Payne, Porter, Smalley, Young.—12.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—35.

Nay: Lamb.—1.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Inhofe, Keels, Medearis, Payne, Porter, Smalley, Young.—12.

The emergency was declared passed.

HB 1125 was referred for engrossment.

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.

GENERAL ORDER

SB 294 by Hamilton of the Senate was read and considered.

Upon motion of Senator Hamilton, **SB 294** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 294** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SB 294 was read for the third time at length.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Inhofe, Keels, Medearis, 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, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Inhofe, Keels, Medearis, Miller, Nichols, Payne, Porter, Stansberry.—13.

The emergency was declared passed.

SB 294 was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 290 was taken up for further consideration.

Senator Baggett moved to amend SB 290, Page 2, Line 12, by striking Lines 12, 13, and 14 on Page 2 and Line 1 on Page 3, and the words "under this act, or by their representatives" from Line 2, on Page 3.

Senator Crow raised the question of "No Quorum".

The presiding officer ordered the roll called, following which he declared a quorum present.

Senator Crow moved to table the Baggett amendment, which motion prevailed, the roll call thereon being as follows:

Aye: Berrong, Crow, Dahl, Ferrell, Field, Grantham, Hamilton, Holden, Lamb, Luton, McSpadden, Martin, Nichols, Smalley, Smith, Terrill, Williams.—17.

Nay: Baggett, Birdsong, Boecher, Breckinridge, Garrison, Graves, Howard, Howell, McCune, McGraw, Murphy, Payne, Rogers.—13.

Excused: Baldwin, Bradley, Capps, Garrett, Ham, Hargrave, Inhofe, Keels, Lane, Medearis, Miller, Phillips, Porter, Stansberry, Stipe, Taliaferro, Trent, Young.—18.

Senator Baggett moved to amend SB 290, Page 3, Line 9, by placing a period after the word "appointment" and striking the remainder of subsection (b) through Line 10 on Page 4.

Senator Crow moved to table the second Baggett amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Capps, Crow, Dahl, Field, ~~Hamilton~~, Holden, Lamb, McSpadden, Medearis, Miller, Nichols, Smith, Taliaferro, Terrill, Williams.—17.

Nay: Baggett, Birdsong, Boecher, Breckinridge, Ferrell, Garrison, Grantham, Graves, Howard, McCune, McGraw, Murphy, Payne, Rogers, Stipe, Trent.—16.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Howell, Inhofe, Keels, Lane, Luton, Martin, Phillips, Porter, Smalley, Stansberry, Young.—16.

The vote occurring on the second Baggett amendment, it was declared adopted, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher,

Breckinridge, Ferrell, Garrison, Grantham, Graves, Howard, McCune, McGraw, Murphy, Payne, Rogers, Stipe, Trent, Young.—17.

Nay: Berrong, Capps, Crow, Dahl, Field, Hamilton, Holden, Lamb, McSpadden, Medearis, Miller, Nichols, Smith, Taliaferro, Terrill, Williams.—16.

Excused: Baldwin, Bradley, Garrett, Ham, Hargrave, Howell, Inhofe, Keels, Lane, Luton, Martin, Phillips, Porter, Smalley, Stansberry.—15.

Senator Rogers presiding.

Senator Baggett moved to amend **SB 290**, Page 2, Line 11, by striking Line 11 and the remainder of subsection (a) and substituting therefor the following: "Each such appointment shall be made by the Governor, with the advice and consent of the State Senate, from persons who are qualified by training and/or experience as knowledgeable of the special safety problems of handling liquified petroleum gas."

Senator Crow moved to table the third Baggett amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Crow, Dahl, Field, Hamilton, Holden, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Nichols, Smith, Taliaferro, Williams.—15.

Nay: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Ferrell, Garrison, Grantham, Graves, Howard, McCune, McGraw, Murphy, Payne, Phillips, Rogers, Smalley, Stipe, Trent.—19.

Excused: Baldwin, Bradley, Capps, Garrett, Ham, Hargrave, Howell, Inhofe, Keels, Lane, Porter, Stansberry, Terrill, Young.—14.

The vote occurring on the third Baggett amendment, it was declared adopted.

Senator Stipe moved to amend **SB 290**, Page 2, Line 12, by striking after the word "of" and before the word "who" on Line 13, and inserting in lieu thereof

the following: "of all persons holding a license under this Act".

Senator Stipe asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senators Rogers and Stipe moved to amend **SB 290**, Page 8, Line 12, by striking the period after the word "Board" and inserting the following: ", and shall be subject to confirmation by the Senate." which amendment was declared adopted.

Senator Hamilton moved to amend **SB 290**, Page 10, Line 1, by adding after the word "Direct" a comma, and by adding the following language: "including the mailing of such to all registrants at least ten (10) days prior to any action being taken in connection thereon."

Senator Hamilton asked unanimous consent that his foregoing amendment be withdrawn, which was the order.

Senator Crow moved to amend **SB 290**, Page 10, Line 3, by striking after the word "than" and before the word "of" the words "two members" and insert in lieu thereof "a quorum", which amendment was declared adopted.

Senator Crow moved to amend **SB 290**, Page 10, Line 4, by striking after the word "by" and before the word "vote" the word "majority" and inserting in lieu thereof the word "unanimous", which amendment was declared adopted.

Senator Crow moved to amend **SB 290**, Page 10, Line 15, by striking after the word "Board." on Line 14 and before the word "[The]" on Line 15, the bracket and reinserting it after the word "adopted" on Line 17, and adding after the word "adopted" the following: "to be mailed to each registrant under this Act." which amendment was declared adopted.

Senator Hamilton moved to amend **SB 290**, Pages 8 and 9, by removing the bracket on Line 16, Page 8 and restoring all language through the word "considered" on Line 9, Page 9, which amendment was declared adopted.

Senator Baggett moved to amend **SB 290**, Page 11, Line 17, by striking the word "sell", which amendment was declared adopted.

Senator Baggett moved to amend **SB 290**, Page 12, Lines 9 through 11, by reinstating the language stricken from Lines 9 through 11.

Senator Baggett asked unanimous consent that further consideration of his fifth amendment be deferred momentarily, which was the order.

Senator Baggett moved to amend **SB 290**, Page 14, Line 12, by inserting after the word "renewed" and before the word "upon", the word "automatically" and on Line 13, Page 14, by placing a period after the word "permit" and striking the balance of subsection (b), which amendment was tabled upon motion of Senator Hamilton.

Senator Crow asked unanimous consent that further consideration of **SB 290** be deferred this legislative day, with amendments attached thereto, which was the order.

President Pro Tempore Smith moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, May 4, 1971, at 1:00 o'clock P.M., which motion prevailed.

RESOLUTIONS

The following Resolutions were introduced and consideration deferred for this legislative day:

SCR 42—By Stipe of the Senate and Huddleston of the House—A Concurrent Resolution taking note of the national recognition of the Stigler DECA Chapter's being named by the Distributive Education Clubs of America (DECA) as the Number One DECA Chapter in the United States of America for the school year 1970-71; commending the Stigler DECA Chapter on the qualities which were necessary for it to receive this signal honor of being named Number One of 3400 DECA Chapters in the nation; and directing that copies of this resolution be delivered to certain persons.

SCR 43—By Phillips and Hamilton—A Concurrent Resolution calling for a study of the problems of enforcing State Board of Education regulations concerning school lunch funds and other activity funds; and directing the submission of a report of findings.

Upon motion of President Pro Tempore Smith, the Senate adjourned to meet Tuesday, May 4, 1971, at 1:00 o'clock P.M.

Sixty-seventh Legislative Day

Tuesday, May 4, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Taliaferro, Trent, Williams, Young.—43.

Excused: Bradley, Garrett, Smith, Stipe, Terrill.—5.

The Presiding Officer declared a quorum present.

The following prayer was offered by Reverend Joe Dickens, Pastor, John Calvin Presbyterian Church, Tulsa, and incorporated upon request of Senator Payne:

O God, who called Abraham to sacrifice his son Isaac in obedience to you. We recognize that you demand total commitment of all who claim to follow you. Yet as you gave Abraham back his son, you give us back our freedom, and give us the strength to act responsibly in freedom.

Gone are yesterday's successes, failures and opportunities. The possibility of tomorrow is uncertain. But you have given us today. We thank you for today, and ask that you will now give us strength to use its hours for good. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

HB 1415—Revenue and Taxation.

DO PASS, as amended:

SB 165—Appropriations and Budget.

SB 246—Commerce.

SJR 25—Revenue and Taxation.

SJR 27—Appropriations and Budget.

HB 1357—Revenue and Taxation.

HB 1440—State and Federal Government.

FIRST READING

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

SB 330—By Young—An Act relating to crimes; amending 21 O.S. 1961, § 1713; prohibiting certain acts with respect to illegally obtained property; and declaring an emergency.

SB 331—By Phillips—An Act relating to mines and mining; providing for acquiring, conserving and holding certain lands and waters in former mines thereunder for eventual use; creating a District in Ottawa County known as the Picher Mine-water Authority; setting forth its powers, rights and privileges; providing for a board of five directors and the method

of their 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 or rights to the waters below the surface thereof 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.

SB 332—By Ferrell—An Act relating to labor, pertaining to employment agencies; amending Sections 3 and 4, Chapter 384, O.S.L. 1967 (40 O.S. Supp. 1970, §§ 54 and 55); providing a schedule of maximum fees an employment agency may charge; providing for maximum fee when parties agree to percentage of income; providing certain rules and regulations; providing copy of contract or agreement be given to applicant whereon amount of fee clearly stated; providing for refunds when due; and declaring an emergency.

SJR 28—By Nichols of the Senate and Boren of the House—A Joint Resolution relating to schools; amending Section 1 of House Joint Resolution No. 1019 of the 1st session of the 33rd Oklahoma Legislature; providing the provisions of House Joint Resolution No. 1019 of the 1st session of the 33rd Oklahoma Legislature shall not

apply to any school district whose classroom space is destroyed by certain means; and declaring an emergency.

SECOND READING

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

SB 328—Public Safety and Penal Affairs.

SB 329—Revenue and Taxation.

HB 1199—Judiciary, Appropriations and Budget.

HB 1355—Committee on Rules.

HB 1467—Judiciary.

HB 1472—Revenue and Taxation.

HB 1496—Public and Mental Health.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1449—By Boettcher of the House and Grantham of the Senate—An Act relating to taxation; amending Sections 24312, 24313 and 24314, Section 2, Chapter 501, O.S.L. 1965, as amended by Sections 2, 3 and 5, Chapter 404, O.S.L. 1968 (68 O.S. Supp. 1970, §§ 24312, 24313 and 24314); providing for notice of tax sale; providing for time and place of tax sale; and declaring an emergency.

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 1099 and 1282.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 301**, as co-authored by Cate, Thornhill, Townsend, Sandlin and McKee of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1279**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1163**, requesting Conference and referring said Bill to **GCCA**, when appointed.

GENERAL ORDER

SB 285 by Field of the Senate and McKee of the House was read and considered.

Senator Field moved to amend **SB 285**, Page 1, Line 6 by adding after the word "received" and before the period, the following: "for the use of the common schools of the school district wherein such land is located", which amendment was declared adopted.

Senator Field moved to amend **SB 285**, Page 2, Line 2 by striking after the word "on" and before the period, the following: "the 30th day of June" and substituting therefor "or prior to the 30th day of June each year", which amendment was declared adopted.

Upon motion of Senator Field, **SB 285**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **SB 285**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Baldwin presiding.

THIRD READING

SB 285 was read for the third time at length.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Hol-

den, Howard, Inhofe, Lamb, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Taliaferro, Trent, Williams, Young.—27.

Nay: Baggett, Birdsong, Hamilton, Howell, Keels, Lane, Luton, McCune, McGraw, Medearis, Murphy, Rogers, Smalley, Stansberry.—14.

Excused: Bradley, Breckinridge, Garrett, Porter, Smith, Stipe, Terrill.—7.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Stansberry, Taliaferro, Trent, Williams, Young.—33.

Nay: Baggett, Birdsong, Hamilton, Howell, McCune, Murphy, Rogers.—7.

Excused: Bradley, Breckinridge, Garrett, Keels, Porter, Smith, Stipe, Terrill.—8.

The emergency was declared passed.

SB 285 was referred for engrossment.

GENERAL ORDER

HB 1328 by Sandlin, et al, of the House and Rogers, McSpadden and Birdsong of the Senate was read and considered.

Senator Payne presiding.

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

Senator Baggett moved to amend **HB 1328**, Page 1, Line 1 as follows: by striking Line 1 on Page 1 through Line 18 on Page 3 and substituting therefor the following:

"Section 1. 12 A O.S. 1961, Section 9-403 (5), as amended by Section 1, Chapter 514, O.S.L. 1965, (12A O.S. 1970 Supp., Section 9-403 (5) is hereby amended to read as follows:

"(5) The uniform fee for filing, indexing and furnishing filing data for an original

or a continuation statement shall be [One Dollar (\$1.00)] One Dollar and Fifty Cents (\$1.50)," and amend the title to read as follows: UNIFORM COMMERCIAL CODE FEES, which amendment was declared adopted.

Upon motion of Senator Rogers, **HB 1328**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **HB 1328**, as amended, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Trent, Williams, Young.—34.

Nay: Baldwin, Crow, Ham, Hargrave, Howard, Smalley.—6.

Excused: Bradley, Capps, Garrett, Medearis, Smith, Stipe, Taliaferro, Terrill.—8.

The bill was declared passed.

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

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Trent, Williams, Young.—34.

Nay: Baldwin, Crow, Ham, Hargrave, Howard, Smalley.—6.

Excused: Bradley, Capps, Garrett, Medearis, Smith, Stipe, Taliaferro, Terrill.—8.

The emergency was declared passed.

HB 1328 was referred for engrossment.

GENERAL ORDER

SB 121 by Howard was read and considered.

President Pro Tempore Smith asked to be shown present, which was the order.

Senator Rogers moved to amend **SB 121**, Page 5, Line 12, by striking after the word "act", the words on Lines 12 and 13 and through the word "act" on Line 14, which amendment was declared adopted.

Senator Williams moved to amend **SB 121**, Page 4, Line 7, by striking the words "ninety (90) days" and substituting the words "one year", which amendment was tabled upon motion of Senator Howard.

Upon motion of Senator Howard, **SB 121**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 121**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 121 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Trent, Williams, Young.—37.

Nay: Baggett, Garrison, Rogers.—3.

Excused: Bradley, Capps, Garrett, Hargrave, Holden, Nichols, Stipe, Terrill.—8.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boe-

cher, Breckinridge, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Taliaferro, Trent, Williams, Young.—37.

Nay: Baggett, Garrison, Rogers.—3.

Excused: Bradley, Capps, Garrett, Hargrave, Holden, Nichols, Stipe, Terrill.—8.

The emergency was declared passed.

SB 121 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 163, HBs 1024, 1125, and 1239 each correctly engrossed.

SCR 38 correctly enrolled.

Engrossed SB 163 was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1024, 1125 and 1239, together with Engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SCR 38 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 122 by Howard was read and considered.

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

Senator Hamilton moved to amend SB 122, Page 3, Lines 6 through 16 as follows: by restoring all stricken language and delete all new language, which amendment was tabled upon motion of Senator Howard.

Senator Rogers moved to amend SB 122, Page 4, Line 12, by striking after the word "act" the remainder of Line 12 and all of Line 13 and Line 14 through the word "act" on Line 14, which amendment was declared adopted.

Upon motion of Senator Howard, SB 122, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 122, as amended, was considered engrossed and placed on 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: Berrong, Breckinridge, Crow, Dahl, Field, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—25.

Nay: Baggett, Birdsong, Boecher, Ferrell, Garrison, Hamilton, Howell, Keels, Lane, McCune, Rogers, Stansberry, Williams.—13.

Excused: Baldwin, Bradley, Capps, Garrett, Lamb, Luton, Medearis, Phillips, Porter, Smalley.—10.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32.

Nay: Baggett, Ferrell, Garrison, Hamilton, Lane, McCune, Stansberry, Williams.—8.

Excused: Bradley, Capps, Garrett, Lamb, Medearis, Phillips, Porter, Rogers.—8.

The emergency was declared passed.

SB 122 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator McGraw asked for consideration of his motion to reconsider the vote by which **SB 208** passed.

Senator Stipe moved to table the McGraw motion, which motion failed of adoption, the roll call thereon being as follows:

Aye: Boecher, Graves, Ham, Hargrave, Howard, McSpadden, Payne, Smith, Stipe, Terrill, Trent, Young.—12.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Howell, Inhofe, Lamb, Lane, McCune, McGraw, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Stansberry, Taliaferro, Williams.—28.

Excused: Bradley, Capps, Garrett, Holden, Keels, Luton, Medearis, Porter.—8.

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

The vote occurring on the McGraw motion to reconsider the vote by which **SB 208** passed, it was declared adopted upon a roll as follows:

Aye: Baldwin, Berrong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Howell, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Stansberry, Taliaferro, Williams.—27.

Nay: Baggett, Birdsong, Boecher, Capps, Graves, Ham, Hargrave, Howard, McSpadden, Payne, Phillips, Smith, Stipe, Terrill, Trent, Young.—16.

Excused: Bradley, Holden, Lamb, Luton, Porter.—5.

BILL WITHDRAWN

Senator Hargrave asked unanimous consent that **HB 1248** be withdrawn from the Calendar and re-referred to the Committee on Governmental Reform, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 294 correctly engrossed.

Engrossed **SB 294** was properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1191 by Spearman of the House and Smith and Smalley of the Senate was read and considered.

Senator Graves presiding.

Senator Murphy presiding.

Senator Payne presiding.

Senator Baldwin presiding.

Senator Payne presiding.

Senator Ferrell moved to amend **HB 1191**, Page 1, Line 36 as follows: by deleting the words "December 31, 1970" and substituting "July 1, 1971", which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—31.

Nay: Baldwin, Berrong, Breckinridge, Ferrell, Garrison, Holden, Inhofe, Lamb, McCune, McGraw, Williams, Young.—12.

Excused: Bradley, Ham, Howard, Miller, Stansberry.—5.

Senator Baggett moved to amend **HB 1191**, Page 2, Lines 10-19 as follows: by striking after the word "Legislature" the balance of paragraph 1, which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Baldwin, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Lane, Lu-

ton, Martin, Nichols, Payne, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Ferrell, Garrett, Garrison, Howell, Inhofe, McCune, McGraw, McSpadden, Murphy, Phillips, Rogers, Stansberry, Williams, Young.—18.

Excused: Bradley, Holden, Keels, Lamb, Medearis, Miller.—6.

Senator Baggett moved to amend **HB 1191**, Page 3, Line 1½ as follows: by adding a new section to read as follows:

“SECTION 2. From and after July 1, 1971, all revenues of the State of Oklahoma derived from taxes levied and collected by authority of statutes of the State, (1) except those revenues which are dedicated to retirement and disability benefits for teachers, policemen, firemen, state employees and other public employees, and (2) except those revenues which are dedicated to payment of general obligation bonds issued by the State of Oklahoma, and (3) except those revenues which are dedicated by Section 7 of Article XXVII and Section 4 of Article XXVI of the Oklahoma Constitution, shall be deposited in the General Revenue Fund of the State Treasury and shall be expended only upon regular appropriation bills enacted by the Legislature. All acts or parts of acts inconsistent with the provisions of this section are hereby repealed, but only to the extent of such inconsistency, effective as of the close of business on June 30, 1971.” and renumbering succeeding sections, which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baldwin, Boecher, Crow, Dahl, Field, Ham, Hamilton, Hargrave, Holden, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—30.

Nay: Baggett, Berrong, Birdsong, Breck-

inridge, Ferrell, Garrett, Garrison, Grantham, Howell, Inhofe, McCune, McGraw, Rogers.—13.

Excused: Bradley, Capps, Graves, Howard, Stansberry.—5.

Senator Young moved to amend **HB 1191**, Page 4, Line 10 as follows: by striking the following language:

“life insurance company taxable income” and by striking the quotation marks before and after said language; and on page 4, line 15, after the word “taxpayer” and the semicolon by adding the following: “provided, however, that in the case of life insurance companies qualifying to be taxed as such under the provisions of Sections 801-820 of the Internal Revenue Code, ‘taxable income’ means the net gain from operations after dividends to policyholders and before federal income taxes as reported to the Oklahoma Insurance Commissioner, plus the amount of any realized capital gains;” and on page 14, line 8, by adding after the word “companies” and the comma and before the word “Oklahoma” the language: “except life insurance companies,” and on page 14, line 11, after the parenthesis and before the word “apportioned” by adding the following: “and in the case of life insurance companies Oklahoma taxable income shall be the taxable income as defined under Section 3, paragraph 10, above,” which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Howell, Lane, Luton, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—30.

Nay: Baldwin, Berrong, Breckinridge, Ferrell, Garrett, Garrison, Holden, Inhofe, Keels, Lamb, McCune, McSpadden, Miller, Stansberry, Williams, Young.—16.

Excused: Bradley, Howard.—2.

Senators Grantham, Garrison and Holden moved to amend **HB 1191**, Page 4, Line 18, as follows: by striking after the word "Code" on Line 12, Section 3, Paragraph 12 in its entirety and substituting in lieu thereof the following:

"12. 'Oklahoma taxable income' means 'taxable income' as reported (or as would have been reported by the taxpayer had a return been filed) to the Federal government, and in the event of adjustments thereto by the Federal government as finally ascertained under the Internal Revenue Code, provided, however, the deduction as an allowance for depletion, such as in the case of mines, oil and/or gas wells, other mineral deposits, and royalties, shall be determined under provisions of the Internal Revenue Code of 1954 as it existed prior to the enactment of the Federal Tax Reform Act of 1969, adjusted further as hereinabove provided;," which amendment was declared tabled upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Capps, Crow, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Howell, Luton, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—22.

Nay: Baldwin, Berrong, Boecher, Ferrell, Garrison, Grantham, Ham, Holden, Howard, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—22.

Excused: Bradley, Breckinridge, Keels, Medearis.—4.

President Pro Tempore Smith asked unanimous consent, which was granted, to reconsider the vote by which the Smalley motion to table the Grantham, et al, amendment was declared adopted.

The vote recurring on the Smalley motion to table the Grantham, et al, amendment, it was declared adopted upon roll call as follows:

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Graves, Hamilton, Hargrave, Howell, Keels, Lane, Luton, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baldwin, Berrong, Ferrell, Garrison, Grantham, Ham, Holden, Howard, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—20.

Excused: Bradley, Breckinridge, Field, Medearis.—4.

Senators Holden, Grantham and Garrison moved to amend **HB 1191**, Page 4, Lines 18-22, as follows: by deleting entire Section and substituting therefor the following: "12. 'Oklahoma taxable income' means 'taxable income' as reported (or as would have been reported by the taxpayer had a return been filed) to the Federal Government, and in the event of adjustments thereto by the Federal Government as finally ascertained under the Internal Revenue Code, provided, however, the deduction as an allowance for depletion, such as in the case of mines, oil and/or gas wells, other mineral deposits, and royalties, shall be determined under provisions of the Internal Revenue Code of 1954 as it existed prior to the enactment of the Federal Tax Reform Act of 1969, adjusted further as hereinabove provided;," which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Howell, Keels, Lane, Luton, Medearis, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—26.

Nay: Baldwin, Berrong, Breckinridge, Ferrell, Garrison, Grantham, Ham, Holden, Howard, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—21.

Excused: Bradley.—1.

14 Senator Berrong moved to amend **HB 1191**, Page 4, Line 21 by adding after the word "government" and before the word "as", "or the State of Oklahoma", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Martin, Medearis, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Trent.—25.

Nay: Baldwin, Berrong, Breckinridge, Capps, Ferrell, Field, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, McSpadden, Miller, Stansberry, Williams, Young.—17.

Excused: Bradley, Holden, Murphy, Nichols, Stipe, Taliaferro.—6.

15 Senator Berrong moved to amend **HB 1191**, Page 4, Line 26 by adding after the word "government" and before the word "as", "or the State of Oklahoma", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Dahl, Garrett, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Luton, Martin, Me-

dearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—25.

Nay: Baldwin, Berrong, Breckinridge, Capps, Ferrell, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, McSpadden, Miller, Nichols, Stansberry, Stipe, Williams.—17.

Excused: Bradley, Crow, Field, Graves, Holden, Lane.—6.

9 Senator Baggett moved to amend **HB 1191**, Page 5, Lines 29-32 as follows: by striking Lines 29 through 32, which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Luton, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—27.

Nay: Baggett, Ferrell, Garrett, Garrison, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Stansberry, Williams, Young.—17.

Excused: Boecher, Bradley, Holden, Medearis.—4.

18 Senator Baggett moved to amend **HB 1191**, Page 6, Lines 23-29, by striking Lines 23 through 29 and substituting the following:

The Oklahoma Income Tax will be

½ of 1% of such amount
\$5.00 plus 1% of the amount in excess of \$1,000.00
\$20.00 plus 2% of the amount in excess of \$2,500.00
\$45.00 plus 3% of the amount in excess of \$3,750.00
\$82.50 plus 4% of the amount in excess of \$5,000.00
\$132.50 plus 5% of the amount in excess of \$6,250.00
\$195.00 plus 6% of the amount in excess of \$7,500.00"

"If the Oklahoma Taxable Income is at least but less than

\$ 0.01	\$ 999.99
1,000.00	2,499.99
2,500.00	3,749.99
3,750.00	4,999.99
5,000.00	6,249.99
6,250.00	7,499.99
7,500.00	(no limit)

and on Page 6, Line 21 by striking the words "heads of households" and by inserting at Line 29½, Page 6, the following:

"Heads of households, as defined in the Internal Revenue Code:

"If the Oklahoma Taxable Income

is at least but less than

\$ 0.01 \$ 1,499.99

1,500.00 3,749.99

3,750.00 5,624.99

5,625.00 7,499.99

7,500.00 9,374.99

9,375.00 11,249.99

11,250.00 (no limit)

The Oklahoma Income Tax will be

½ of 1% of such amount

\$7.50 plus 1% of the amount in excess of \$1,500.00

\$30.00 plus 2% of the amount in excess of \$3,750.00

\$67.50 plus 3% of the amount in excess of \$5,625.00

\$123.75 plus 4% of the amount in excess of \$7,500.00

\$198.75 plus 5% of the amount in excess of \$9,375.00

\$292.50 plus 6% of the amount in excess of \$11,250.00."

and on Page 6, Lines 32-36, and Page 7, Lines 1-2, by striking Lines 32-36, Page 6, and Lines 1-2, Page 7, and substituting therefor the following:

"If the Oklahoma Taxable Income

is at least but less than

\$ 0.01 \$ 1,999.99

2,000.00 4,999.99

5,000.00 7,499.99

7,500.00 9,999.99

10,000.00 12,499.99

12,500.00 14,999.99

15,000.00 (no limit)

The Oklahoma Income Tax will be

½ of 1% of such amount

\$10.00 plus 1% of the amount in excess of \$2,000.00

\$40.00 plus 2% of the amount in excess of \$5,000.00

\$90.00 plus 3% of the amount in excess of \$7,500.00

\$165.00 plus 4% of the amount in excess of \$10,000.00

\$265.00 plus 5% of the amount in excess of \$12,500.00

\$390.00 plus 6% of the amount in excess of \$15,000.00."

Senator Baggett asked unanimous consent that his foregoing amendment not be read, but rather that the members of the Senate use the printed copies distributed to them, which was the order.

Senator Smalley presiding.

Senator Payne presiding.

Senator Baggett moved the adoption of his fourth amendment, which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Dahl, Field,

Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Lane, Luton, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—25.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Ferrell, Garrett, Garrison, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Stansberry, Williams, Young.—20.

Excused: Bradley, Holden, Medearis.—3.

Senator Baggett moved to amend HB 1191, Page 6, Line 31, by adding after

the word "occurs", the words "and the next two succeeding years." which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Lane, Luton, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—29.

Nay: Baggett, Birdsong, Breckinridge, Ferrell, Garrison, Howell, Inhofe, Lamb, McCune, McGraw, Miller, Nichols, Stansberry, Williams, Young.—15.

Excused: Bradley, Holden, Keels, Medearis.—4.

Senator Baggett moved to amend **HB 1191**, Page 7, Lines 33-36, by striking Lines 33 through 36, which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Ferrell moved to amend **HB 1191**, Page 8, Line 12, by deleting after the word "beginning" and before the word "and", the words: "January 1, 1971," and substituting therefor: "July 1, 1971".

President Pro Tempore Smith raised a point of order stating that the substance of the second Ferrell amendment was the same as the first Ferrell amendment.

Senator Ferrell asked unanimous consent to withdraw his second amendment, which was the order.

Senator Young moved to amend **HB 1191**, Page 8, Line 30½, as follows:

By adding a new "SECTION 6." to read as follows:

"SECTION 6. There is hereby levied on every insurance company, copartnership, inter-insurance exchange, person or insurer, who is a resident of the State of Oklahoma, or formed under the laws of this state, doing business in the State of Oklahoma, in the execution or exchange of contracts of insurance or indemnity, or as an

insurance company of any nature or character whatsoever, an annual gross premium tax of two per cent (2%) on all direct premiums after all return premiums and dividends to policy holders are deducted, and on all membership, application, policy and/or registration fees collected thereby, for the privileges of having written, continued and/or serviced insurance on lives, property and other risks in this state and of having made and serviced investments therein during the then expiring license year."

And, to further amend said bill by renumbering the present "SECTION 6.", and all remaining sections, to conform hereto. which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Boecher, Capps, Dahl, Field, Grantham, Graves, Ham, Hargrave, Howard, Howell, Keels, Lane, Luton, McGraw, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Stipe, Taliaferro, Terrill, Trent.—25.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Garrett, Garrison, ~~Hamilton~~, Holden, Inhofe, McCune, McSpadden, Martin, Miller, Nichols, Stansberry, Williams, Young.—19.

Excused: Bradley, Ferrell, Lamb, Smith.—4.

Senator Baggett moved to amend **HB 1191**, Page 10, Line 12, through Page 11, Line 14, by striking Paragraph C. of Section 7, in its entirety, which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Miller moved to amend **HB 1191**, Page 10, Line 29, by adding after the word "process," and before the word "b. Gas on Line 30, the following new language: "This shall include electric generating facilities." which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Boecher, Breck-

inridge, Capps, Dahl, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill.—23.

Nay: Baldwin, Berrong, Crow, Ferrell, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—19.

Excused: Bradley, Field, Ham, Porter, Rogers, Trent.—6.

Senator Grantham moved to amend **HB 1191**, Page 11, Line 15 by striking after the word "feet." on Line 14, all of Paragraph D. and substituting in lieu thereof the following:

"Section 7. CREDITS AGAINST TAX.

"D. There shall also be allowed as credits against the tax imposed by Section 5 of this Act the credits authorized by Sections 921 through 925 of Title 82 Oklahoma Statutes, and/or Sections 2001 through 2008 of Title 63 Oklahoma Statutes for the costs of facilities for water pollution control and air pollution control which have been, or may hereafter be, certified pursuant to applications therefor made on or before May 1, 1971. Oklahoma taxable income for the taxable year shall be increased by the amount of any depreciation with respect to such facilities deducted and allowed in arriving at federal taxable income for such taxable year.

"E. No additions to tax shall be made in Oklahoma income tax returns by reason of the recapture or restoration of credits under the Internal Revenue Code, and no other credits which are allowed under the Internal Revenue Code shall be allowed in Oklahoma income tax returns except those credits provided in this Act." which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Murphy, Payne,

Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—23.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Ferrell, Garrison, Grantham, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Stansberry, Williams, Young.—22.

Excused: Bradley, Ham, Medearis.—3.

Senator Baggett moved to amend **HB 1191**, Page 11, Lines 15 through 17 by striking after the letter "D." and before the words "no other credits" the words: "No additions to tax shall be made in Oklahoma income tax returns by reason of the recapture or restoration of credits under the Internal Revenue Code, and", which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent.—31.

Nay: Baggett, Baldwin, Berrong, Ferrell, Garrett, Garrison, Howell, Inhofe, McCune, Miller, Nichols, Rogers, Williams, Young.—14.

Excused: Boecher, Bradley, Holden.—3.

Senators McGraw and Holden moved to amend **HB 1191**, Page 11, Lines 21 through 28, by striking the entire Section 7. D.2. in its entirety and substituting therefor the following: "2. Those credits authorized by Sections 921 through 925 of Title 82, Oklahoma Statutes and/or Sections 2001 through 2008 of Title 63, Oklahoma Statutes."

Senator McGraw asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator McSpadden moved to amend **HB 1191**, Page 11, Line 23, by striking after the word "statutes" the balance of

Line 23, all of Line 24, and the figures "22, 1971" on Line 25.

President Pro Tempore Smith raised a point of order that the substance of Senator McSpadden's amendment had been covered in a preceding amendment, which point of order was overruled.

Senator McSpadden moved the adoption of his amendment, which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Luton, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baggett, Baldwin, Berrong, Breckinridge, Ferrell, Garrison, Grantham, Holden, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Stansberry, Williams, Young.—22.

Excused: Bradley, Capps.—2.

Senator Baggett moved to amend **HB 1191**, Page 12, Line 6½ by inserting after Line 6 and before Line 7 the following new paragraph:

"E. Every taxpayer who pays ad valorem tax to a county treasurer in Oklahoma shall be allowed a direct credit against income taxes owed by such taxpayer for the taxable year in which such ad valorem tax was paid, the amount of which credit shall be the amount by which the ad valorem tax paid exceeds one per cent (1%) of the fair cash value of the property upon which the ad valorem tax was levied and paid, provided that the credit may not exceed One Thousand Dollars (\$1,000.00) for any taxable year." which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Crow, Dahl, Field, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Luton, McSpadden, Murphy, Payne, Phillips, Por-

ter, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baggett, Birdsong, Ferrell, Garrett, Garrison, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Martin, Miller, Nichols, Rogers, Stansberry, Williams, Young.—18.

Excused: Bradley, Breckinridge, Capps, Graves, Lane, Medearis.—6.

Senator Berrong moved to amend **HB 1191**, Page 12, Line 12, by striking all of subsection A (1) and substituting therefor a new subsection A (1) as follows: "There shall be deducted interest income on obligation of the state or any political subdivision thereof which is not otherwise exempt under other laws of this state." which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Boecher, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Lane, Luton, Medearis, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baldwin, Berrong, Capps, Ferrell, Field, Garrison, Grantham, Holden, Howell, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—21.

Excused: Birdsong, Bradley, Breckinridge.—3.

Senator Young moved to amend **HB 1191**, Page 12, Lines 12 through 15, by deleting all language on said Lines 12 through 15, and by deleting the number "2." on Line 16, Page 12, and inserting in lieu thereof the number "1.", and renumbering the subsequent paragraphs.

Senator Howard raised a point of order that the substance of Senator Young's third amendment had been covered in a preceding amendment, which point of order was overruled.

Senator Young moved the adoption of his amendment, which amendment was tabled upon motion of Senator Smalley.

Senator Smalley presiding.

Senator Grantham moved to amend **HB 1191**, Page 12, Line 16 as follows: by striking the sub-section and substituting therefor the following:

"2. There shall be deducted amounts included in such income:

a. amounts that the state is prohibited from taxing because of the provisions of the Federal Constitution, the State Constitution, federal laws or laws of Oklahoma, and

b. amounts received as earnings from accounts or deposits in savings and loan associations located in Oklahoma.", which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Ham, Hamilton, Hargrave, Howard, Howell, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—22.

Nay: Baldwin, Berrong, Ferrell, Garrison, Grantham, Graves, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Stipe, Williams, Young.—20.

Excused: Boecher, Bradley, Crow, Holden, Keels, Stansberry.—6.

Senator Payne presiding.

Senator Murphy moved to amend **HB 1191**, Page 12, Line 19 by adding after the word "Oklahoma", and before the numeral 3, the following: change the period (.) after "Oklahoma" to a comma (,) and add the following language: "and amounts received as earnings from accounts or deposits in savings and loan associations located in Oklahoma."

Senator Murphy asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator Berrong moved to amend **HB 1191**, Page 19, Line 35½ by adding after the word "thereof" a new subsection (f) under Section B to read as follows: "There shall be allowed as a credit against the

tax imposed by Section 5 of this act the amount of tax paid the United States government.", which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Birdsong, Crow, Dahl, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—24.

Nay: Baldwin, Berrong, Breckinridge, Capps, Ferrell, Field, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Williams, Young.—18.

Excused: Baggett, Boecher, Bradley, Ham, Holden, Stansberry.—6.

Senators Young, Holden, Martin, Garrett, Phillips, Berrong, McSpadden, Howard, Capps, Field, Grantham, Murphy, Payne, Howell, Nichols, Garrison, McCune, Lamb, McGraw, Williams, Ferrell and Stansberry moved to amend **HB 1191**, Page 20, Line 9 as follows: By adding a new sentence, after the period following the word "Code", to read as follows: "There shall also be allowed an exemption for each college student dependent, or for the taxpayer who is also a college student, in the amount of expenses incurred for fees and tuition, room and board, and textbooks purchased during the taxable year; this exemption shall be limited to One Thousand Two Hundred Dollars (\$1,200.).", which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Boecher, Breckinridge, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Keels, Lane, Luton, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—23.

Nay: Berrong, Birdsong, Capps, Ferrell, Field, Garrison, Grantham, Howard, Howell, Inhofe, Lamb, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Williams, Young.—20.

Excused: Bradley, Holden, McGraw, Payne, Stansberry.—5.

29 Senators Young, Holden, Martin, Berrong, McSpadden, Payne, Garrison, Williams, Ferrell, Breckinridge, Lamb, McGraw, McCune and Stansberry moved to amend **HB 1191**, Page 20, Line 21½ as follows:

By adding a new subsection 3, to read as follows:

"3. The Tax Commission shall promulgate reasonable rules and regulations, designed and fashioned generally after the provisions of the federal "Keough Act", to permit residents of the State of Oklahoma to provide a measure of protection for themselves against the physical depletion of their bodies, which is certain to occur to all human beings, and against the consequent reduction in their ability to produce income for maintenance of themselves and others dependent upon them for support, by allowing a deduction of ten percent (10%), or not to exceed Two Thousand Five Hundred Dollars (\$2,500.00) whichever is the lesser amount, annually from the adjusted gross income, to be invested in Oklahoma securities such as, but not limited to, real estate, savings and loan deposits, bank savings accounts, and other non-depreciable assets to be selected by the taxpayer taking such deduction. Such rules and regulations shall provide that any taxpayer taking such deduction shall be required to report the deducted amount as ordinary income and pay a penalty of six percent (6%) per annum thereon in the event he thereafter converts the said Oklahoma securities without reinvesting the proceeds in other Oklahoma securities." And, to further amend said bill by renumbering the present subsections 3, 4, 5 and 6, to conform hereto, which amendment was tabled upon motion of Senator Hamilton, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Boecher, Breck-

inridge, Crow, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Luton, Medearis, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—28.

Nay: Berrong, Birdsong, Ferrell, Garrison, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Payne, Williams, Young.—15.

Excused: Bradley, Capps, Lane, Nichols, Stansberry.—5.

Senators Garrison, Williams, Ferrell and Inhofe moved to amend **HB 1191**, Page 21, Line 25 as follows: by adding a new paragraph as follows: "The first Fifteen Hundred Dollars (\$1,500.00) received by an unmarried widow of any member of any component of the Armed Forces of the United States whose deceased spouse was killed in action while on active duty with any such component, shall be deducted from taxable income.", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Capps, Crow, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, McGraw, McSpadden, Medearis, Murphy, Nichols, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—28.

Nay: Berrong, Boecher, Breckinridge, Ferrell, Garrison, Grantham, Holden, Inhofe, Lamb, McCune, Martin, Miller, Payne, Phillips, Williams, Young.—16.

Excused: Birdsong, Bradley, Ham, Stansberry.—4.

30 Senators Garrison, Williams, Ferrell and Inhofe moved to amend **HB 1191**, Page 21, Line 25 as follows: by adding the following paragraph: "The first Fifteen Hundred Dollars (\$1,500.00) received by a former member of any component of the Armed Forces of the United States who has suffered amputation of a major limb or any part thereof as a result of action in combat while a member of such component, shall be deducted from taxable income."

which amendment was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Capps, Dahl, Field, Garrett, Hamilton, Hargrave, Howard, Howell, Lane, Luton, Medearis, Miller, Murphy, Nichols, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—23.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Ferrell, Garrison, Grantham, Graves, Holden, Inhofe, Lamb, McCune, McSpadden, Martin, Payne, Phillips, Williams, Young.—18.

Excused: Birdsong, Bradley, Crow, Ham, Keels, McGraw, Stansberry.—7.

31 Senator McSpadden moved to amend HB 1191, Page 21, Line 31½ by adding a new Subparagraph 7 as follows:

"7. Notwithstanding any provisions in the Internal Revenue Code or in this Act to the contrary, it is expressly provided that in the case of resident individuals, amounts received as dividends or distributions of earnings from savings and loan associations or credit unions located in Oklahoma, and interest received on savings accounts and time deposits from such sources or from state and national banks, and trust companies located in Oklahoma, shall qualify as dividends for the purpose of the dividend exclusion," and taxable income shall be adjusted accordingly to arrive at Oklahoma taxable income," which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baggett, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Martin, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—25.

Nay: Baldwin, Berrong, Birdsong, Ferrell, Garrison, Grantham, Holden, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Stipe, Williams, Young.—19.

Excused: Boecher, Bradley, Nichols, Stansberry.—4.

32 Senator Baggett moved to amend HB 1191, Page 20, Lines 27-31 as follows: by striking Lines 27 through 31.

President Pro Tempore Smith moved to table the Baggett amendment, which motion was declared adopted by the chair, the roll call thereon being as follows:

Aye: Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Ham, Hamilton, Hargrave, Howard, Howell, Lane, Martin, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—23.

Nay: Baggett, Baldwin, Berrong, Birdsong, Ferrell, Garrison, Grantham, Graves, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Stipe, Williams, Young.—23.

Excused: Bradley, Stansberry.—2.

President Pro Tempore Smith asked unanimous consent, which was granted that his motion to table the Baggett No. 10 amendment be reconsidered.

The vote recurring on the Smith motion to table the Baggett No. 10 amendment, it was declared adopted. The roll call thereon being as follows:

Aye: Breckinridge, Capps, Crow, Dahl, Field, Garrett, Ham, Hamilton, Hargrave, Howell, Keels, Lane, Martin, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—23.

Nay: Baggett, Baldwin, Berrong, Birdsong, Boecher, Ferrell, Garrison, Grantham, Graves, Holden, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Stipe, Williams, Young.—22.

Excused: Bradley, Howard, Stansberry.—3.

33 Senator Williams moved to amend HB 1191, Page 21, Line 31½ as follows: by adding a new Section C: "C. No addition to the adjustment required by subsection

A and B of this section, taxable income shall be further adjusted to arrive at Oklahoma taxable income by deducting one-half of amounts paid in Federal Income tax during the taxable year minus refunds.", which amendment was tabled upon motion of Senator Terrill.

Senator Young moved to amend **HB 1191**, Page 22, Lines 14-17 as follows: By deleting all language on said lines 14 through 17, by deleting the capital "D" on Line 18, Page 22, and inserting in lieu thereof a capital "C".

Senator Young asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator Baggett moved to amend **HB 1191**, Page 22, Lines 18-33 as follows: by striking Lines 18 through 33, which amendment was tabled upon motion of President Pro Tempore Smith.

Senator Berrong moved to amend **HB 1191**, Page 25, Line 9 by striking after the word "deductions" and before the word "shall", "they" and substituting therefor "said deductions".

Senator Berrong asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator Baggett moved to amend **HB 1191**, Page 31, Line 25, by inserting after the words "the real property" and before the words "of national banking associations" the following words: "or tangible personal property", and at the end of Line 26, Page 31 by inserting the following words: "and tangible personal property", which amendment was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Baldwin, Boecher, Capps, Crow, Dahl, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—27.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Ferrell, Garrett, Grantham,

Howell, Inhofe, Keels, Lamb, McCune, McGraw, Miller, Rogers, Williams, Young.—17.

Excused: Bradley, Howard, Medearis, Stansberry.—4.

Senator Miller moved to amend **HB 1191**, Page 32, Line 3 by deleting after the word "hereof" and before the word "and" on line 4 the following: "except interest income on obligations of the State of Oklahoma or political subdivisions thereof", which amendment was tabled upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Keels, Lamb, Lane, Luton, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—33.

Nay: Baggett, Berrong, Ferrell, Garrison, Holden, Howell, Inhofe, McCune, Miller, Stansberry, Williams, Young.—12.

Excused: Bradley, Crow, McSpadden.—3.

Senator Payne presiding.

Senator Stipe moved that **HB 1191** be advanced to engrossment, which motion failed of adoption.

Senator Baggett moved to amend **HB 1191**, Page 32, Line 21, by inserting after the words "real property" and before the words "of any such" the words "or tangible personal property" and on Line 22, Page 32 by inserting after "real property" and before the words "is taxed" the words "and tangible personal property.", which amendment was tabled upon motion of Senator Smalley, the roll call thereon being as follows:

Aye: Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Ham, Hamilton, Hargrave, Lamb, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—28.

Nay: Baggett, Baldwin, Berrong, Birdsong, Garrison, Howell, Inhofe, Keels, McCune, McGraw, Stansberry, Williams, Young.—13.

Excused: Bradley, Crow, Graves, Holden, Howard, Lane, Medearis.—7.

Senator Baggett moved to amend **HB 1191**, Page 37, Line 33, by striking the words "may, at his option" and substitute the word "must", and on Page 37, Line 34 by substituting the word "and" for the word "or", which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—30.

Nay: Baggett, Baldwin, Berrong, Birdsong, Ferrell, Garrison, Holden, Howell, Inhofe, McCune, McGraw, Stansberry, Williams, Young.—14.

Excused: Bradley, Crow, Keels, Lane.—4.

Upon motion of President Pro Tempore Smith, **HB 1191** was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **HB 1191** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1191 was read for the third time at length.

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

Aye: Boecher, Capps, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—25.

Nay: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham, Holden, Inhofe, Lamb,

McCune, McGraw, McSpadden, Martin, Miller, Nichols, Stansberry, Williams, Young.—22.

Excused: Bradley.—1.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, President Pro Tempore Smith moved that the vote be reconsidered by which **HB 1191** passed.

President Pro Tempore Smith, citing Rule 14 (n), moved the Previous Question be now put, which motion prevailed.

Senator Terrill moved to reconsider the vote by which the Smith motion was adopted, which motion prevailed.

The vote occurring on the Emergency section of **HB 1191**, the roll call resulted as follows:

Aye: Baggett, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—32.

Nay: Baldwin, Berrong, Birdsong, Breckinridge, Ferrell, Garrison, Holden, Inhofe, Lamb, McCune, McGraw, McSpadden, Stansberry, Williams, Young.—15.

Excused: Bradley.—1.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which the Emergency section of **HB 1191**, passed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 38**.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 157**, as co-authored, by Sanguin, Bernard, Kamas, Cox and Dunn of the House.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that the House has rescinded its Fourth Reading, signing of and trans-

mitting **HB 1405** to the Honorable Senate for further consideration.

Consideration of the above Message was deferred this legislative day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, May 5, 1971, at 2:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, May 5, 1971, at 2:00 o'clock P.M.

40 Amendments

Sixty-eighth Legislative Day

Wednesday, May 5, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Taliaferro, Terrill, Williams.—38.

Excused: Bradley, Ferrell, Garrett, Lane, Miller, Rogers, Stansberry, Stipe, Trent, Young.—10.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Payne:

O Lord, we thank thee for thy bountiful gifts to us; life, health, family, freedom, and democracy. We are made to realize our Father, that what we are is thy gift to us, and what we make of ourselves is our gift to thee. May we not be content to drift or shun those actions that would give us largeness of character and so return to thee our best as our gift.

Now help us, O our Father, to realize that this process of government in which we are now engaged is not just a happen-so in the course of history. It is rendered to us in sacred trust by our forefathers who had a vision of true democracy for them-

selves and those who should come after them.

Help us never to be untrue to this trust. Give us the grace, the wisdom, the courage, and the right humility to preserve and exalt our heritage. May our decisions be just, honorable, and tempered with the wisdom that can only come from thee. May this day be a great day because we have listened to thee and acted accordingly. In thy holy name we pray. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Miss Elnore Urbina of Gotebo, Oklahoma, for being selected "Miss Hobart of 1971".

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Carol Ann Head of Mangum High School for being named "Honor Student".

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Joeff Penn of Mangum High School for being named "Honor Student".

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Pamela Avery of Mangum High School for being named "Honor Student".

Upon motion of Senator Capps, it was

the order of the Senate that a Citation of Congratulations be issued to Johnny Station of Hollis High School for being named valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Linda Conner of Lone Wolf High School for being named valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Mary Jane Harper, of Washita Heights High School for being named valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Linda Teel of Mountain View High School for being named valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Treva Jo Freeman of the Sentinel High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Penny Kay Kruska of Granite High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Ross Kromer of Hollis High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Ann Schmidt of Lone Wolf High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Connie Vogt of Washita Heights High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Debbie Hoover of Mountain View High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Max Sullivan of Sentinel High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Charles Benny Murphy of Granite High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kenneth McDowell of Arnett High School, for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Donna Tabor of Arnett High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Ronald Whittenberg, of Canute High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kerry Robinson of Gould High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kaye Perkins of Roosevelt High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Cynda Capps of Snyder High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Reita Eskew of Gotebo High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kathy La-June Shelton of Mountain Park High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Judy Atkinson of Gould High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Sandy Fcwl-er of Roosevelt High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Michelle Davis of Snyder High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Robert Geis of Gotebo High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Debora Kay Bates of Mountain Park High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Sherry Gath-right of Dill City High School for being named Salutatorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Karen Maddox of Mangum High School for being named "Honor Student", representing the top five percent of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Louise Burns of Dill City High School for being named Valedictorian of the graduating class of 1971.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Chris Kamphaus of Canute High School for being named Salutatorian of the graduating class of 1971.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

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 315—Appropriations and Budget.

SB 327—Public and Mental Health.

HB 1485—Judiciary, co-authored by Senator Grantham.

HB 1496—Public and Mental Health, co-authored by Senators Lamb and McCune.

FIRST READING

The following Bill was introduced and read the first time:

SB 333—By Garrison—An Act relating to mines and mining; amending Sections 5 and 8 of Chapter 186, O.S.L. 1967 (45 O.S. Supp. 1970, §§ 705 and 708); providing procedure for withdrawal of land covered by mining permit; increasing penalty amount of bond for mining permit; providing for release of bond or security given in lieu thereof; and declaring an emergency.

SECOND READING

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

SB 330—Judiciary.

SB 331—Soil and Water Resources.

SB 332—Commerce.

SJR 28—Senator Nichols asked unanimous consent that **SJR 28** be printed and placed directly on the Calendar without reference to a committee, which was the order.

HB 1449—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1239**, requesting Conference and naming Conferees as follows: Stratton, McCune, and Frates.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1403—By Kilpatrick, Riggs, Johnson, Bamberger, Bengtson, Miskelly, York, Nance, Randle, Atkins, Hill (Ben), Hill (Archibald) and Robinson—An Act relating to public welfare; authorizing any county to have federal food stamps sold and issued to eligible residents of the county, and prescribing procedure therefor; providing for agreement between the Board of County Commissioners and the

Oklahoma Public Welfare Commission, and for payment of cost of distribution of food stamps; making it a misdemeanor to do certain things as to food stamps or coupons; dealing with conflicting federal statutes, rules and regulations; fixing effective date of Act; 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 **HB 1279**.

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

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1041—By McCune, et al, of the house and Smith, Breckinridge, Bradley, Hargrave, Howard, Inhofe and McGraw of the Senate—A Concurrent Resolution expressing sorrow and extending condolence of the members of the House of Representatives and the State Senate of the First Session of the Thirty-third Oklahoma Legislature and the people of this state upon the death of Judge Whit Y. Mauzy; recognizing his life of meritorious service; and directing distribution of this resolution.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 39**, as amended.

HAs to SB 39 read as follows, and consideration deferred:

Authors: Add the following coauthors: Taggart and York of the House.

Amendment No. 1. Amend Page 2, Line 30, by inserting the following sentence after the word "agency.": "No more than one member may be appointed from one Congressional District."

Amendment No. 2. Amend Page 3, Line

3, by adding a new sentence after the period to read, "Members of the Board shall be paid no fee, expense reimbursement, wage or other compensation for their services."

Amendment No. 3. Amend Page 3, Lines 4, 5 and 6, by striking all of paragraph "B" and inserting a new paragraph "B" to read as follows: "B. The Board shall appoint and fix the duties and compensation of employees necessary to carry out the duties imposed upon the Board by law, and the compensation of such employees shall be payable from the Polygraph Examiners Fund created in Section 6-C of this act."

Amendment No. 4. Amend Page 3, Lines 24 through 30, by striking all of paragraph "C" and inserting a new paragraph "C" to read as follows: "C. All fees collected under the provisions of this act shall be deposited in the State Treasury to the credit of the "Polygraph Examiners Fund" hereby created. The Polygraph Examiners Fund shall be a special continuing fund, and disbursements from said fund shall be made only upon warrants issued by the State Auditor against claims submitted to the State Budget Office. Payments from said fund shall be made only for those expenses necessary in enforcing and otherwise carrying out the provisions of this act."

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 4, 1971, of Enrolled SBs 34, 166, 190, and 199, entitled:

SB 34—By Howard, et al, of the Senate and Wayland, et al, of the House—An Act relating to crimes and punishments; amending 21 O.S. 1961, §§ 1767.1 and 1767.2; prohibiting certain acts with respect to bombs, explosives and certain other substances; providing penalties; providing for tracing of certain calls and immunity from liability; defining terms; directing codification; providing for severability; and declaring an emergency.

SB 166—By Baggett of the Senate and Willis of the House—An Act relating to the Oklahoma State Regents for Higher Education; State Board of Public Affairs, State Department of Mental Health, State Department of Health, State Department of Highways, Oklahoma Historical Society, State Department of Vocational Education, State Department of Public Welfare, State Military Department, State Department of Corrections and Cerebral Palsy Institute; providing for continuation and reappropriation of unexpended balances of appropriations previously made; *** and declaring an emergency.

SB 190—By Grantham of the Senate and Conaghan, Boettcher and Elder of the House—An Act relating to crimes and punishments; amending 21 O.S. 1961, § 1718; pertaining to punishment for larceny of dogs; eliminating the amount for which animals are listed for taxation as determining factor as to degree of crime; and declaring an emergency.

SB 199—By Luton, Porter, Ham and Nichols of the Senate and Odom of the House—An Act relating to the Department of Institutions, Social and Rehabilitative Services; providing for the appointment of campus police and juvenile officers and fixing their powers; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 25**, as co-authored by Rogers, Draper, Skeith, Avey, Anderson, Thornhill and Williamson of the House.

The above numbered Bills and/or Resolutions were referred for enrollment.

President Pro Tempore Smith presiding.

PENDING SENATE ACTION

HCR 1002 by Hill (Ben) of the House and McGraw, Smith and Hargrave of the Senate was called up for consideration, read at length and adopted upon motion of Senator McGraw.

HCR 1002 was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SJR 26 by Hamilton, Smith, Howard, Hargrave, Inhofe, Breckinridge and McGraw of the Senate and Willis of the House was read and considered.

Senator Medearis asked to be made a co-author of **SJR 26**, which was the order.

Upon motion of Senator Hamilton, **SJR 26**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SJR 26**, as co-authored, was considered engrossed and placed on third reading and final passage.

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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Williams.—34.

Nay: Baggett.—1.

Excused: Boecher, Bradley, Ferrell, Garrett, Lane, Miller, Porter, Rogers, Stansberry, Stipe, Taliaferro, Trent, Young —13.

The resolution was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Williams.—34.

Nay: Baggett.—1.

Excused: Boecher, Bradley, Ferrell, Garrett, Lane, Miller, Porter, Rogers, Stansberry, Stipe, Taliaferro, Trent, Young —13.

The emergency was declared passed.

SJR 26 was referred for engrossment.

GENERAL ORDER

SJR 25 by Birdsong of the Senate and Andrews of the House was read and considered.

Senators Graves, Nichols, Keels, and Miller asked to be made co-authors of **SJR 25**, which was the order.

Upon motion of Senator Birdsong, **SJR 25**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SJR 25**, as co-authored, was considered engrossed and placed on third reading and final passage.

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

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Terrill, Williams.—33.

Excused: Bradley, Ferrell, Garrett, Lamb, Lane, McGraw, Medearis, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Trent, Young.—15.

The resolution was declared passed.

SJR 25 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Smalley motion to reconsider the vote by which **HB**

1029 passed, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boe-
cher, Breckinridge, Capps, Crow, Dahl,
Field, Grantham, Graves, Ham, Hamil-
ton, Hargrave, Holden, Howard, Howell,
Inhofe, Keels, Lamb, Luton, McCune, Mar-
tin, Nichols, Payne, Smalley, Smith,
Taliaferro, Terrill, Williams.—30.

Nay: Baggett, Garrison, Phillips.—3.

Excused: Bradley, Ferrell, Garrett,
Lane, McGraw, McSpadden, Medearis,
Miller, Murphy, Porter, Rogers, Stans-
berry, Stipe, Trent, Young.—15.

THIRD READING

Senator Smalley asked unanimous con-
sent to amend **HB 1029** on Third Reading
by striking the enacting clause, which
was the order.

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

On the question of passage of **HB 1029**,
the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Bird-
song, Boecher, Breckinridge, Capps, Crow,
Dahl, Field, Garrison, Grantham, Graves,
Ham, Hamilton, Hargrave, Howard, How-
ell, Inhofe, Keels, Lamb, Luton, McCune,
McGraw, McSpadden, Miller, Murphy,
Nichols, Payne, Phillips, Smalley, Smith,
Taliaferro, Terrill, Williams.—35.

Excused: Bradley, Ferrell, Garrett, Hol-
den, Lane, Martin, Medearis, Porter, Rog-
ers, Stansberry, Stipe, Trent, Young.—13.

The bill was declared passed.

On the question of passage of emer-
gency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Bird-
song, Boecher, Breckinridge, Capps, Crow,
Dahl, Field, Garrison, Grantham, Graves,
Ham, Hamilton, Hargrave, Howard, How-
ell, Inhofe, Keels, Lamb, Luton, McCune,
McGraw, McSpadden, Miller, Murphy,
Nichols, Payne, Phillips, Smalley, Smith,
Taliaferro, Terrill, Williams.—35.

Excused: Bradley, Ferrell, Garrett, Hol-
den, Lane, Martin, Medearis, Porter, Rog-

ers, Stansberry, Stipe, Trent, Young.—13.

The emergency was declared passed.

HB 1029 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 121, 122 and **285** each correctly en-
grossed.

SBs 157 and **301** each correctly enrolled.

Engrossed **SBs 121, 122,** and **285** were
each properly signed and ordered trans-
mitted to the Honorable House for con-
sideration.

Enrolled **SBs 157** and **301** were, after
fourth reading, properly signed and or-
dered transmitted to the Honorable House
for the signature of the Speaker.

GENERAL ORDER

SB 307 by Payne was read and consid-
ered.

Senator Rogers asked to be shown pres-
ent, which was the order.

Senator Baggett moved to amend **SB**
307, Page 3, Lines 9 and 10 as follows: by
striking the new language and reinstating
the existing language, which amendment
was declared adopted.

Upon motion of Senator Payne, **SB 307**,
as amended, was advanced to engross-
ment.

By unanimous consent, upon request of
Senator Payne, **SB 307**, as amended, was
considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boe-
cher, Breckinridge, Capps, Crow, Field,
Garrett, Garrison, Grantham, Graves,
Ham, Hamilton, Holden, Howard, Inhofe,
Keels, Lamb, Luton, McCune, McGraw,
McSpadden, Martin, Medearis, Miller,
Murphy, Nichols, Payne, Phillips, Rogers,
Smith, Taliaferro, Terrill, Williams.—35.

Excused: Baggett, Bradley, Dahl, Ferrell, Hargrave, Howell, Lane, Porter, Smalley, Stansberry, Stipe, Trent, 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, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Taliaferro, Terrill, Williams.—35.

Excused: Baggett, Bradley, Dahl, Ferrell, Hargrave, Howell, Lane, Porter, Smalley, Stansberry, Stipe, Trent, Young.—13.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which SB 307 and its Emergency passed.

The vote occurring on the Boecher motion to reconsider the vote by which SB 284 passed, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Payne, Phillips, Rogers, Smith, Taliaferro, Terrill, Williams.—31.

Nay: Murphy.—1.

Excused: Berrong, Birdsong, Bradley, Crow, Dahl, Ferrell, Hargrave, Lane, McCune, Nichols, Porter, Smalley, Stansberry, Stipe, Trent, Young.—16.

THIRD READING

Senator McSpadden moved to reconsider the vote by which SB 284 was consid-

ered engrossed and placed on third reading and final passage, which motion was adopted.

Senator McSpadden moved to reconsider the vote by which SB 284 was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator McSpadden moved to amend SB 284, Page 1 as follows: by striking the enacting clause, which amendment was declared adopted.

Upon motion of Senator McSpadden, SB 284, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 284, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 284 was read for the third time at length.

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

Aye: Baggett, Baldwin, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Graves, Ham, Hamilton, Howard, Howell, Keels, McGraw, McSpadden, Medearis, Miller, Nichols, Payne, Phillips, Smith, Taliaferro, Terrill, Williams.—25.

Nay: Garrison, Grantham, Holden, Inhofe, Lamb, Luton, McCune, Martin, Murphy.—9.

Excused: Berrong, Birdsong, Bradley, Crow, Ferrell, Hargrave, Lane, Porter, Rogers, Smalley, Stansberry, Stipe, Trent, Young.—14.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

Senator Ham asked for consideration of his motion to reconsider the vote by which

the Emergency Section of **SB 284** failed of passage, which motion was tabled upon motion of Senator Field.

SB 284 was referred for engrossment.

GENERAL ORDER

SB 150 by Howard was read and considered.

Upon motion of Senator Howard, **SB 150** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 150** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 150 was read for the third time at length.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams.—35.

Nay: Luton.—1.

Excused: Baggett, Berrong, Bradley, Ferrell, Garrett, Ham, Lane, Porter, Stansberry, Stipe, Trent, Young.—12.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Taliaferro, Terrill, Williams.—35.

Nay: Luton.—1.

Excused: Baggett, Berrong, Bradley,

Ferrell, Garrett, Ham, Lane, Porter, Stansberry, Stipe, Trent, Young.—12.

The emergency was declared passed.

SB 150 was referred for engrossment.

GENERAL ORDER

SB 263 by Howard was read and considered.

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

Upon motion of Senator Howard, **SB 263** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 263** was considered engrossed and placed on 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: Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smith, Terrill, Williams.—33.

Excused: Baggett, Birdsong, Boecher, Bradley, Ferrell, Garrett, Ham, Nichols, Porter, Smalley, Stansberry, Stipe, Taliaferro, Trent, Young.—15.

The bill was declared passed.

SB 263 was referred for engrossment.

GENERAL ORDER

HB 1323 by Pierce, et al, of the House and Murphy of the Senate was read and considered.

Senators Baggett, Terrill, Miller, Taliaferro, Crow, Lamb and Luton moved to amend **HB 1323**, Page 7, Line 14, by inserting after the word "public" and before the word "school" the words "and private" and on Line 2, Page 9 by making

the same insertion", which amendment was declared adopted.

Senator Hamilton presiding.

Senator Baggett moved to amend **HB 1323**, Page 7, Line 15 by striking the words "who are in the eleventh grade", which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1323**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1323**, as amended, was considered engrossed and placed on 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: Boecher, Breckinridge, Dahl, Graves, Hamilton, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Smalley, Smith, Taliaferro, Williams.—22.

Nay: Baldwin, Birdsong, Capps, Crow, Grantham, Hargrave, Holden, Howell, Keels, Phillips.—10.

Excused: Baggett, Berrong, Bradley, Ferrell, Field, Garrett, Garrison, Ham, Payne, Porter, Rogers, Stansberry, Stipe, Terrill, Trent, Young.—16.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Murphy moved that the vote be reconsidered by which **HB 1323** failed.

GENERAL ORDER

HB 1264 by Cate, et al, of the House and Howell and Smalley of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1264** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1264** was considered

engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Crow, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Terrill, Williams.—31.

Excused: Berrong, Bradley, Capps, Dahl, Ferrell, Garrison, Ham, McGraw, Medearis, Payne, Porter, Rogers, Stansberry, Stipe, Taliaferro, Trent, Young.—17.

The bill was declared passed.

HB 1264 was referred for engrossment.

GENERAL ORDER

HB 1200 by Hill (Ben), et al, of the House and Howell of the Senate, was read and considered.

Upon motion of Senator Howell, **HB 1200** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1200** was considered engrossed and placed on third reading and final passage.

Senators Ferrell and Stipe asked to be shown present, which was the order.

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: Birdsong, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Hamilton, Howard, Howell, Lane, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill.—24.

Nay: Baggett, Berrong, Ferrell, Garrison, Graves, Keels, Lamb, McCune, Murphy, Williams.—10.

Excused: Baldwin, Bradley, Dahl, Ham, Hargrave, Holden, Inhofe, Medearis, Porter, Rogers, Stansberry, Taliaferro, Trent, Young.—14.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Howell moved that the vote be reconsidered by which **HB 1200** failed of passage.

GENERAL ORDER

SB 311 by Smith and Howard of the Senate and Hopkins of the House was read and considered.

Upon motion of President Pro Tempore Smith, **SB 311**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SB 311**, as co-authored, was considered engrossed and placed on 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: Birdsong, Boecher, Breckinridge, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stipe.—27.

Nay: Ferrell, McCune, Williams.—3.

Excused: Baggett, Baldwin, Berrong, Bradley, Capps, Dahl, Ham, Howell, Lamb, Martin, Medearis, Porter, Smalley, Stansberry, Taliaferro, Terrill, Trent, Young.—18.

The bill was declared passed.

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

Aye: Birdsong, Boecher, Breckinridge,

Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stipe.—27.

Nay: Ferrell, McCune, Williams.—3.

Excused: Baggett, Baldwin, Berrong, Bradley, Capps, Dahl, Ham, Howell, Lamb, Martin, Medearis, Porter, Smalley, Stansberry, Taliaferro, Terrill, Trent, Young.—18.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, President Pro Tempore Smith moved that the vote be reconsidered by which the Emergency section of **SB 311** failed of passage.

MOTION WITHDRAWN

Senator Smalley asked unanimous consent to withdraw his motion to reconsider the vote whereby **SB 307** and its Emergency passed, which was the order.

SB 307 was referred for engrossment.

GENERAL ORDER

SB 290 was taken up for further consideration.

Senator Crow asked unanimous consent to amend **SB 290** by striking both the title and emergency section thereto, which was the order.

Senator Smalley presiding.

Upon motion of Senator Crow, **SB 290**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 290**, as amended, was considered engrossed and placed on 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: Baggett, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—33.

Nay: Birdsong, McCune, Rogers.—3.

Excused: Baldwin, Berrong, Bradley, Capps, Dahl, Ham, Inhofe, Medearis, Porter, Stansberry, Trent, Young.—12.

The bill was declared passed.

SB 290 was referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Garrison, the Senate concurred in HAS to SB 23.

SB 23, 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, Breckinridge, Crow, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—29.

Excused: Baldwin, Berrong, Boecher, Bradley, Capps, Dahl, Ferrell, Field, Garrett, Ham, Hamilton, Howard, Lamb, Luton, Medearis, Porter, Stansberry, Trent, Young.—19.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Grantham, the Senate concurred in HAS to SB 154.

SB 154, 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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—33.

Excused: Baldwin, Berrong, Bradley, Capps, Dahl, Ham, Hargrave, Lamb, Luton, McSpadden, Medearis, Porter, Stansberry, Trent, Young.—15.

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.

GENERAL ORDER

SB 269 by Murphy was read and considered.

Upon motion of Senator Murphy, SB 269 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 269 was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smith, Stipe, Taliaferro, Terrill, Williams.—28.

Nay: Boecher, Keels, Rogers.—3.

Excused: Baldwin, Bradley, Capps, Dahl, Field, Ham, Hargrave, Howard, Lamb, Luton, Medearis, Phillips, Porter, Smalley, Stansberry, Trent, Young.—17.

The bill was declared passed.

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

Aye: Baggett, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Keels, Lane, McCune, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill.—28.

Nay: Stipe.—1.

Excused: Baldwin, Berrong, Bradley, Capps, Dahl, Ham, Howard, Inhofe, Lamb, Luton, McGraw, McSpadden, Medearis, Phillips, Porter, Stansberry, Trent, Williams, Young.—19.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Murphy moved that the vote be reconsidered by which the Emergency section of SB 269 failed of passage.

RESOLUTION

SR 37 by Hamilton was introduced and consideration deferred this legislative day.

SR 37—By Hamilton—A Resolution congratulating and commending the Oklahoma Farmers Union for sponsoring the Green Thumb Project which won the National Award; and directing distribution.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 157 and 301.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, May 6, 1971, at 10:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, May 6, 1971, at 10:00 o'clock A.M.

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

Ayes: Baggett, Bingham, Brookbridge, Crow, Garrison, Grantham, Graves, Hargrave, Howell, Inhofe, Keith, Lane, McCune, McGraw, McSpadden, Marple, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stapp, Tallaferra, Terrill, Williams.—25.

Nay: Bingham, McCune, Rogers.—3.

MESSAGE FROM THE HOUSE

At 10:00 A.M. the Speaker of the House of Representatives, Mr. J. B. Hamilton, delivered the following message to the Senate:

The House of Representatives has passed the bill, S. B. 154, as amended, by a vote of 25 yeas and 3 nays. The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

The bill, as amended, was declared passed.

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

Ayes: Baggett, Bingham, Brookbridge, Crow, Garrison, Grantham, Graves, Hargrave, Howell, Inhofe, Keith, Lane, McCune, McGraw, McSpadden, Marple, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stapp, Tallaferra, Terrill, Williams.—25.

Nay: Bingham, McCune, Rogers.—3.

MOTION TO RECONSIDER VOTED

The motion to reconsider was voted on and the yeas and nays were as follows:

The motion to reconsider was voted on and the yeas and nays were as follows:

The motion to reconsider was voted on and the yeas and nays were as follows:

THIRD READING

SB 154 was read for the third time at length.

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

Ayes: Baggett, Bingham, Brookbridge, Crow, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lane, McCune, McGraw, McSpadden, Marple, Miller, Murphy, Nichols, Payne, Smith, Stapp, Tallaferra, Terrill, Williams.—25.

Nay: Bingham, Keith, Rogers.—3.

Excused: Baldwin, Bradley, Capps, Dahl, Field, Ham, Hargrave, Howard, Lamb, Luten, McSpadden, Phillips, Porter, Smalley, Stapp, Terrill, Young.—0.

The bill was declared passed.

Sixty-ninth Legislative Day

Thursday, May 6, 1971

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, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Excused: Boecher, Bradley, Dahl, Inhofe, Lamb, Lane, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—14.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of President Pro Tempore Smith and Senator Payne:

We humbly thank thee, Almighty God, for the many blessings which thou hast given to our country, and add this, O Lord, to thy other mercies, that we may be enabled to use them better to thy service. By thy divine protection and providence thou hast appointed for each of us our work in life, and hast commanded that we should not be slothful in business, but fervent in spirit, serving thee; so help us to always remember that our work is thy appointment, and to do it heartily as unto thee. Our Father, take from us all contempt of thy word and commandments. Break down all barriers of selfishness and ignorance which keep men from thee, and by our very acts, may we be the "salt of

the earth" and the "light of the world" to which we have been called.

O Lord, in the haste and urgency of this day, somehow may we have calmness, that we may with due regard, and keenness of mind, fulfill the work that is laid before us. Hear us, O Lord, as we seek thy presence to be with us. For we ask it in the name of Thy Son, Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Smalley, it was the order of the Senate that a Citation of Congratulations be issued to Student Body of Falls Elementary School who prepared beautiful name tags and decorations for the Ohoyahoma Legislative Wives Club which made the meeting of said club a great success.

Upon motion of Senator Smalley, it was the order of the Senate that a Citation of Congratulations be issued to Mrs. Laura Adams, Mrs. Doris Ryan, and Mrs. C. F. Moore, for their contribution to the success of the monthly meeting of the Ohoyahoma Legislative Wives Club.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

COMMITTEE REPORTS

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

DO PASS:

SB 207—Wildlife.

SB 271—Education - Common, co-authored by Miller of the Senate and Avey of the House.

SB 293—Education - Common.

SB 320—Governmental Reform.

HB 1103—Judiciary.

HB 1112—Judiciary.

HB 1280—Judiciary.

HB 1426—Judiciary.

DO PASS, as amended:

SB 270—Education - Common, co-authored by Breckinridge.

SB 313—Judiciary, co-authored by Luton of the Senate.

HB 1248—Governmental Reform.

HJR 1022—Constitutional Revision and Redistricting.

RESOLUTION

Senator Field introduced **SCR 44**:

SCR 44—By Field, Berrong, Hamilton, Williams, Crow, Young and Grantham of the Senate and Harrison, McKee, Thornhill and Kamas of the House—A Concurrent Resolution relating to a 1971 interim study by the State Legislative Council; requesting the Executive Committee of the Legislative Council to appoint a special committee for study of the fiscal policies and administration of the commissioners of the land offices; and requesting report of findings and recommendations.

Senators Birdsong, Garrett, Taliaferro, Miller, Nichols and Smith asked to be made co-authors of **SCR 44**, which was the order.

SCR 44, as co-authored, was read at length, adopted upon motion of Senator Field and ordered referred for engrossment.

FIRST READING

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

SB 334—By Howard and Smith—An Act relating to professions and occupations; defining terms; making certain acts un-

lawful; creating the Oklahoma State Board of Review with certain powers, duties and responsibilities; providing certain standards for the board in disapproving certain films or views; providing for certification of films or views and the display of same; providing keeping of certain records and making of certain reports; providing fees; providing for office space and compensation of board; providing certain Act misdemeanor; providing for punishment; providing for disposition of fees and fines; providing certain restriction on advertising; providing procedure and requirements for applying for approval of films or views; providing for appeal; providing certain exemption from this Act; and making provisions of this Act severable.

SB 335—By Miller, Smith and Garrison—An Act relating to the State Merit System of Personnel Administration; providing that personnel occupying certain offices and positions in the State Department of Education shall be in the unclassified service of this state; providing for severability; and declaring an emergency.

SB 336—By Birdsong—An Act relating to motor vehicles; amending Section 1, Chapter 233, O.S.L. 1965 (47 O.S. Supp. 1970, § 701); providing that automobile clubs or other associations shall be under the jurisdiction of the State Insurance Commissioner in regard to their issuing of guaranteed arrest bond certificates; providing for term, conditions, requirements and use of guaranteed arrest bonds; providing who can be surety on said bonds and conditions and requirements therefor; providing for the uses and effects of said bonds; providing for forfeitures; and providing for notice to certain persons of the Surety Company, Club or Association authorized to issue such bonds.

SECOND READING

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

SB 333—Soil and Water Resources

HB 1403—Governmental Reform.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1040—By Abbott of the House and Terrill of the Senate—A Concurrent Resolution directing interim study by a special committee of the State Legislative Council as to the feasibility of the state's becoming a self-insurer of its public buildings; providing for such special committee; directing a report and recommendations to the Executive Committee of the Legislative Council and the 2nd Session of the 33rd Oklahoma Legislature.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1272—By Mountford, Murphy, Sullivan, Fine, Willis, Skeith and Sparkman of the House and Hamilton, Phillips, Lane, McSpadden and Medearis of the Senate—An Act relating to roads; amending Section 1727, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1727); providing for apportionment of motor fuel taxes on fuels consumed on certain highways; altering the apportionment provided for certain motor fuel excise taxes; and declaring an emergency.

HB 1281—By Spearman, Payne and Boren of the House and Rogers of the Senate—An Act relating to the national guard; amending 44 O.S. 1961, § 74; providing for compensation of persons in active service of the state; and providing minimum daily compensation.

HB 1283—By Spearman, Payne and Boren of the House and Rogers of the Senate—An Act relating to the Oklahoma national guard; amending 44 O.S. 1961, § 233.2; providing for agreements with the United States concerning construction and improvements of armories; removing the limits on the amount of state payment

without federal participation and permitting such payments to exceed twenty-five percent of the project cost.

HB 1340—By Spearman, Wolfe (Stephen) and Odom—An Act relating to the State Regents for Higher Education; making an appropriation thereto; stating the purpose; providing lapse date; making provisions of this Act severable; and declaring an emergency.

HB 1341—By Spearman and Wolfe (Stephen)—An Act relating to institutions of higher learning; providing for the State Regents for Higher Education to administer a scholarship program relating to the practice of osteopathy in rural areas; providing powers and duties of the Regents; providing scholarship conditions; providing for a continuing fund; providing for severability; and declaring an emergency.

HB 1445—By Sullivan, Wickersham and York of the House and Luton of the Senate—An Act relating to motor vehicles; amending 47 O.S. 1961, §§ 7-204, 7-302, 7-316, 7-324, 7-330 and 8-104; providing requirement for various forms of proof of financial responsibility; defining terms; and increasing limits of proof for financial responsibility.

HB 1498—By Privett, Wolf (Leland), Spearman, Boatner, Bamberger and Williamson—An Act relating to revenue and taxation; amending Section 8, House Bill 1191, 1st session, 33rd Legislature, by adding a subparagraph 7 of subsection B, to provide that certain types of income shall constitute dividends for the purpose of the dividend exclusion; repealing conflicting laws; 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 176**, as co-authored and amended.

HAs to **SB 176** read as follows, and consideration deferred:

Authors: Add the following coauthors: Huddleston, Boatner, Atkins and Duke of the House.

Amendment No. 1. Amend Page 3, Line 17, by striking the period and adding: "however, the local housing authority shall not exceed the guidelines in establishing incomes set forth by the Department of Housing and Urban Development."

Amendment No. 2. Amend Page 4, Line 9½, by adding a new Section 2.

"SECTION 2. In all cities and counties, all projects not authorized prior to July 1, 1968, shall be ineffective until approved by a majority of those voting on the question at a special or general election; except projects authorized under the provisions of Section 1057 of this title."; amending title to conform; and renumbering the following section.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1002.

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

PENDING SENATE ACTION

HCR 1041 by McCune, et al, of the House and Smith, Breckinridge, Bradley, Hargrave, Howard, Inhofe and McGraw of the Senate was called up for consideration.

President Pro Tempore Smith asked unanimous consent that all other members of the Senate be made co-authors of HCR 1041, which was the order.

HCR 1041, as co-authored, was read at length, adopted upon motion of President Pro Tempore Smith, properly signed and ordered returned to the Honorable House.

SR 37 by Hamilton was read at length as follows, adopted upon motion of Senator Hamilton and ordered referred for enrollment:

SR 37—By Hamilton.—A Resolution congratulating and commending the Oklahoma Farmers Union for sponsoring the

Green Thumb project which won the National Award; and directing distribution.

WHEREAS, the National Farmers Union has sponsored the Green Thumb, Inc.; and

WHEREAS, the Green Thumb, Inc, has employed over 3,000 older, retired farmers on beautification projects; and

WHEREAS, the Oklahoma Farmers Union has sponsored the Green Thumb project in Oklahoma; and

WHEREAS, the "Green Thumbers" employed under this project average 69 years of age and have an average income, exclusive of earnings from the Green Thumb Project, of approximately \$900.00 per year including Social Security payments; and

WHEREAS, Oklahoma's Green Thumb Project has been awarded the National Award for its outstanding work in beautifying numerous parks and recreation areas throughout the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate hereby congratulates and commends the Oklahoma Farmers Unions, Chester F. Stone, Oklahoma State Director of the Farmers Union Green Thumb Project and the senior citizens whose inspiring efforts have made an important contribution to the beauty of this State for which all Oklahomans are greatly indebted.

SECTION 2. The Industrial Development and Park Department, the Oklahoma Historical Society, the Employment Security Commission, the Department of Institutions, Social and Rehabilitative Service, the Department of Health and the municipalities and other agencies and organizations which cooperated in the Green Thumb project are hereby extended the commendation of the State Senate.

SECTION 3. Copies of this Resolution shall be distributed to the U. S. Secretary of Labor, the Oklahoma Congressional delegation, the Executive Committee of the

Oklahoma Farmers Union, the Oklahoma State Director of the Farmers Union Green Thumb Project and each of the agencies set out in Section 2 hereof.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Miller, the request of the Honorable House for a conference on **HB 1163** was ordered granted, said Bill to be referred to **GCCA**, when appointed.

Upon motion of Senator Garrett, the request of the Honorable House for a conference on **HB 1343** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1343: Senators Garrett, Young, and Howell.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Grantham, the Senate concurred in **HAs** to **SB 203**.

SB 203, 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, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Excused: Boecher, Bradley, Crow, Dahl, Inhofe, Lamb, Lane, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—15.

The bill, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McCune, Mc-

Graw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Excused: Boecher, Bradley, Crow, Dahl, Inhofe, Lamb, Lane, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—15.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senators Lane and Inhofe asked to be shown present, which was the order.

Upon motion of Senator Garrett, the Senate concurred in **HAs** to **SB 39**.

SB 39, 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, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Lane, Luton, McCune, McGraw, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—27.

Nay: Birdsong, Breckinridge, Ferrell, Hamilton, Keels, Murphy.—6.

Excused: Boecher, Bradley, Capps, Dahl, Hargrave, Inhofe, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—15.

The bill, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Nay: Breckinridge, Ferrell.—2.

Excused: Boecher, Bradley, Capps, Dahl, Holden, Lamb, McSpadden, Martin,

Medearis, Phillips, Porter, Rogers, Stipe, Trent.—14.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Murphy **HAs** to **SB 116** were rejected and Conference requested, said Bill to be referred to **GCCA**, when appointed.

Upon motion of Senator Murphy, the Senate concurred in **HAs** to **SB 189**.

SB 189, 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, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, Luton, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: McCune.—1.

Excused: Boecher, Bradley, Capps, Dahl, Keels, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—14.

The bill, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, Luton, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: McCune.—1.

Excused: Boecher, Bradley, Capps, Dahl, Keels, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—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 Garrett, the Senate concurred in **HAs** to **SB 215**.

SB 215, 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, Breckinridge, Crow, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Birdsong, Boecher, Bradley, Capps, Dahl, Garrison, Inhofe, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—16.

The bill, as amended, was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Crow, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—32.

Excused: Birdsong, Boecher, Bradley, Capps, Dahl, Garrison, Inhofe, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—16.

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 150, 263, SJR 25, HBs 1264 and 1328 each correctly engrossed.

SBs 23 and 25 each correctly enrolled.

Engrossed **SBs 150, 263 and SJR 25** were

each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1264, and 1328, together with Engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 23 and 25 were, after fourth reading, properly signed and ordered transmitted to the honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1415 by Odom of the House and Taliaferro of the Senate was read and considered.

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

Upon motion of Senator Taliaferro, HB 1415 was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, HB 1415 was considered engrossed and placed on third reading and final passage.

Senator Taliaferro asked unanimous consent, which was granted, that further consideration of HB 1415 be deferred for this legislative day.

GENERAL ORDER

SB 315 by Baggett was read and considered.

Upon motion of Senator Baggett, SB 315 was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, SB 315 was considered engrossed and placed on third reading and final passage.

Senator Payne presiding.

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, Baldwin, Berrong, Breckinridge, Ferrell, Field, Garrett, Garrison,

Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Lane, Luton, McCune, McGraw, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill. —27.

Excused: Birdsong, Boecher, Bradley, Capps, Crow, Dahl, Holden, Inhofe, Keels, Lamb, McSpadden, Martin, Medearis, Murphy, Phillips, Porter, Rogers, Stipe, Trent, Williams, Young. —21.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams. —32.

Excused: Birdsong, Boecher, Bradley, Dahl, Keels, Lamb, Luton, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent, Young. —16.

The emergency was declared passed.

SB 315 was referred for engrossment.

MOTION TO RECONSIDER VOTE

President Pro Tempore Smith asked for consideration of his motion to reconsider the vote by which HB 1191 passed, which motion was tabled upon motion of Senator Terrill.

Senator Smalley asked for consideration of his motion to reconsider the vote by which the Emergency section of HB 1191 passed, which motion was tabled upon motion of Senator Terrill.

President Pro Tempore Smith presiding.

Engrossed HB 1191 was properly signed and ordered returned to the Honorable House.

Senator Payne presiding.

GENERAL ORDER

SB 165 by Baggett of the Senate and

Willis of the House was read and considered.

Senator Baggett moved to amend **SB 165**, the Title, by restoring the original Title on the bill as introduced, which amendment was declared adopted.

Upon motion of Senator Baggett, **SB 165**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 165**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 165 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Nay: Hamilton.—1.

Excused: Birdsong, Boecher, Bradley, Dahl, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—14.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Nay: Hamilton.—1.

Excused: Birdsong, Boecher, Bradley, Dahl, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—14.

The emergency was declared passed.

SB 165 was referred for engrossment.

GENERAL ORDER

SJR 28 by Nichols of the Senate and Boren of the House was read and considered.

Senator Hargrave asked to be made a co-author of **SJR 28**, which was the order.

Upon motion of Senator Nichols, **SJR 28**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **SJR 28**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 28 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Excused: Birdsong, Boecher, Bradley, Capps, Dahl, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—14.

The Resolution was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—34.

Excused: Birdsong, Boecher, Bradley, Capps, Dahl, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent.—14.

The emergency was declared passed.

SJR 28 was referred for engrossment.

GENERAL ORDER

SB 317 by Ham was read and considered.

Upon motion of Senator Ham, **SB 317** was advanced to engrossment.

By unanimous consent, upon request of Senator Ham, **SB 317** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Excused: Boecher, Bradley, Capps, Dahl, Lamb, McSpadden, Martin, Medearis, Nichols, Phillips, Porter, Rogers, Stipe, Taliaferro, Trent, Young.—16.

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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Payne, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Excused: Boecher, Bradley, Capps, Dahl, Lamb, McSpadden, Martin, Medearis, Nichols, Phillips, Porter, Rogers, Stipe, Taliaferro, Trent, Young.—16.

The emergency was declared passed.

SB 317 was referred for engrossment.

GENERAL ORDER

SB 319 by Hargrave and Grantham was read and considered.

Upon motion of Senator Hargrave, **SB 319** was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **SB 319** was considered engrossed and placed on 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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Terrill, Williams, Young.—33.

Excused: Boecher, Bradley, Capps, Dahl, Lamb, Luton, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Taliaferro, Trent.—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, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Terrill, Williams, Young.—33.

Excused: Boecher, Bradley, Capps, Dahl, Lamb, Luton, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Taliaferro, Trent.—15.

The emergency was declared passed.

SB 319 was referred for engrossment.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Terrill, the Con-

ference Committee Report on **SJR 15** was declared adopted.

SJR 15, as amended in Conference, was read at length.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Crow, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Excused: Boecher, Bradley, Capps, Dahl, Garrison, Lamb, McSpadden, Martin, Medearis, Phillips, Porter, Rogers, Stipe, Trent, Young.—15.

The Resolution, 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, Breckinridge, Crow, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams.—33.

Excused: Boecher, Bradley, Capps, Dahl, Garrison, Lamb, McSpadden, Martin, Me-

dearis, Phillips, Porter, Rogers, Stipe, Trent, Young.—15.

The emergency was declared passed.

SJR 15, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

President Pro Tempore Smith presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 154 correctly enrolled.

Enrolled **SB 154** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1425**, requesting Conference and naming Conferees as follows: Skeith, Hopkins, Cotner.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HBs 1024** and **1125**, requesting Conference and referring said Bills to **GCCA**, when appointed.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, May 10, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, May 10, 1971, at 1:00 o'clock P.M.

Seventieth Legislative Day

Monday, May 10, 1971

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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—42.

Excused: Bradley, Breckinridge, Crow, McGraw, Smalley, Young.—6.

The President declared a quorum present.

The following prayer was offered by the Chaplain, Father Joseph Propps, Associate Pastor, St. Pius X Church, Tulsa, Oklahoma, and incorporated upon request of Senator Lane:

Father in heaven, send forth your light and your truth upon this body so that we may pursue what is right and just in things both great and small. May our might be the might of the spirit, our strength be in your law, our power be in the way of charity. May only truth be spoken and may the quest for justice be the motivation of all your servants. May goodness and mercy be in us and follow us all our days that we may be worthy to dwell with you forever. We ask this through Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

CITATIONS

Upon motion of Senator Dahl, it was the order of the Senate that a Citation of Congratulations be issued to Les Carman, of Pawhuska High School, who won the 1971, 123 Pound State Champion Wrestler in Class 2A for the second consecutive year.

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

UNANIMOUS CONSENT REQUEST RE SJR 8

Senator McCune stated that **SJR 8**, as passed the Senate on May 6, 1971, did not accurately state present law, as contained in **HJR 1019** of the 1st Session of the 33rd Legislature. Senator McCune asked unanimous consent, which was granted, that **SECTION 1** of **SJR 28**, page 1, lines 1 through 3, and page 2, lines 1 through 17, be corrected to read as follows:

SECTION 1, Section 1 of Enrolled House Joint Resolution No. 1019 of the 1st Session of the 33rd Oklahoma Legislature is amended to read as follows:

Section 1. All laws of this state authorizing the holding of elections in school districts to vote on questions of annexation and/or consolidation of any school district or part thereof are hereby temporarily suspended and made inoperable, and such laws shall remain so suspended and the operation thereof shall be held in abeyance until July 1, 1971, providing, however, that this suspension shall not apply to any proceedings which have been initiated, but not completed prior to the effective date

of this Resolution. PROVIDED FURTHER, THE PROVISIONS OF THIS RESOLUTION SHALL NOT APPLY WHEN TWENTY-FIVE PERCENT (25%) OF THE AVAILABLE CLASSROOM SPACE IS DESTROYED BY FIRE OR ACTS OF GOD IN EITHER THE ELEMENTARY, GRADES 1 THROUGH 6, JUNIOR HIGH, GRADES 7 THROUGH 9, OR HIGH SCHOOL, GRADES 10 THROUGH 12. Provided further, that any district that has been notified that **[they do]** IT DOES not meet the average daily attendance requirement as provided by statute or regulation shall be permitted to hold an election for the purpose of annexing the district to an adjoining district or districts.

FIRST READING

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

SB 337—By Murphy—An Act relating to professions and occupations; amending 59 O.S. 1961, § 199.6, which defines certain unlawful acts in connection with the practice of cosmetology; exempting sales people demonstrating manufacturer's products in retail establishments from coverage under Sections 199.1 through 199.16 of Title 59 of the Oklahoma Statutes; and declaring an emergency.

SJR 29—By Dahl—A Joint Resolution providing for an official day for each Indian tribe in Oklahoma; allowing each tribe to select its own day; and directing the Governor to declare such selections as the official days.

SECOND READING

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

SB 334—Professions and Occupations.

SB 335—Education - Common.

SB 336—Insurance.

HB 1272—Revenue and Taxation.

HB 1281—Appropriations and Budget.

HB 1283—Appropriations and Budget.

HB 1340—Appropriations and Budget.

HB 1341—Education - Higher.

HB 1445—Judiciary.

HB 1498—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1213—By Boettcher, Kennedy, Conaghan, Sullivan, Monks, and Randle—An Act authorizing the construction of toll expressways by means of public trusts; providing procedure for financing and constructing toll expressways; providing procedure for condemnation; requiring conformity with minimum standards of Highway Department or Turnpike Authority; providing for performance bond; providing procedure for selection of trustees; specifying requirements for construction contracts; providing for disposition of surplus revenues; providing for establishment of tolls; providing procedure for construction of connecting or feeder roads and streets and payment therefor; authorizing contracts between trust and counties or municipalities; authorizing projects where federal matching funds are approved and procedure therefor; providing that counties may be trust beneficiaries; requiring consent of governing body of city or town before entering into contracts; exempting county beneficiary or municipality from liability for damage or injury; providing for connections and crossing of existing streets or roads and temporary closing thereof; making Sections 11-1401 to 11-1405 of Title 47 of the Oklahoma Statutes and Section 1718 of Title 69 of the Oklahoma Statutes applicable; defining "toll expressway" and "municipality"; vesting jurisdiction in District Courts; making provisions of Act inapplicable in counties having population of Four Hundred Thousand or more; prescribing punishment for trustees or employees of public trusts having financial interest in contracts; repealing acts in conflict; providing for severability; and declaring an emergency.

HB 1288—By Mountford, Taggart, Sanders and Lindstrom of the House and Murphy of the Senate—An Act relating to architects; declaring public interest; providing rule of liberal construction; defining terms; prohibiting restrictions on use of titles and prohibiting the practice of architecture by persons not licensed under the provisions of this Act; providing exceptions from provisions of Act; establishing the Board of Governors of Licensed Architects of Oklahoma and providing qualifications, terms of offices, oaths and compensation of members thereof; providing for meetings of such Board and providing for election of officers of such Board and prescribing their duties; providing powers and duties of Board and prescribing for continuance, repeal or amendment of rules and regulations of Board; providing qualifications for persons seeking a license as an architect in the State and prescribing methods of securing such license; providing for reciprocal licenses to practice architecture; providing grounds for refusing to issue a license to practice architecture to applicants therefor and grounds for cancelling, suspending or revoking such license after issuance; prescribing the contents of a license; permitting partnerships or corporations to practice architecture in this State under certain conditions; providing procedures and rules for reinstating any license previously cancelled, suspended or revoked; providing for filing of complaints against licensees, limitations on time for filing such complaints and rules of procedures applicable to hearing complaints; providing right of appeal from action of Board and procedures therefor; providing powers of Board after hearing of accused person; prescribing rules of conduct and ethical standards for licensed architects; providing for seal or stamp for licensed architects and prescribing penalty for wrongful use thereof; providing for disposition, use and reporting of fees collected by the Board; prescribing fees to be collected by the Board; providing for issuance of injunction for violation of Act by District

Courts and vesting of jurisdiction therefor; providing criminal penalties for violation of this Act; providing for transfer of funds and property of existing Board of licensed architects; making provisions of this Act severable; repealing 59 O.S. 1961, Sections 45.1 through 45.24, as amended; providing an operative date; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 23, 25 and 154.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1041.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 5, 1971, of Enrolled SBs 8, 214, and 223 entitled:

SB 8—By Birdsong, et al, of the Senate and York of the House—An Act relating to insurance; providing certain limitations upon the insurer's rights of subrogation and set-off upon payment of benefits under medical services coverage provisions in automobile liability policies or endorsements thereto; directing codification; and declaring an emergency.

SB 214—By Trent, Birdsong, Ham, Keels, Luton, McSpadden, Smith and Terrill of the Senate and Converse of the House—An Act relating to higher education; directing a study to determine feasibility of changing functions of Murray State College of Agriculture and Applied Science to give predominant emphasis to technical education; providing for change of functions and of name of college, and for board

of regents and prescribing its powers and duties; and declaring an emergency.

SB 223—By Luton of the Senate and Sanguin and Monks of the House—An Act relating to motor vehicles; amending 47 O.S. 1961, §§ 116.11, as amended by Section 3, Chapter 369, O.S.L. 1967, and 116.12 (47 O.S. Supp. 1970, § 116.11); authorizing the Commissioner of Public Safety to employ certain personnel for the enforcement of Chapter 14 of Title 46 of the Oklahoma Statutes; * * * *; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1042—By Ferrell, et al, of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution memorializing William Walter Hutchins for his unselfish acts and accomplishments as a legislator, civic leader and dedicated individual; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1191**.

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

PENDING SENATE ACTION

SCR 42 by Stipe of the Senate and Hudleston of the House was called up for consideration, read at length, adopted upon motion of Senator Stipe, and ordered referred for engrossment.

SCR 40 by Howard of the Senate and Poulos of the House was called up for consideration, read at length, adopted upon motion of Senator Howard, and ordered referred for engrossment.

HCR 1040 by Abbott of the House and Terrill of the Senate was called up for consideration, read at length, adopted

upon motion of Senator Terrill, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 116**, and referring said Bill to **GCCA** when appointed.

As provided under **SR 7**, adopted by the Senate, this day was designated as a Day of Memorial to pay tribute to the memory of deceased Members of the Senate, deceased Governors and deceased Lieutenant Governors, whose lives have expired following the Second Memorial Service held on March 20, 1961.

Preceding the convening of the Senate on this legislative day, Registration — in the Senate Lounge — of Guests was presided over by Mrs. J. Wm. Cordell, widow of the deceased Secretary of the Senate, "Bill" Cordell, who served as such from 1931 until his death in 1955, and Miss W. E. (Bill) Shipley, Senate Journal Clerk since 1923.

A Buffet Luncheon was served in the Senate Lounge to the Honored Guests, the Hostesses being the Secretaries to Members of the Special Memorial Committee, who were:

Norma Bartlett, Secretary to Senator Rogers, Chairman.

Leona Cain, Secretary to Senator Nichols

Emily Kelly, Secretary to Senator Ham.

Mary Pyle, Secretary to Senator Garrison.

Eloise Rutledge, Secretary to Senator Field.

Helen Sanders, Secretary to the Senate Administrator.

IN MEMORIAM

Senator Al Terrill, Majority Floor Leader, announced the commencement of the Memorial Service, honoring the memories of deceased Members of the Senate, deceased former Governors and deceased

former Lieutenant Governors, whose lives have expired since the Second Memorial Service in 1961, as provided for under motion by the then Senator Joe B. Thompson, now deceased, adopted by the Senate on March 20, 1951, at the First Memorial Service.

The President, Honorable George Nigh, called for the presentation of the Colors by the Oklahoma National Guard, the Color Guard being:

Bill Ferguson, Command Sergeant Major.

Edgar Christian, Master Sergeant;

James Roe, Staff Sergeant;

Sam Edwards, Sergeant.

The Pledge of Allegiance was repeated by the Senate and its Guests.

The following Prayer was offered by Father Joseph Propps:

Almighty and ever-living God, to whom "a thousand years are but as yesterday when it is past, and as a watch in the night," be our strength and guide in things both great and small, in affairs of state and in our private lives.

We are grateful to You for the example and service of all the members of the Senate, all the Lieutenant Governors and Governors who have labored for the greater good of Oklahoma and who are now enjoying the reward of their endeavors.

By President Pro Tempore Smith: Mrs. Shirley Hudson Knopp, granddaughter of Senator Wash Hudson, and her husband Mr. Roger Knopp.

By Senator Baldwin: Carl H. Spencer, brother of Senator Gerald Spencer, and his wife, Mrs. Carl H. Spencer.

By Senator Berrong: Mrs. A. E. Anderson, widow of Senator A. E. Anderson and his sister, Rapheal Schreck. Carlton Cornels, son of Senator Cornels, and his wife, Mrs. Carlton Cornels. Mrs. S. S. McColgin, widow of Senator S. S. McColgin; his sisters Mrs. Orville Conrad, Mrs. Leonard Burns; Mrs. Darlene Womastek, daughter; Mrs. Stephen Upchurch, granddaughter, and Mr. Upchurch. Mr. Donald Burns, nephew, and Mrs. Burns; Mrs. Virginia Moore, daughter, and Scott Moore, grandson; Mrs. Gordon Robertson, granddaughter, and Mr. Robertson; Mrs. Robert F. Knight, granddaughter, and Mr. Knight; James Don Burns and Mr. and Mrs. T. L. Lovett.

By Senator Capps: Mrs. Leroy Clayton, widow of Senator Leroy Clayton; Mrs. Floyd

Comfort and console the families and relatives of those who are no longer with us but yet are living a fuller life with You. Grant your blessing and grace to all those who have served our State in the Senate or in the Lieutenant Governor's or Governor's Chair of Office.

Grant a full measure of your grace particularly to the present Members of the Senate, the Lieutenant Governor and the Governor of this State, that together they may work for a renewed and better State.

May the Lord bless you and keep you. May He show his face to you and have mercy. May He turn His countenance to you and give you Peace. In the name of the Father, and of the Son, and of the Holy Spirit. Amen.

President Pro Tempore Smith presiding.

The President Pro Tempore announced that special sections of the Senate Gallery have been reserved for families of deceased and living persons being honored today. (White ribboned-off section for relatives of the deceased and Red ribboned-off Sections for relatives of the living.)

Relatives of deceased Senators, Governors and Lieutenant Governors were introduced by the Senators from their respective districts or home towns. Those introduced were:

Elliott, daughter, and Mr. Elliott; Mrs. Betty Childers, daughter, and Paula Owen, granddaughter. Mrs. W. A. Trawick, Jr., daughter of Senator Claude E. Liggett, and Mr. Trawick, Jr.

By Senator Smith for Senator Crow: Bryan and Charlie Burns, brothers of Senator DeRoy Burns, and Mrs. Charlie Burns. Mrs. Cecil Chamberlin, widow of Senator Cecil Chamberlin; and Mrs. Chas. M. Crawford, cousin.

By Senator Dahl: Mrs. S. G. Zervas, daughter of Senator Frank Mahan, and Dr. S. G. Zervas; Frank H. Mahan, son of Senator Mahan, and Mrs. Mahan; Carol Mahan. Mrs. John T. Sanford, widow of Senator Sanford; Mrs. H. P. Adams, sister of Senator Sanford, and Mr. Adams; Lawrence Sanford, brother, and Mrs. Sanford; Maj. Gen. Teddy and Mrs. Sanford.

By Senator Ferrell: Mrs. Henry S. Johnston, widow, R. R. Johnston, son, of Senator Johnston. Mrs. Louis H. Ritzhaupt, widow of Senator Ritzhaupt. Willard Sowards, son of Senator Willard Sowards, and wife.

By Senator Field: Paul Pugh, son of Senator M. W. Pugh, and wife; Al Pugh, grandson and Mrs. Pugh. Mrs. Ross Rizley, widow of Senator Ross Rizley; R. Q. Rizley, son, and Mrs. Rizley, Robert S. Rizley, son; Mrs. Elaine Camp, daughter, and her husband; Mrs. Leota Seal, Mother-in-law; Mrs. John Cox, daughter, and family; Mrs. Marie Wallace, widow of Senator W. R. Wallace.

By Senator Garrison: Harry B. Easter, son of Senator A. C. Easter, and his wife.

By Senator Grantham: Mrs. Winona Curran Ball, daughter of Senator Curran and her husband, George W. Ball, Peyton E. Brown, friend of Senator Curran. Mrs. Perry Howell, widow of Senator Perry Howell.

By Senator Ham: Mrs. Hardin Ballard, widow of Senator Hardin Ballard.

By Senator Hamilton: Mrs. Claud Briggs, widow of Senator Claud Briggs; Mrs. Loyce Loutherbach, daughter. Paul V. Carlile, son of Senator W. A. Carlile, and wife.

By Senator Smith: Mrs. Clem M. Hamilton, widow of Senator Clem M. Hamilton.

By Senator Lamb: Mrs. Dorothy Rhodes, widow of Senator James M. Wilson, husband, Mr. B. J. Rhodes; Roland O. Wilson, brother and Mrs. Gladys Wilson; Judge Geo. Howard Wilson, brother, and Mrs. Myrna Wilson.

By Senator McSpadden: W. T. Gooldy, Jr., son of Senator W. T. Bill Gooldy, and wife.

By Senator Miller: Mrs. John Boyce McKeel, widow of Senator John Boyce McKeel. Breene, W. G., Robert S. Jr., sons, and Mrs. Kay Clark, daughter, of Governor Robert S. Kerr.

Senator Smith for Senator Lane: Judge Wm. J. Holloway, son of Senator (Lt. Gov., Governor) Wm. J. Holloway, and wife; Stephen D. Holloway, brother, and his wife; Arnold Lewis Moseley, nephew, and wife.

Senator Murphy: George M. Berry, son of Lt. Governor James E. Berry, and wife; Mrs. Frank G. Berry, widow of Frank G. Berry, a son; Mr. and Mrs. J. D. Harrison, daughter and son-in-law; Mr. and Mrs. James W. Rodgers, daughter and son-in-law.

By Senator Nichols: Mrs. Lester E. Smith, widow of Senator Lester E. Smith; Mrs. Mamie Hensley, Aunt.

By Senator Martin: Mrs. Felix Simmons, widow of Senator Felix Simmons.

By Senator Phillips: Herbert F. Couch, Jr., brother, Carol Couch and Judi Strain, nieces, Mrs. Donald Strain and Elna Couch, sisters, of Senator Penn Couch.

By Senator Smith for Senator Smalley: Mrs. Olin Culbertson, sister, of Senator John Luttrell.

By Senator Stipe: Mrs. Josephine Monk, widow of Senator John C. Monk.

By Senator Trent: Mrs. Charles B. Memminger, widow, and Miss Martha Memminger, sister, of Senator Charles B. Memminger.

By Senator Garrison: Senator Williams, son of former Senator E. P. Williams, and wife.

Senator Rogers, Chairman of the Memorial Committee, was recognized and introduced Warren Angell, Dean of Music, Oklahoma Baptist University, Shawnee, Director of the Bison Glee Club of the University, and with David Dale, Pianist and Organist and Trumpeter Roger Davis, the Glee Club sang ALLELUIA, by Marshall.

The following excerpts — from letters of regret, giving reasons for not attending the Memorial Service, were read by Senator Rogers:

From Senator Milam M. King: Illness of wife.

From Mrs. Lura C. Commons, widow of Senator A. L. Commons: Due to recent eye surgery.

From Senator L. E. Wheeler: Because of continued illness.

From Senator Henry W. Worthington: Not in good health, bus service poor and not able to drive the distance.

From Mrs. Bettie H. Finney, widow of Senator Thomas D. Finney: Impossible to attend.

From Governor Roy J. Turner: Due to previously planned business meeting in Guymon, am unable to attend.

From John Jarman, M. C.: Not knowing the Congressional program at time of Memorial, unable to plan attending.

From Senator Ted C. Findeiss: Now living in London and being in the International Oil Business, location on Memorial Day undetermined. Hopes to see Senatorial Colleagues attending Bar Association meeting in London this summer.

From John M. Luttrell, son of Senator John M. Luttrell: Obligations make it impossible to attend.

From Jed Johnson, Jr., son of Senator

Jed Johnson: Conflicting schedules require his being in Washinton, D. C., on Memorial Service Day.

From Mrs. Alpha Grim, widow of Senator Orval Grim: If it were possible, but it isn't.

From Senator E. V. George: Because of recent surgery, unable to attend.

From Thomas Harper, nephew of Senator J. B. Harper: Because of attendance in Federal Court at Fort Smith.

From U.S. Senator Henry Bellmon, former Governor: Senate business prevents attendance.

From Senator H. V. Posey: Old age and long wear and tear have me grounded in Hugo where I have come back to live among the grandmas and grandpas who were students when I first came to Hugo over 50 years ago!

From Senator Tom H. Morford: Sorry cannot attend.

From R. A. Land, son of Senator Yates Land: Thanks, but will be unable to attend.

From Charlotte Leach, daughter of Senator Arthur Leach: Regrets her father not well enough to attend.

From Senator Wade H. Loofbourrow: Regret not able to attend, too busy at this time.

From Senator Harry Jolly: Regret not able to attend — health prevents.

From Senator Robert B. Harbison: Regret unable to attend.

From Senator J. R. Hall Jr: Will be in Court — unable to attend.

From E. Koehler Thomas, next of kin to Senator Elmer Thomas: Would like to attend, but will be unable to.

From Senator S. Morton Rutherford: Thanks for invitation but unable to attend.

Upon a roll call of all present and living former members of the Senate, it resulted as follows:

NAME	Present	Absent	Dist	ADDRESS WHEN SENATOR	LEGISLATIVE SESSIONS	POL.
Albright, Charles	x		3	Alva	1935-37	D
Allen, Walt	x		15	Chickasha	1951-63	D
Atkinson, H. B.	x		42	Midwest City	1965-69	D
Baggett, Bryce	* x		41	Oklahoma City	1965-71	D
Bailey, R. L.	x		19	Norman	1959-61	D
Baldwin, Don	* x		23	Anadarko	1949-71	D
Ballinger, Paul		x	22	Holdenville	1949-55	D
Bartlett, Dewey F.	x		31	Tulsa	1963-65	R
Belvin, J. H.		x	20	Durant	1961-63	D
Berrong, Ed	* x		27	Weatherford	1959-71	D
Berry, Claude G.	x		3	Tahlequah	1965-67	D
Binns, H. D.		x	35	Coalgate	1947-49	D
Birdsong, Jimmy	* x		45	Oklahoma City	1965-71	D
Boecher, Roy C.	* x		22	Kingfisher	1949-71	D
Bohannon, Wilford E.	x		27	Checotah	1961-63	D
Braden, Clint	x		21	Wilburton	1943-45	D
Bradley, Ed	* x	x	33	Tulsa	1965-71	D
Breckinridge, Peyton A.	* x	x	38	Tulsa	1967-71	R
Breeden, Robert H.	x		10	Cleveland	1957-63	R
Brown, Earl A.	x		18	Marietta	1923-25	D
Calvert, Floyd A.	x		33	Nowata	1923-25	D
Capps, Gilmer N.	* x		26	Snyder	1971	D
Carlile, Paul V.	x		28	Vian	1941	D
Carrier, Floyd E.	x		8	Carrier	1941-59	R
Cartwright, Buck	x		23	Wewoka	1959-61	D
Cartwright, Keith		x	20	Durant	1949-59	D
Cartwright, Wilburn	x		20	Clarita	1921-23	D
Chapman, Fred		x	18	Ardmore	1943-47, 1953-55	D
Cobb, Joe Bailey	x		36	Tishomingo	1943-53, 1959-63	D
Collins, Everett S.		x	11	Sapulpa	1947-61	D

* Denotes incumbent.

NAME	Present	Absent	Dist.	ADDRESS WHEN SENATOR	LEGISLATIVE SESSIONS	POL.
Collins, Glen C.		x	23	Konawa	1955-57	D
Colston, C. Eldridge		x	26	Marietta	1961-63	D
Connell, J. V.	x		10	Perry	1949-51	D
Cook, Carl Max	x		6	Clinton	1949-55	D
Cooper, Henry	x		35	Atoka	1951-53	D
Cornett, J. Corbett	x		34	Pawhuska	1921-23	R
Cowden, Boyd		x	13	Chandler	1939-65	D
Cox, Julius W.		x	1	Boise City	1939-41	D
Crow, Herschal H. Jr.	*	x	25	Altus	1969-71	D
Dacus, Byron		x	26	Hobart	1945-69	D
Dahl, John L.	* x		10	Barnsdall	1971	D
Daugherty, H. P.		x	33	Chelsea	1931-33	D
Dendy, Buck		x	29	Pryor	1955-57	D
Dixon, J. Woody		x	18	Marietta	1931-33	D
Duffy, Charles B.	x		9	Ponca City	1935-45	D
Easterly, Ben B.		x	3	Alva	1955-61	D
Emery, J. Gladston	x		21	Wilburton	1947-49	D
Ferguson, Jo O.		x	10	Pawnee	1925-31	R
Ferrell, Donald F.	* x		18	Chandler	1967-71	R
Field, Leon B.	* x		30	Texhoma	1951-71	D
Findeiss, Ted C.		x	47	Oklahoma City	1965-67	R
Fine, Ray	x		28	Gore	1943-63	D
Fischl, Louis A.	x		18	Ardmore	1933-35	D
Frazier, Bruce L.		x	36	Sulphur	1955-57	D
Fronterhouse, Jess L.	x		30	Miami	1951-55	D
Garrett, John L.	* x		43	Del City	1965-71	D
Garrison, Denzil R.	* x		29	Bartlesville	1961-71	R
Garvin, Harold	x		17	Duncan	1951-63	D
Gary, Raymond	x		26	Madill	1941-53	D
Gee, Robert S.	x		1	Miami	1965-67	D
George, E. V.		x	19	Norman	1927-29, 1935-37	D

* Denotes incumbent.

NAME	Present	Absent	Dist.	ADDRESS WHEN SENATOR	LEGISLATIVE SESSIONS	POL.
Ginder, O. M. (Bill)	x		7	Cherokee	1939-49	R
Grantham, Roy E.	* x		20	Ponca City	1951-71	D
Graves, Ralph W.	* x		17	Shawnee	1961-71	D
Grennell, E. B.	x		16	Okeene	1945-47	R
Hall, J. R. Jr.		x	30	Miami	1957-59	D
Ham, Glen	* x		15	Pauls Valley	1961-71	D
Hamilton, James E.	* x		4	Heavener	1967-71	D
Harbison, Robert B.		x	5	Altus	1939-41	D
Hargrave, George Jr.	* x		34	Tulsa	1967-71	D
Harris, Fred R.		x	17	Lawton	1957-1963	D
Haworth, Bill		x	27	Muskogee	1963	D
Herndon, Gene	x		26	Madill	1955-59	D
Holden, Wayne M.	* x		24	Duncan	1965-71	D
Hope, Herbert		x	19	Maysville	1949-59	D
Horn, Raymond L.	x	x	10	Hominy	1965-69	D
Howard, Gene C.	* x		36	Tulsa	1965-71	D
Howell, James F.	* x		42	Midwest City	1971	D
Hutchinson, George A.	x		8	Enid	1933-35	R
Ingle, R. O.	x		28	Sallisaw	1937-39	D
Inhofe, James	* x		35	Tulsa	1969-71	R
Irby, Bayless	x		20	Boswell	1945-47	D
Irwin, Lawrence L.	x		2	Taloga	1951-53	D
Ivester, H. C.		x	2	Sayre	1935-37	D
Jarman, John H. Jr.		x	14	Oklahoma City	1949	D
Jennings, George H.	x		11	Sapulpa	1931-33	D
Jolly, Harry		x	15	Carnegie	1929-31	D
Jones, D. L.	x		5	Altus	1951-57	D
Jones, Ray C.	x		11	Stillwater	1935-45	D
Keels, J. Lee	* x		44	Oklahoma City	1965-71	D
Kerr, Ryan		x	5	Altus	1959-63	D
Kight, H. Tom Jr.	x		33	Claremore	1951-53	D

* Denotes incumbent.

NAME	Present	Absent	Dist.	ADDRESS WHEN SENATOR	LEGISLATIVE SESSIONS	POL.
King, Milam		x	27	Checotah	1959	D
Lamb, Norman A.	* x		19	Enid	1971	R
Lane, Jim E.	* x		5	Idabel	1969-71	D
Langley, Harve N.		x	29	Pryor	1923-25	D
Leach, Arthur		x	2	Sayre	1917-19	D
Leonard, Dwight	x		1	Beaver	1943-49	D
Logan, David M.	x		32	Oklmulgee	1933-35	D
Lollar, Robert C.		x	30	Miami	1961-63	D
Loofbourrow, W. H.		x	1	Buffalo	1927-29	D
Looney, Joseph C.	x		23	Konawa	1923-25	D
Lowery, Phil H.		x	17	Loco	1939-49	D
Lowrance, Oscar K.	x		18	Sulphur	1935-37	D
Luton, John D.	* x		9	Muskogee	1965-71	D
McClendon, Leroy		x	5	Idabel	1949-67	D
McComas, Arthur G.		x	2	Elk City	1963	D
McCune, John R.	* x		47	Oklahoma City	1969-71	R
McGraw, Joseph R.	* x	x	39	Tulsa	1967-71	R
McSpadden, Clem	* x		2	Claremore	1955-71	D
Maltsberger, John L.	x		10	Pawnee	1953-55	R
Martin, Ernest D.	* x		14	Ardmore	1965-71	D
Massad, Anthony M.	x		25	Frederick	1965-67	D
Massey, John		x	6	Durant	1965-69	D
Medearis, Robert P.	* x		3	Tahlequah	1969-71	D
Medlock, Virgil B.	x		23	Fitzhugh	1947-53	D
Miller, George A.	* x		13	Ada	1965-71	D
Miskovsky, George	x		14	Oklahoma City	1951-59	D
Moore, Alvin		x	2	Cheyenne	1929-31	D
Morford, Tom H.		x	7	Cherokee	1959-61	R
Morgan, Carl		x	12	Guthrie	1953-55	R
Morgan, Harold D.		x	29	Vinita	1951-53	D

* Denotes incumbent.

Seventieth Day, Monday, May 10, 1971

NAME	Present	Absent	Dist.	ADDRESS WHEN SENATOR	LEGISLATIVE SESSIONS	POL.
Muldrow, Hal L.	x		19	Norman	1963-65	D
Munson, Merton		x	17	Lawton	1937-39	D
Murphy, Robert M.	x		21	Stillwater	1963-71	D
Nance, James C.	x		19	Purcell	1933-35, 1939-49	D
Neill, Jack		x	15	Chickasha	1943-45	D
Nevins, James A.		x	32	Okmulgee	1945-51	D
Nichols, Allen G.	x		11	Wewoka	1931-37, 1943-45, 1963-71	D
Nix, Kirksey M.	x		25	McAlester	1951-55	D
Norton, H. Mead	x		13	Shawnee	1941-47	D
Otjen, W. J.	x		8	Enid	1925-31	R
Payne, Tom	x		8	Okmulgee	1957-71	D
Pazoureck, Jean L.		x	14	El Reno	1959-63	D
Perryman, K. C.		x	6	Clinton	1957	D
Phillips, Ferman	x		35	Atoka	1939-45	D
Phillips, Wm. Fred	x		1	Miami	1969-71	D
Pitcher, George P.		x	29	Vinita	1959-61	D
Pope, Charles	x		34	Tulsa	1965	D
Porter, E. Melvin	x		48	Oklahoma City	1965-71	D
Posey, H. V.		x	20	Durant	1941-43	D
Rhoades, Ralph S.	x		38	Tulsa	1965	R
Rinehart, J. A.	x		14	El Reno	1935-57	D
Rogers, Cleeta John	x		46	Oklahoma City	1961-65, 1971	D
Romang, Richard E.	x		19	Enid	1961-69	R
Rorschach, Jack L.	x		29	Vinita	1935-37	D
Russell, John W. Jr.		x	32	Okmulgee	1953-55	D
Rutherford, S. Morton		x	31	Tulsa	1931-33	D
Sandlin, Hugh M.	x		22	Holdenville	1957-59	D
Schoeb, Roy		x	7	Cherokee	1963	R
Seaman, Claude E.	x		3	Waynoka	1947-53	R
Sears, Clyde L.		x	31	Tulsa	1943-45	R

* Denotes incumbent.

NAME	Present	Absent	Dist.	ADDRESS WHEN SENATOR	LEGISLATIVE SESSIONS	POL.
Selman, L. Beauchamp		x	35	Tulsa	1965-67	D
Shoemaker, Harold R.	x		27	Muskogee	1951-61	D
Short, Jack	x		46	Oklahoma City	1967-69	R
Sibley, R. H.	x		29	Pryor	1939-41	D
Smalley, Phil	*	x	16	Norman	1967-71	D
Smith, Finis W.	* x		37	Tulsa	1965-71	D
Speck, Burr		x	5	Altus	1943-49	D
Stansberry, Richard D.	* x		40	Oklahoma City	1965-71	R
Stevenson, Alfred	x		22	Holdenville	1961-63	D
Stipe, Gene	* x		7	McAlester	1957-71	D
Stokes, Virgil L.	x		18	Marietta	1939-41	D
Taliaferro, Jim	* x		31	Lawton	1965-71	D
Taylor, Nat		x	2	Strong City	1933-39	D
Terrill, Al	* x		32	Lawton	1965-71	D
Tipps, Tom	x		18	Ardmore	1957-63	D
Trent, Bob A.	* x		6	Caney	1955-63, 1971	D
Tucker, Fred E.	x		18	Ardmore	1913-1919	D
Walker, Oliver C.	x		13	Dale	1949-1959	D
Wheeler, L. E.		x	6	Weatherford	1941-47	D
Whitaker, Joe M.	x		27	Eufaula	1933-39	D
Wilbanks, Don		x	22	Holdenville	1933-35	D
Wilkerson, John C. Jr.	x		29	Pryor	1963	D
Williams, G. O.	* x		28	Woodward	1963-71	R
Wilson, Basil R.	x		4	Mangum	1953-63	D
Wilson, Charles M.		x	2	Sayre	1953-61	D
Wilson, C. D.	x		30	Miami	1941-43	D
Woods, E. E.		x	33	Claremore	1919-21	R
Worthington, Henry W.		x	4	Mangum	1945-51	D
Wright, H. W.	x		7	Cherokee	1935-37	D
Young, John W.	* x		12	Sapulpa	1965-71	D

* Denotes incumbent.

The roll was called by Senator Al Nichols of living former Governors and the present Governor of Oklahoma, resulting as follows:

NAME	Present	Absent	HOME TOWN	Term of Office	Pol.
Turner, Roy Joseph		x	Oklahoma City	1947-51	D
Murray, Johnston	x		Oklahoma City	1951-55	D
Gary, Raymond Daniel	x		Madill	1955-59	D
Edmondson, James Howard		x	Muskogee	1959-63	D
Nigh, George Patterson	x		McAlester	1963	D
Bellmon, Henry Louis		x	Tonkawa	1963-67	R
Bartlett, Dewey Follett	x		Tulsa	1967-71	R
Hall, David		x	Tulsa-Oklahoma City	1971-75	D

The roll was called by Senator Nichols of living former Lieutenant Governors and the present Lieutenant Governor of Oklahoma, which resulted as follows:

NAME	Present	Absent	HOME TOWN	Term of Office	Pol.
Williams, Cowboy Pink	x		Caddo	1955-59	D
Nigh, George Patterson	x		McAlester	1959-63, 1967-71, 1971-75	D
Winters, Leo		x	Oklahoma City	1963-67	D

The Bison Glee Club, under the direction of Dean Warren Angell, sang Deep River, a Spiritual, arranged by Ringwald, which was beautifully done and greatly appreciated by the Senate and its Guests.

Senator Terrill and Senator Denzil Garrison, Majority and Minority Leaders of the Senate, respectively, placed before the Bar of the Senate a floral tribute—replica of the Official Seal of the State of Oklahoma—and beside the President's desk was placed a Candelabrum, holding three Candles.

The roll was ordered called of deceased Members of the Senate, whose deaths have occurred since the Second Memorial Service held on March 20, 1961.

A Candle was lighted by the Reverend Joe Dickens, of Tulsa, as a Memory Flame of the Senate for its deceased Members.

As the following names of deceased Members were called by Senator Leon Field, Senator Terrill and Senator Garrison, alternately, inserted White Carnations in the floral replica of the State Seal:

NAME	Dist.	Address when Senator	Legislative Sessions	Pol.
Anderson, A. E.	1877-1962 2	Elk City	1945-51	D
Aycock, George	1882-1967 1	Texhoma	1913	D
Ballard, Hardin	1903-1966 19	Purcell	1931-33	D
Barnett, W. A.	1888-1962 32	Okmulgee	1937-39	D
Briggs, Claud	1891-1965 21	Wilburton	1931-37	D
*Brook, Eck E.	1875-1959 27	Muskogee	1907	D
Burns, DeRoy	1899-1969 6	Mountain Park	1935-37	D
Bushyhead, Dennis	1905-1966 33	Claremore	1935-37	D
Carlile, W. A.	1887-1961 28	Sallisaw	1933-35	D
Chamberlin, Cecil	1899-1967 5	Frederick	1931-37	D
Clayton, Leroy	1900-1966 6	Cordell	1937-39	D
Collier, E. S.	1903-1963 2	Taloga	1943-45	D

*Not memorialized in 1961

NAME		Dist.	Address when Senator	Legislative Sessions	Pol.
Commons, A. L.	1893-1961	30	Miami	1929-35	D
Cornels, E. F.	1880-1965	2	Sayre	1941-43	D
Couch, Penn	1910-1971	33	Coody's Bluff	1939-41	D
Curran, J. E.	1882-1969	9	Blackwell	1913-15	R
Curry, Guy A. Sr.	1878-1961	27	Stigler	1941-43	D
Easter, A. C.	1871-1961	34	Bartlesville	1929-31	R
Finney, Thomas D.	1899-1968	24	Idabel	1943-47	D
Franklin, Wm. M.	1875-1962	26	Madill	1907-11	D
Gooldy, W. T. (Bill)	1896-1968	29	Pryor	1947-49	D
Grim, Orval	1905-1970	2	Cheyenne	1947-49	D
Hamilton, Clem M.	1907-1967	4	Heavener	1951-67	D
Hammond, S. E.	1881-1961	32	Okmulgee	1941-43	D
Harper, Jess B.	1885-1965	21	Talihina	1927-29	D
Harvey, Roy	1871-1962	10	Perry	1921-23	R
Holloway, W. J.	1888-1970	24	Hugo	1921-25	D
Horner, Glen R.	1880-1963	32	Okmulgee	1921-23	R
Howard, Babe	1882-1961	29	Pryor	1931-33	D
Howell, J. Perry	1897-1966	9	Blackwell	1947-49	R
Howsley, R. L.	1873-1968	1	Guymon	1935-37	D
Hudson, Wash	1866-1964	31	Tulsa	1923-25	D
Hughes, Wallace G.	1877-1968	1	Guymon	1923-25	D
Johnson, Jed J.	1888-1963	15	Anadarko	1921-27	D
Johnston, Henry S.	1867-1965	10	Perry	1933-35	D
Knight, Jep	1888-1962	19	Wynnewood	1917-19	D
Land, Yates A.	1893-1962	31	Tulsa	1959-61	D
Lewis, W. C.	1892-1965	17	Duncan	1923-25	D
Liggett, Claude E.	1893-1962	6	Hobart	1931-33	D
Luttrell, John E.	1889-1969	19	Norman	1923-25	D
McColgin, S. S.	1903-1963	2	Reydon	1955-63	D
McCurley, J. H.	1871-1965	20	Bokchita	1925-27	D
McKeel, John Boyce	1902-1965	23	Ada	1939-41	D
Mahan, Frank	1909-1967	34	Fairfax	1943-59	D
Memminger, Charles B.	1893-1970	20	Atoka	1931-33	D
Monk, John C.	1905-1961	25	McAlester	1939-41	D
Morton, L. A.	1877-1969	17	Duncan	1919-21	D
Patton, G. J.	1875-1967	28	Muldrow	1929-31	R
Price, Arthur L.	1896-1967	31	Tulsa	1947-57	R
Pugh, M. W.	1878-1967	1	Boise City	1919-21	D
Ritzhaupt, Louis H.	1891-1904	12	Guthrie	1933-51, 1957-63	D
Rizley, Ross	1892-1969	1	Guymon	1931-33	R
Sanford, John T.	1900-1970	10	Pawnee	1937-43	D
Shepherd, Stanley	1869-1965	2	Seiling	1925-27	D
Simmons, Felix T.	1893-1969	26	Madill	1927	D
Smith, J. J.	1889-1968	30	Afton	1917-19	D
Smith, Lester E.	1897-1970	23	Wewoka	1927-29	D
Sowards, Willard	1886-1965	13	Stroud	1931-37	D
Spencer, Gerald	1904-1966	15	Chickasha	1935-41	D

NAME		Dist.	Address when Senator	Legislative Sessions	Pol.
Thomas, J. Elmer	1876-1965	17	Lawton	1907-19	D
Thompson, Joe B.	1904-1969	18	Ardmore	1937-41, 1949-51	D
Waller, W. A.	1915-1963	33	Nowata	1947-49	D
Wheatley, Richard L.	1896-1963	29	Vinita	1927-29	D
Williams, E. P.	1881-1961	3	Woodward	1943-45	R
Williamson, Mac Q.	1889-1964	19	Pauls Valley	1925-31	D
Willis, Bert R.	1884-1963	16	Canton	1933-35	D
Wilson, James M.	1911-1963	8	Enid	1937-39	D
Young, Virgil	1906-1963	19	Norman	1955-57	D

A second Candle was lighted by the Reverend Joe Dickens, as the Memory Flame of the Senate for deceased Governors of Oklahoma.

As the following names of deceased

NAME		HOME TOWN	Term of Office	Pol.
Holloway, W. J.	1888-1970	Hugo	1929-31	D
Johnston, Henry S.	1867-1965	Perry	1927-29	D
Kerr, Robert S.	1896-1963	Ada	1943-47	D

A third Candle was lighted by the Reverend Joe Dickens, as the Memory Flame of the Senate for deceased Lieutenant Governors of Oklahoma.

Senator Nichols called the following

NAME		HOME TOWN	Term of Office	Pol.
Berry, James E.	1881-1966	Stillwater	1935-53	D
Holloway, W. J.	1888-1970	Hugo	1927-29	D

A Memorial Scripture and Prayer were given by the permanent Chaplain of the Senate, the Reverend Joe Dickens, which follows:

A wise old man in the scriptures remembers his time of service as a leader. (Reading Job 29:7-25)

"When I went out to the gate of the city, when I prepared my seat in the square, the young men saw me and withdrew, and the aged rose and stood; the princes refrained from talking, and laid their hand on their mouth; the voice of the nobles was hushed, and their tongue cleaved to the roof of their mouth. When

Governors, whose lives have expired since the Second Memorial Service held March 20, 1961, were called by Senator Al Nichols, White Carnations were inserted in the floral replica by Senator Terrill and Senator Garrison:

names of deceased Lieutenant Governors, whose deaths have occurred since the Second Memorial Service held March 20, 1961, following which Senator Terrill and Senator Garrison inserted White Carnations in the floral replica:

the ear heard, it called me blessed, and when the eye saw, it approved; because I delivered the poor who cried, and the fatherless who had none to help him. The blessing of him who was about to perish came upon me, and I caused the widow's heart to sing for joy, I put on righteousness, and it clothed me; my justice was like a robe and a turban. I was eyes to the blind and feet to the lame. I was father to the poor, and I searched out the cause of him whom I did not know. I broke the fangs of the unrighteous, and made him drop his prey from his teeth. Then I thought, 'I shall die in my nest,

and I shall multiply my days as the sand, my roots spread out to the waters, with the dew all night on my branches, my glory fresh with me, and my bow ever new in my hand.' Men listened to me, and waited, and kept silence for my counsel. After I spoke they did not speak again, and my word dropped upon them. They waited for me as for the rain; and they opened their mouths as for the spring rain. I smiled on them when they had no confidence; and the light of my countenance they did not cast down. I chose their way, and sat as chief, and I dwelt like a king among his troops, like one who comforts mourners."

King Solomon, as he was about to be crowned as king, made the following prayer: (**Reading Chronicles Second Book 1:7-12**)

"In that night God appeared to Solomon, and said to him, 'Ask what I shall give you.' And Solomon said to God, 'Thou hast shown great and steadfast love to David my father, and hast made me king in his stead. O Lord God, let thy promise to David my father be now fulfilled, for thou hast made me king over a people as many as the dust of the earth. Give me now wisdom and knowledge to go out and come in before this people, for who can rule this thy people, that is so great?' God answered Solomon, 'Because this was in your heart, and you have not asked possessions, wealth, honor, or the life to those who hate you, and have not even asked long life, but have asked wisdom and knowledge for yourself that you may rule my people over whom I have made you king, wisdom and knowledge are granted to you. I will also give you riches, possessions, and honor, such as none of the kings had who were before you, and none after you shall have the like.'"

The writer of the letter to the Hebrews gives you a very dramatic picture of life as a race. All those who have gone before are pictured as spectators sitting in the gallery watching us in the arena to see how well we will finish the race they have

begun. He writes: (**Reading Hebrews 12:1**)

"Therefore, since we are surrounded by so great a cloud of witnesses, let us also lay aside every weight, and sin which clings so closely and let us run with perseverance the race that is set before us."

O God, the God of Abraham, Isaac and Jacob, the God of our past, we bless your name for the memory of good men and women who have served you well in their time, and who now rest in your presence. We thank you for their labors, but more for their dreams. They dreamed of a great state carved out of this land, a state where men who had once killed each other could live together in peace, a state concerned for the young and the poor and the needy. We thank you for the way they pointed us.

God of our present and our future, we thank you for those gathered here who once served in this place, but who have moved to other areas of service; we pray that their struggles may never have been in vain.

We thank you for Governor Hall and Lt. Governor Nigh. We thank you for President Pro Tempore Smith, and for these 47 men who serve with him in the Senate. May this time taken from a busy schedule serve to refresh and strengthen them. May the memory of good and faithful men who have served well encourage them to rededicate themselves to the hard work of government.

In the holy silence of this hour, may we with our spirits look into the gallery and see that great cloud of witnesses, men like Governor Holloway and Senator Clem Hamilton and Senator Al Commons, watching closely, looking down into the arena, cheering on those who now carry the baton. May we all pledge ourselves to lay aside every weight, every distraction, every misdirection, and run with perseverance the race that is set before us.

May we honor their memory, not with empty words nor specious rhetoric, but

with honest efforts to improve the lot of all people.

May those who govern us, O God, not only live up to the dreams and aspirations of those whom we honor today who have served in the past, but may they dream new dreams and see new visions. May they, like another now fallen, see things that have never been, and say "why not?" We humbly ask your favor.

Amen.

The Bison Glee Club, under the direction of Dean Warren Angell, sang very beautifully, THOU LORD ARE GOOD AND READY TO FORGIVE, by Director Angell.

RESOLUTION

Senators Boecher and Smith introduced **SR 38**, following which Senator Smith asked unanimous consent, which was granted, that all present and former living members of the Senate be made Co-authors of the Resolution.

SR 38, by Boecher, Smith, and all other present and former Members of the Senate, was read at length, as follows, by Senator Smith, adopted upon motion of Senator Boecher and ordered referred for enrollment:

SR 38—By Boecher, Smith and all other present and former members of the Senate —A Resolution expressing sincere appreciation and commendation to Miss Bill Shipley for her long years of faithful service as Journal Clerk, Chief Clerk and Clerk Supervisor; dedicating the Senate Journal of the First Session of the Thirty-third Oklahoma Legislature to "Miss Bill"; and directing presentation of a copy hereof on the occasion of Senate Memorial Day.

WHEREAS, on this Senate Memorial Day it is with glorious rejoicing that this body recognizes and commends Miss Willie Elizabeth Shipley for her long years of faithful service as Journal Clerk, Chief Clerk and Clerk Supervisor of the Oklahoma Senate; and

WHEREAS, we also come to this occasion moved with especially deep feelings of affection and admiration toward our beloved "Miss Bill" since the announcement of her impending retirement; and

WHEREAS, Miss Shipley came to the Oklahoma Senate staff in 1923 after graduating from Oklahoma College for Women in Chickasha; and

WHEREAS, of the many outstanding individuals who have served this Honorable Body throughout its history, none has made a greater contribution nor been held in higher esteem by its members than "Miss Bill" and

WHEREAS, through the years, the members of this body have come to rely on Miss Shipley not only for the unerring execution of the manifold duties of her positions but for the judicious advice and counsel of which only a person of her extraordinary talent, experience and dedication is capable; and

WHEREAS, it is difficult to conceive of the proper conduct of the business of the Senate in the absence of the guidance and leadership with which this Body has been blessed for nearly half a century; and

WHEREAS, the Senate of the State of Oklahoma stands on the threshold of time anxious of its future and jealous of its past, and approaches this hour, without adequate words to fully express appreciation to our cherished Miss Bill Shipley to whom this Honorable Body and the people of Oklahoma shall forever be deeply indebted.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. We, the members of the Oklahoma State Senate, on the occasion of Senate Memorial Day, hereby express our sincere appreciation and commendation to our beloved Miss Bill Shipley, for her long years of faithful service to the Oklahoma State Senate as Journal Clerk, Chief Clerk and Clerk Supervisor.

SECTION 2. The Senate Journal of the 1st Session of the Thirty-third Oklahoma Legislature shall be dedicated to Miss Bill Shipley as a token of our admiration for one who will always occupy a special place in our hearts as well as in the proud history of this Honorable Body and the State of Oklahoma.

SECTION 3. A copy of this Resolution shall be presented to Miss Bill Shipley on the occasion of Senate Memorial Day.

Senator Boecher, on behalf of the Senate and former members of the Senate, presented to "Miss Bill" an enrolled copy of **SR 38**, further expressing the kind sentiment of the Senate toward her.

The Dean of the Senate, Senator Don Baldwin, was presented by President Pro Tempore Smith and delivered the following Memorial Address:

Mr. President and other distinguished colleagues and friends of this august and general assembly:

As we pass another milestone together in our earthly journey—it is fitting that we pause and remember those of our colleagues of the State Senate who have preceded us and have now made their way to eternity as ordained by an all-wise Providence.

Sixty five years ago marked the near completion of the Constitutional Convention whose membership consisted of 55 delegates from each Territory, and 2 delegates from the Osage Nation. From these 112 delegates to the Constitutional Convention came many of the early day leaders in state government; Henry S. Johnston, President Pro Tempore of the Senate, later Governor and again a Senator: Another great President Pro Tempore of the Senate, Elmer Thomas, who authored our law on eminent domain, the county seat Selection Bill as well as many other pieces of important legislation, was later elected to the U.S. Senate for a period of 24 years and became the most powerful member of that body.

Two decades later Jed Johnson came to

the State Senate and later became a member of the Congress where he served well for 20 years.

During this period William J. Holloway served in the State Senate as President Pro Tempore, later Lt. Governor and Chief Executive.

We do not select these names that we might lessen the greatness of the many others whom we honor here today: We name them as representative of those of the times, and today as I look to the left of my seat I no longer see one of the great Senators of later times, Clem Hamilton; I see his boy, Jim, who sits at the rear of the Chamber. Each departed comrade will be remembered by each one of us in a different manner. We are aware that each thing is different according to the hand that holds it and so it is that no two persons remember a friend in the same way but each according to his understanding. Our comrades have written their own eulogies in the sands of time and their names are permanently inscribed in the archives of the State.

In this hour of remembrance and contemplation it is only natural that we think on immortality and in leaving this sphere whether we shall have left a bower of rainbows swinging from a nebulae of stars for posterity in its continued ascent.

And so it is, that thru their objectives, represented by those of us gathered here today in remembrance, and who are privileged to carry on their work and objectives for yet a short interval in this sphere; I commend our departed colleagues and loved ones to you as but another prelude to a larger and more important life to follow—the introductory theme of a harmonious interlude—whose work in this life was of an immortal motif—A motif so great that only Eternity is long enough to complete it.

Upon motion of Senator Terrill, the Address of Senator Baldwin was ordered incorporated in and the Journal for this Legislative Day ordered sent to all living

former Members of the Senate, living former and present Governors and living former and present Lieutenant Governors and the widows or next of kin of deceased persons honored today.

President Pro Tempore Smith presented Federal Circuit Judge, the Honorable Wm. J. Holloway, son of the deceased former member of the Senate, former Lieutenant Governor and former Governor, Wm. J. Holloway, who addressed the Senate and its Guests, as follows:

Governor Nigh, Mr. President Pro Tempore, former Governors, Members of the Senate and friends:

Your invitation was most kind for me to respond today for the families of those you are honoring. I will try to say briefly what I believe this day means to those whose memories are so bound up with this chamber, this Capitol and this State of ours.

First, we are all most grateful to you. Your schedules are crowded and your burdens far heavier than State Government has ever imposed before. That you pause and honor former servants in State Government is both thoughtful and generous. And it means much to each family here. Memories of this chamber, its members and its staff, are precious to all of us. So we are specially grateful to you for this day.

Second, I think it is of real value to pause and look back at Oklahoma's past—not just at those whom you honor—but at the whole sweep of history that built this state. By doing so the real worth of our own form of State Government stands out in bold relief against the demands of those who clamor for a new order without offering anything of substance as a change.

And lastly, I would like to turn to the thoughts of one of those you honor, Ross Rizley. Born in a dugout in Beaver County, he rose to serve in county, state and national government, with service in

this chamber and on the bench. Judge Rizley came back to Oklahoma once in 1954 on the occasion of a banquet in tribute to him. In response to that honor this is part of what he said:

"I accept this honor for my family, who have stood by me all these years. And for the pioneers who believed in something — their lives were not interrogation points — they had a dauntless spirit and determination to build this country without the help of anyone but God.

"They couldn't be bought — they wouldn't compromise with wrong — they believed that any man who tells and lives by truth today can be a majority tomorrow."

Mr. President, we thank you very much.

Upon motion of Senator Garrison, the Address of the Honorable Wm. J. Holloway, Federal Circuit Judge, was ordered incorporated in the Journal.

President Pro Tempore appointed as a Committee to notify Honorable David Hall, Governor of Oklahoma, that the Senate and its guests invite and await his presence in order to hear any Message he might wish to deliver. The Committee appointed was Senators Terrill and Garrison.

The Senate was declared at ease.

The Senate reassembled, with President Pro Tempore Smith presiding.

The Committee appointed to invite and escort Honorable David Hall, Governor, was recognized and did escort the Governor to the President's desk where he delivered the following address:

Mr. President and
Honored Guests of the Senate:

This is a solemn and important occasion.

Once in a decade—this great body reflects on its past. You memorialize those who have made the sacrifices of service but now are gone.

With humility I participate in this observance. With pride I reflect on those good men.

Oklahoma has a proud history. It was built by the courage and dedication of those you honor today. They set a tradition of service. They forged a credo for Oklahoma that says:

"My State before my self."

We are thankful for this heritage. We are grateful for those men who set this pattern. They practiced what they preached.

Today, in this chamber, we join those who have enriched this tradition of service. During the short days of this administration and legislature. . . you have been tested, individually.

You have been men of courage. . . you have given us leadership which is unparalleled.

There are fine moments in Oklahoma history and enlightened men who served our state.

But for me, there has never been a more responsible and courageous legislature in Oklahoma history than this 33rd Legislature.

There is no higher tribute . . .

There is no greater memorial. . .

There is no finer salute . . . To those men of Oklahoma history than what has happened in these legislative chambers during the past four months.

History holds the roll call of courage and responsibility.

As I look into your faces. . . I know the decisions that were made. I know those who rose to the challenge and repeated that commitment. . . "My State before my self."

You have enriched the heritage. You have kept the faith. Those whom we memorialize today may rest with pride. Thank you.

The President Pro Tempore announced that, immediately following adjournment of the Senate today, refreshments will be served in the Senate Lounge, with informal music by the Bison Glee Club.

With lights dimmed and a spot light on the floral replica of the State Seal, the Bison Glee Club, under the direction of Dean Warren Angell, sang a song of Benediction, which was followed by Taps in the front Foyer of the Senate Chamber.

Benediction was pronounced by the Reverend Joe Dickens.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1029, SCR 44, SJRs 26, 28, SBs 165, 284, 290, 307, 315, 317 and 319 each correctly engrossed.

SR 38, SBs 39, 189, 203 and 215 each correctly enrolled.

Engrossed **HB 1029**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Engrossed **SCR 44, SJRs 26, 28, SBs 165, 284, 290, 307, 315, 317, and 319** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SR 38** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 39, 189, 203, and 215**, after fourth readings, were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Upon motion of Senator Terrill the Senate adjourned to meet as provided under the Rules — 1 p.m., tomorrow.

The American Sanatorium Association

Sanatoriums are institutions for the treatment of chronic diseases, particularly tuberculosis, and are usually situated in a rural or semi-rural environment. They are designed to provide a favorable climate and environment for the recovery of patients.

The American Sanatorium Association is a national organization of sanatoriums, founded in 1906. Its purpose is to promote the development and improvement of sanatoriums throughout the United States.

The association's members are the American Sanatorium Association, the American Lung Association, the American Tuberculosis Association, and the American Sanatorium Association.

The association's headquarters are located in New York City, and it has a large staff of medical and administrative personnel.

The association's main office is located in New York City, and it has a large staff of medical and administrative personnel. It also has a large staff of medical and administrative personnel in other parts of the country.

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Seventy-first Legislative Day

Tuesday, May 11, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—43.

Excused: Bradley, Crow, Hargrave, Stansberry, Young.—5.

Senator Luton presiding.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Lane:

Almighty God, from whom come all power and dominion, we ask you to look with favor on all your servants in the government of this State — the Governor, the Lieutenant Governor, the various members of the executive branch, the judiciary, the House, and especially the Members of this Senate. Imbue them with the spirit of goodness, wisdom, and truth. May times of debate and contention bring wholesome solutions to difficult problems. May they all work together in the best interests of our State. We ask You this through Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTION

Senator Baggett introduced Senator Jerry Apodaco, State Senator from New Mexico, and asked unanimous consent that he be granted the privileges of the floor for this legislative day, which was the order.

CITATIONS

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kathryn Yvonne Smith for being named Salutatorian of the 1971 Cordell High School.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Vickie Funkhouser of Hobart High School for being named "Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Kristy Roberts of Hobart High School for being named "Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Angella Petkoff of Hobart High School for being named "Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Gail McNutt of Hobart High School for being named

"Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Lea Beth Bloom of Hobart High School for being named "Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Phyllis Thompson of Hobart High School for being named "Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Julie Farrand of Hobart High School for being named "Honor Student" of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Larry Don Jarrell of Burns Flat High School for being named Salutatorian of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Beverly Jo Stafford of Burns Flat High School for being named Valedictorian of the 1971 graduating class.

Upon motion of Senator Capps, it was the order of the Senate that a Citation of Congratulations be issued to Paula Kay McCown of Cordell High School for being named Valedictorian of the 1971 graduating class.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Mr. Gordon Calderwood for winning the Outstanding Speller Award at the Cleveland, Oklahoma Spelling Bee and for winning the State Spelling Bee in Tulsa.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Tommy Cost-

ner for winning the Best Speller of the Boys at Eastside School Spelling Bee at Chandler, Oklahoma.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Cynthia Ferrell, Chandler, for winning the Outstanding Speller Award at the Eastside School Spelling Bee at Chandler, Oklahoma and for representing the Chandler Schools at the State Spelling Bee in Tulsa.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Wade Brorsen, Perry, for winning the Outstanding Speller Award at the Perry Oklahoma Spelling Bee and representing the Perry Schools at the State Spelling Bee in Tulsa.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to:

Dale Wolff, Agra High School; Dianne Schroeder, Chandler High School; Shirley Newman and Laverna Tipton Sherman, Davenport High School, Deborah Carpenter, Carney High School; Pat Fenderson, Meeker High School; Arlin Bostian and Patsy Hardin, Perkins-Tryon High School; Pam Stewart, Prague High School; Vickie Boetz, Wellston High School; Clara Cooper, Stroud High School; Ronnie Davis, Coyle High School; Earl Grass, Crescent High School; Jennifer Honeycutt, Guthrie High School; Dean Fuxa, Marshall High School; Sherry Crabtree, Orlando-Mulhall High School; Jo Ann Failing, Billings, High School; Debbie Tautfest, Marland High School; Linda Shritter, Morrison High School, for being named Valedictorian of their respective 1970-1971 graduating class.

Steve Swafford, Agra High School; Paula Gray, Chandler High School; Judy Phipps West, Davenport High School; Patricia Stoker, Carney High School; Paula Lambert, Meeker High School; Denise Earp, Perkins-Tryon High School; Jo Ann Sedlacek, Prague High School; Leon Krieg, Wellston High School; Jo Anne

Turner, Stroud High School; Mary Strain, Coyle High School; Sanford Patmon, Crescent High School; Bruce Jacobs, Guthrie High School; Tim O'Hern, Marshall High School; Steve Schwandt, Orlando-Mulhall High School; Valinda Enfield, Billings High School; Oscar Lee Miller, Marland High School; and Judy Rieman, Morrison High School, for being named Salutatorian of their respective 1970-1971 graduating class.

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Jane Ashcraft who won Outstanding Speller Award, at White Rock School.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

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 14—Constitutional Revision and Redistricting.

HB 1026—Revenue and Taxation, co-authored by Senator Lamb.

HB 1404—Social Welfare, co-authored by Senator McSpadden.

HB 1447—Social Welfare.

HB 1449—Revenue and Taxation.

DO PASS, as amended:

SB 135—Constitutional Revision and Redistricting.

SB 230—Environmental Quality.

SB 310—Environmental Quality, co-authored by Senator Lane.

SJR 16—Constitutional Revision and Redistricting.

SJR 18—Constitutional Revision and Redistricting.

WITHOUT RECOMMENDATION:

SB 276—Revenue and Taxation.

FIRST READING

The following Bills were introduced and read the first time:

SB 338—By Grantham of the Senate and McCune, Boettcher and Conaghan of the House—An Act relating to taxation; amending Section 2, Chapter 501, O.S.L. 1965 (68 O.S. Supp. 1970, § 24303), to eliminate penalty provisions; prescribing the rate of interest to be charged on delinquent ad valorem taxes; and declaring an emergency.

SB 339—By McGraw—An Act relating to public health; making findings and declarations; permitting certain hospitals to conduct programs for the delivery of emergency medical care by mobile intensive care paramedics; defining terms; granting certain authority to such paramedics; precluding civil liability of physicians or nurses in certain circumstances; and declaring an emergency.

SB 340—By Phillips of the Senate and Briscoe of the House—An Act relating to the Grand River Dam Authority; pertaining to the creation and function of said authority; amending 82 O.S. 1961, § 861; including the county of Nowata within the boundary of the authority; and declaring an emergency.

SB 341—By Murphy—An Act creating the "Jim Thorpe Memorial - Oklahoma Athletic Hall of Fame Commission"; stating purposes; providing for appointment, confirmation, qualification and terms of office of members; requiring bond; authorizing reimbursement for travel expenses; providing for organization of the Commission; specifying powers and duties; creating a revolving fund in the State Treasury and authorizing expenditures therefrom; requiring audit of fund by State Examiner and Inspector; requiring submission of annual reports to the Governor; repealing 53 O.S. 1961, §§ 61, 62 and 63; making provisions of Act severable; and declaring an emergency.

SECOND READING

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

SB 337—Commerce.

SJR 29—State and Federal Government.

HB 1213—Governmental Reform.

HB 1288—Professions and Occupations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1286—By Spearman, Payne and Boren of the House and Rogers of the Senate—An Act relating to the Oklahoma National Guard; permitting the payment of certain claims against the state; and prescribing conditions for and limitations on such payments.

HB 1490—By Converse and Andrews—An Act relating to schools; authorizing certain governing bodies of educational institutions to provide boxing in their physical education or training program; and declaring an emergency.

HB 1492—By Witt of the House and McSpadden of the Senate—An Act relating to mines and mining; making declaration of policy; defining terms; providing for permits and stating requirements therefor; providing for reclamation of land disturbed by surface mining; providing for bonds; providing procedures for bond forfeiture; providing requirements relating to lateral support; requiring reports; prescribing powers and duties of the Department of Mines and Mining; permitting delegation of authority; providing penalties; directing compliance by government agencies; providing for judicial review; providing for severability; repealing Sections 1 through 13, Chapter 186, O.S.L. 1967 (45 O.S. Supp. 1970, §§§ 701 through 713), 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 191**, as co-authored by Williamson, Cate, Davis, Gooden, Townsend, Taggart, Ferguson, Hill (Ben), Frates, Riggs, Holaday, Hancock, Whorton, and Sparkman.

Boren withdrawn as House author.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 101**, as co-authored and amended.

HAs to **SB 101** read as follows and consideration deferred:

Authors: Add the following coauthors: Bernard, Kamas, Kardokus and Trent of the House.

Amendment No. 1. Amend Page 1, Line 14, by reinserting the Title as follows:

"An Act relating to agriculture; enacting the Conservation District Act; making declaration of policy; defining terms; providing for the establishment, powers and duties of the Oklahoma Conservation Commission; providing for Conservation Districts and Directors thereof; providing powers and duties of Districts and Directors; providing for resource conservation program and annual plan; providing for small watersheds flood control fund; providing for liberal construction; providing Act is not to limit authority of other agencies; providing effect of headings; providing severability; repealing conflicting laws and 2 O.S. 1961, Chapter 20, as amended, and providing effect of repeal; setting effective date; and declaring an emergency."

Amendment No. 2. Amend Page 5, Section 15-201, Line 20, by striking the word "and" and insert the word "or" and delete the words and figures "seventy-five percent (75%)" and insert "a majority".

Amendment No. 3. Amend Page 8, Section 15-205, Lines 9 and 10, by striking

the following language: "and for promulgating and enforcing land use regulations or adjustments".

Amendment No. 4. Amend Page 9, Section 15-205, Line 23, by striking the word "Governor" and inserting in place thereof "Office of Community Affairs and Planning, or its successor agency, for decision".

Amendment No. 5. Amend Page 13, Section 15-409, Line 31, by inserting after the word "serve" and before the word "two" the words "a term of".

Amendment No. 6. Amend Page 13, Section 15-409, Line 33, by inserting after the period, the following: "Initially one director shall serve for a period of one (1) year and one director for a period of two (2) years. Thereafter each shall serve a term of two (2) years."

Amendment No. 7. Amend Page 14, Section 15-413, Line 8, by adding after the word "reimbursed" and before the word "for" the words "by the district".

Amendment No. 8. Amend Page 14, Section 15-416, Line 23, by inserting after the word "bond" and before the word "for" the words "paid for by the district".

Amendment No. 9. Amend Page 18, Section 15-502, Line 31, by inserting a new subsection "D" which would read as follows: "Soil and water conservation district directors have the authority to accept appointment to serve as members of local, municipal, county, regional and state planning agencies, boards, commissions and authorities and districts may participate in the funding thereof and performance of works and projects thereunder."

Amendment No. 10. Amend Page 23, Section 15-603, Line 31, by striking the words "review and comment" and in place thereof insert "adoption, rejection, modification or revision".

Amendment No. 11. Amend Pages 25, 26, 27, 28, 29, 30, 31, 32 and 33, Articles 7

and 8, by striking all of Articles 7 and 8, and renumber succeeding Articles.

Amendment No. 12. Amend Page 35, Section 15-1002, Line 8, by inserting after the word "reduce" and before the word "or" the words "conflict with".

Amendment No. 13. Amend Page 35, Section 15-1002, Line 9, by inserting after the first "any" the words "power or" and strike "authorization" and insert in place thereof "authority".

Amendment No. 14. Amend Page 35, Section 15-1002, Line 10, by inserting after the first "to" the words "the Oklahoma Water Resources Board or" and after the word "any" insert the word "other".

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs **39, 189, 203, and 215.**

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1040.**

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

RESOLUTION

Senator Birdsong introduced **SR 39.**

Senators Keels and Luton asked to be made co-authors of **SR 39**, which was the order.

SR 39, as co-authored, was read at length as follows, adopted upon motion of Senator Birdsong and ordered referred for enrollment:

SR 39—By Birdsong, Keels and Luton —A Resolution relating to a 1971 interim study by the State Legislative Council; requesting the Executive Committee of the Legislative Council to refer to the appropriate standing committee the subject of establishment of a food stamp program in Oklahoma; and requesting a report of findings and recommendations for sub-

mission to the Executive Committee of the Legislative Council and the Second Session of the Thirty-Third Legislature.

WHEREAS, providing adequate assistance to the needy and deserving citizens of this state in the best and most efficient manner is a matter of great concern to those charged with setting the public policy of this state; and

WHEREAS, under the Federal Food Stamp Act of 1964, Oklahoma is eligible to establish a food stamp program; and

WHEREAS, there appears to be substantial interest developing in this state for the implementation of such a program; and

WHEREAS, there is a need to study the feasibility, desirability and proper method of implementation of a food stamp program in the State of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to refer to the appropriate standing committee for intensive study and analysis during the 1971 interim the subject of the feasibility, desirability and proper method of implementation of a food stamp program in the State of Oklahoma.

SECTION 2. The committee is hereby requested to schedule public hearings, conduct independent study and take such other steps as may be necessary to assure the preparation of an in depth and objective report on this subject.

SECTION 3. At the conclusion of its study the committee is requested to prepare its report in the form of findings and recommendations to the Executive Committee of the Legislative Council and the Second Session of the Thirty-third Legislature.

PENDING SENATE ACTION

SCR 43 by Phillips and Hamilton was

called up for consideration, read at length, adopted upon motion of Senator Phillips, and ordered referred for engrossment.

HCR 1042 by Ferrell, et al, of the House and Taliaferro and Terrill of the Senate was called up for consideration.

Senator Taliaferro asked unanimous consent that all members of the Senate be made co-authors of **HCR 1042**, which was the order.

HCR 1042, as co-authored, was read at length as follows, adopted upon motion of Senator Taliaferro, properly signed and ordered returned to the Honorable House.

HCR 1042—By Ferrell, et al of the House and Taliaferro, Terrill, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Trent, Williams and Young of the Senate —A Concurrent Resolution memorializing William Walter Hutchins for his unselfish acts and accomplishments as a legislator, civic leader and dedicated individual; and directing distribution.

WHEREAS, William Walter Hutchins, a member of the Oklahoma House of Representatives from 1962 to 1968, did on the 16th day of April, 1971, succumb to death in Lawton, Oklahoma; and

WHEREAS, William Walter Hutchins had a broad interest in government, with special interest in industrial development and recreation programs; and

WHEREAS, he was a dedicated and respected member of the House of Representatives and conducted many studies at his own personal expense in furthering the cause of better government; and

WHEREAS, William Walter Hutchins was a conscientious and hardworking member of both the sessions and the interim committees, exemplifying the prin-

ciple that a "public office is a public trust"; and

WHEREAS, William Walter Hutchins maintained a continuous view for improving conditions of persons in less fortunate category; and

WHEREAS, William Walter Hutchins took an active role in such worthwhile and commendable programs as the Lawton Chamber of Commerce, a member of all Masonic lodges both Scottish and York Rites, served on the Easter Pageant Board, past president of the Northwest Kiwanis Club, and was chairman at the time of his death of the Lawton City Park Commission, having served on the Park Commission for twelve years.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. William Walter Hutchins and his unselfish acts and accomplishments are hereby memorialized by the Oklahoma Legislature, which further commends the memory and spirit of this leader to the people of the State of Oklahoma.

SECTION 2. Authenticated copies of this Resolution shall be presented to William Walter Hutchins' widow, Vera M. Hutchins, 315 Morford Drive, Lawton, Oklahoma; his daughter, Mrs. John Johnson, Walters, Oklahoma; his sister, Mrs. Bessie Burke, Salt Lake City, Utah; and his brother, Ben Hutchins, 105 Fort Sill Boulevard, Lawton, Oklahoma.

GENERAL ORDER

SB 270—by Murphy and Breckinridge was read and considered.

Senator Ferrell asked to be made a co-author of SB 270, which was the order.

Upon motion of Senator Murphy, SB 270, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of

Senator Murphy, SB 270, as co-authored, was considered engrossed and placed on 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, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Bradley, Breckinridge, Crow, Hargrave, Keels, McSpadden, Miller, Nichols, Porter, Stansberry, Young.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Bradley, Breckinridge, Crow, Hargrave, Keels, McSpadden, Miller, Nichols, Porter, Stansberry, Young.—11.

The emergency was declared passed.

SB 270 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 40 and 42 each correctly engrossed.

SR 37 correctly enrolled.

Engrossed SCRs 40 and 42 were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SR 37 was properly signed and

ordered transmitted to the Secretary of State.

MOTION TO RECONSIDER VOTE

The vote occurring on the Smith motion to reconsider the vote by which the Emergency Section of **SB 311** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—38.

Excused: Berrong, Bradley, Crow, Hargrave, McGraw, Miller, Stansberry, Taliaferro, Trent, Young.—10.

THIRD READING

On the question of passage of emergency section of **SB 311**, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill.—35.

Nay: Ferrell, Williams.—2.

Excused: Berrong, Bradley, Crow, Hamilton, Hargrave, Howard, Miller, Stansberry, Taliaferro, Trent, Young.—11.

The emergency was declared passed.

SB 311 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Murphy motion to reconsider the vote by which the Emergency Section of **SB 269** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Bird-

song, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Taliaferro, Terrill, Williams.—37.

Nay: Rogers.—1.

Excused: Bradley, Crow, Hargrave, Howell, Keels, Smith, Stansberry, Stipe, Trent, Young.—10.

THIRD READING

On the question of passage of emergency section of **SB 269**, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams.—36.

Nay: Rogers.—1.

Excused: Birdsong, Bradley, Crow, Garrett, Hamilton, Hargrave, McSpadden, Miller, Stansberry, Trent, Young.—11.

The emergency was declared passed.

SB 269 was referred for engrossment.

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

GENERAL ORDER

SJR 12 by Terrill was read and considered.

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 on third reading and final passage.

SJR 12, as amended, was read for the third time at length, as follows:

SJR 12, as amended—By Terrill—A Joint

Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Article X, Section 9, of the Oklahoma Constitution; providing that the five mill emergency tax levy and the ten mill local support tax levy for the support of schools after being once approved by the electors shall continue to be effective until repealed by a vote of the people providing method of repeal; providing for ballot title; and ordering special election.

Be it resolved by the House of Representatives and the Senate of the 1st Session of the 33rd 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 amendment to the Constitution of the State of Oklahoma, amending Article X, Section 9, thereof, to read as follows:

§ 9. (a) Except as herein otherwise provided, the total taxes for all purposes on an ad valorem basis shall not exceed, in any taxable year, fifteen (15) mills on the dollar, no less than five (5) mills of which is hereby apportioned for school district purposes, the remainder to be apportioned between county, city, town and school district, by the county excise board, until such time as a regular apportionment thereof is otherwise provided for by the Legislature.

No ad valorem tax shall be levied for state purposes, not shall any part of the proceeds of any ad valorem tax levy upon any kind of property in this state be used for state purposes.

(b) A tax of four (4) mills on the dollar valuation of all taxable property in the county shall be levied annually in each county of the state for school purposes and, until otherwise provided by law, the proceeds thereof shall be apportioned to the school districts of the county by the county treasurer on the basis of the legal average daily attendance for the preceding school year as certified by the State Board of Education. Provided that in case

a school district lies in more than one county, such district shall be deemed a school district of the county having the greater part of the area comprising such district, unless otherwise provided by law, and shall be entitled to participate in the proceeds of such tax on the same basis as districts lying wholly within such county but revenue from such tax on the assessed valuation of the district in other counties shall, when collected, be transmitted to the county treasurer of such county having the greater part of the area comprising the district, unless otherwise provided by law, and be apportioned as hereinbefore provided for the proceeds of such tax on the assessed valuation of such county. Not to exceed seventy-five [per centum] PERCENT (75 %) of the amount received by a school district from the proceeds of such county levy in any year shall be required to finance the state guaranteed program of such district.

(c) Upon certification of a need therefor by the board of education of any school district an additional tax of not to exceed fifteen (15) mills on the dollar valuation of all taxable property in the district shall be levied for the benefit of the schools of such district.

(d) In addition to the levies hereinbefore authorized, any school district may make an emergency levy for the benefit of the school of such district, in an amount not to exceed five (5) mills on the dollar valuation of the taxable property in such district when approved by a majority of the electors of the district voting on the question at an election called for such purpose. SUCH LEVY WHEN APPROVED, SHALL BE MADE EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE ELECTORS OF THE SCHOOL DISTRICT, VOTING ON THE QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE, AND SUCH ELECTION SHALL BE CALLED BY A PETITION INITIATED BY THIRTY PERCENT (30%) OF THE QUALIFIED ELECTORS OF THE

SCHOOL DISTRICT, OR BY A PETITION INITIATED BY TWO THOUSAND (2,000)

AD VALOREM TAXPAYING ELECTORS OF THE SCHOOL DISTRICT, WHICHEVER IS LESS, AND UNLESS OTHERWISE PROVIDED BY THE LEGISLATURE. This emergency levy shall provide only sufficient additional revenue to meet the needs of the district each fiscal year as determined by the board of such district and must be approved by a majority of the electors voting on said question at such an election. **[for each fiscal year.]**

(d-1) In addition to the levies hereinbefore authorized, any school district may make a local support levy for the benefit of the schools of such district, in an amount not to exceed ten (10) mills on the dollar valuation of the taxable property in such district, when approved by a majority of the ad valorem taxpaying voters voting on said question at an election **[for each fiscal year]** called for such purposes. SUCH LEVY WHEN APPROVED, SHALL BE MADE EACH FISCAL YEAR THEREAFTER UNTIL REPEALED BY A MAJORITY OF THE ELECTORS OF THE SCHOOL DISTRICT, VOTING ON THE QUESTION AT AN ELECTION CALLED FOR SUCH PURPOSE, AND SUCH ELECTION SHALL BE CALLED BY A PETITION INITIATED BY THIRTY PERCENT (30 %) OF THE QUALIFIED ELECTORS OF THE SCHOOL DISTRICT, OR BY A PETITION INITIATED BY TWO THOUSAND (2,000) AD VALOREM TAXPAYING ELECTORS OF THE SCHOOL DISTRICT, WHICHEVER IS LESS, AND UNLESS OTHERWISE PROVIDED BY THE LEGISLATURE. This local support levy shall provide only sufficient additional revenue to meet the needs of the district for each such fiscal year as determined by the board of such district; provided, an elector desiring to vote upon such local support levy must present an ad valorem tax receipt for the year immediately preceding before being issued a ballot, or sign a sworn affidavit certifying the fact of such payment.

(e) The amount of revenue from school district ad valorem taxes levied under (a) and (c) of this section which any school district may be required to use to finance its state guaranteed program shall not be in excess of its share, based upon its relative taxpaying ability as may be defined by law, of an amount equivalent to the net proceeds from a fifteen (15) mill tax levy on the aggregate net assessed valuation of the state; but until such relative taxpaying ability is defined by the Legislature, the amount of revenue from such taxes which any school district may be required to use to finance its state guaranteed program shall not be in excess of the net proceeds from an ad valorem tax levy of fifteen (15) mills on the dollar net assessed valuation of the district. No part of the proceeds from any ad valorem levy for emergency levy and local support levy under (d) and (d-1) of this section shall be required to finance the state guaranteed program of such district.

Nothing in the amendments to the Constitution incorporated herein shall be construed to amend, alter or supersede the present application of Article XII-A, Sections 1 and 2 of the Oklahoma Constitution.

[(f) Should the amendment contained in subsection (d-1) hereof be adopted on September 14, 1965, the school board of any school district in the state may within ten (10) days thereafter file with the Excise Board of the county a supplemental estimate of needs and call a special election within fifteen (15) days after such call upon the new local support levy or emergency levy if not previously submitted, or both. The school board shall advertise notice of such election by publication in at least one issue of a newspaper having general circulation in the school district, or by posting in five public places in the district at least five (5) days before such election. Should the electors of the school district vote such additional levy in such election, the County Excise Board

shall forthwith compute the levy and certify appropriations for all affected school districts and refile the budgets with the County Clerk and with the State Auditor. Notice of the filing of said budget shall be given as required by law. The forty (40) day protest period shall begin immediately upon the filing of said budgets.】

【For the fiscal year 1965-66, the Excise Board of each county shall not finally compute the levy nor certify the appropriations for the school districts of the state until after the school district shall have had the opportunity to hold a special election as provided herein.】

【Temporary appropriations, up to forty per centum (40 %) of the estimated funds needed by the school board of any district in the state for the fiscal year 1965-66, may be approved any time after the beginning of such fiscal year.】

【Upon the computation of the levy and certification of appropriations by the Excise Board, the County Assessor shall prepare or revise the tax rolls and deliver the same to the County Treasurer who shall proceed with the collection of the taxes as required by law.】

【Should it become necessary, because of the delay in computing levies and certifying appropriations as herein provided, the Governor may, by executive order extend the time when taxes will be delinquent for the year of 1965, and that year only. Such extension of time shall be for the minimum time necessary to permit the County Assessor and County Treasurer to perform their duties as required by law.】

SECTION 2. The ballot title for said proposed amendment shall be in the following form:

BALLOT TITLE

Legislative Referendum No.

State Question No.

**THE GIST OF THE PROPOSITION
IS AS FOLLOWS:**

Shall a Constitutional Amendment
amending Article 10, Section 9, of the

Constitution of the State of Oklahoma providing for the five mill tax levy and the ten mill tax levy after being approved by the electors shall continue to be effective until repealed by a vote of 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 ensuing statewide primary election, 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 the State of Oklahoma for their approval or rejection as and in the manner provided by law.

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

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Dahl, Garrett, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill.—28.

Nay: Berrong, Capps, Ferrell, Field, Grantham, Ham, Howell, McCune, McGraw, Medearis, Williams.—11.

Excused: Boecher, Bradley, Crow, Garrison, Hargrave, Howard, Nichols, Trent, Young.—9.

The Resolution was declared passed.

The question being, "Shall **SJR 12**, by Terrill entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Article X, Section 9, of

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the Oklahoma Constitution; providing that the five mill emergency tax levy and the ten mill local support tax levy for the support of schools after being once approved by the electors shall continue to be effective until repealed by a vote of the people providing method of repeal; providing for ballot title; and ordering special election.

be ordered referred by the Legislature of the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next ensuing statewide primary election as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next ensuing statewide primary election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent.—36.

Nay: Ferrell, Grantham, McCune, Williams.—4.

Excused: Boecher, Bradley, Crow, Garrison, Hargrave, Nichols, Stipe, Young.—8.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 12, as amended, was ordered referred for engrossment.

GENERAL ORDER

SB 207 by Stipe of the Senate and Hudleston of the House was read and considered.

Senators Hargrave and Young asked to be shown present, which was the order.

Upon motion of Senator Stipe, **SB 207** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 207** was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—32.

Nay: Breckinridge, Ferrell, Howell, Inhofe, Lamb, McCune, McGraw, Rogers, Smalley.—9.

Excused: Berrong, Bradley, Crow, Garrett, Keels, McSpadden, Young.—7.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams.—32.

Nay: Breckinridge, Ferrell, Howell, Inhofe, Lamb, McCune, McGraw, Rogers, Smalley.—9.

Excused: Berrong, Bradley, Crow, Garrett, Keels, McSpadden, Young.—7.

The emergency was declared passed.

SB 207 was referred for engrossment.

Senator Payne presiding.

MOTION TO RECONSIDER VOTE

The vote occurring on the Murphy motion

to reconsider the vote by which **HB 1323** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Dahl, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Trent, Williams.—34.

Nay: Birdsong, Boecher, Field, Grantham, Taliaferro, Terrill.—6.

Excused: Bradley, Crow, Garrison, Keels, McSpadden, Medearis, Rogers, Young.—8.

Senator Murphy moved to reconsider the vote by which **HB 1323** was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Murphy moved to reconsider the vote by which **HB 1323** was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator Murphy moved to amend **HB 1323**, Page 7, Line 15, by inserting after the word "students" on Line 14, the word "who" and deleting the word "and" on Line 15, which amendment was declared adopted.

Upon motion of Senator Murphy, **HB 1323**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1323**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

On the question of passage of **HB 1323**, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, McCune, McGraw, Martin, Miller,

Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Stipe, Trent, Williams.—32.

Nay: Birdsong, Field, Grantham, Phillips, Rogers, Taliaferro, Terrill.—7.

Excused: Bradley, Crow, Garrison, Keels, Lane, Luton, McSpadden, Medearis, Young.—9.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stansberry, Stipe, Trent, Williams.—32.

Nay: Birdsong, Field, Grantham, Phillips, Rogers, Taliaferro, Terrill.—7.

Excused: Bradley, Crow, Garrison, Keels, Lane, Luton, McSpadden, Medearis, Young.—9.

The emergency was declared passed.

HB 1323 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Howell motion to reconsider the vote by which **HB 1200** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baldwin, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McGraw, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—29.

Nay: Baggett, Boecher, Field, Garrison, Martin, Stansberry, Williams.—7.

Excused: Berrong, Bradley, Crow, Ham, Keels, Luton, McSpadden, Medearis, Nichols, Phillips, Stipe, Young.—12.

THIRD READING

On the question of passage of **HB 1200**, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, McCune, McGraw, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Taliaferro, Terrill, Trent.—29.

Nay: Baggett, Berrong, Field, Garrison, Inhofe, Martin, Smalley, Stansberry, Williams.—9.

Excused: Boecher, Bradley, Crow, Ham, Keels, Luton, McSpadden, Medearis, Stipe, Young.—10.

The bill was declared passed.

HB 1200 was referred for engrossment.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 44**.

The above numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1264**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1328**, requesting Conference and naming Conferees as follows: Sandlin, Bamberger, and Avey.

MESSAGE FROM THE HOUSE

Returning following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SJR 15**.

The above numbered Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1207**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1207** was read and consideration deferred:

Mr. President

and

Mr. Speaker:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1207, and Engrossed Senate Amendments thereto, by Atkins, McCune, Monks, and Bamberger of the House and Howard and Grantham of the Senate entitled:

An Act relating to meetings of governing bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open sessions of certain public bodies; providing for exceptions; providing for manner votes are cast; 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 following recommendation:

That the attached conference committee substitute be adopted.

CCS for **HB 1207**—By Atkins, McCune, Monks and Bamberger of the House and Howard and Grantham of the Senate—An Act relating to meetings of governing bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open session of certain public bodies; providing for exemptions; providing for manner votes are cast; providing severability; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201), is amended to read as follows:

§ 201. All meetings of the governing bodies of any state or local department, board, commission, authority, agency, division, subdivision or trusteeship, including municipalities, counties and school

districts.] ALL MUNICIPALITIES LOCATED WITHIN THE STATE OF OKLAHOMA, BOARDS OF COUNTY COMMISSIONERS OF THE COUNTIES IN THE STATE OF OKLAHOMA, BOARDS OF PUBLIC AND HIGHER EDUCATION IN THE STATE OF OKLAHOMA AND ALL OTHER BOARDS, BUREAUS, COMMISSIONS, AGENCIES, TRUSTEESHIPS OR AUTHORITIES IN THE STATE OF OKLAHOMA supported in whole or in part by public funds or entrusted with the expending of public funds, or administering public properties, [shall be conducted in sessions open for the attendance of the public, except that matters under consideration involving employment or appointment may be in sessions closed to the public, provided, however, that the vote or action shall be in public meeting; provided further, that any] MUST BE PUBLIC MEETINGS, AND IN ALL SUCH MEETINGS THE VOTE OF EACH MEMBER MUST BE PUBLICLY CAST AND RECORDED.

EXECUTIVE SESSIONS WILL BE PERMITTED ONLY FOR THE PURPOSE OF DISCUSSING THE EMPLOYMENT, HIRING, APPOINTMENT, PROMOTION, DEMOTION, DISCIPLINING OR RESIGNATION OF ANY PUBLIC OFFICER OR EMPLOYEE, AND COLLECTIVE BARGAINING NEGOTIATIONS AS AUTHORIZED BY STATE LAW; PROVIDED, HOWEVER, THAT ANY VOTE OR ACTION THEREON MUST BE TAKEN IN PUBLIC MEETING WITH THE VOTE OF EACH MEMBER PUBLICLY CAST AND RECORDED.

ANY ACTION TAKEN IN VIOLATION OF THE ABOVE PROVISIONS SHALL BE INVALID.

ANY member of the Legislature [appointed as a member of a committee of either branch of the Legislature or joint committee thereof or a committee of the State Legislative Council] shall be permitted to attend any [closed] EXECUTIVE session OF ANY STATE AGENCY, BOARD OR COMMISSION authorized

by this [section] ACT [whenever the jurisdiction of such committee includes the actions of the public body involved.]

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.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Howard, Grantham and Ferrell.

FOR THE HOUSE: Atkins, McCune, Boren.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1029, requesting Conference and referring said Bill to GCCA, when appointed.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 10, 1971, of Enrolled SBs 157 and 301 entitled:

SB 157—By Ferrell, et al, of the Senate and Sanguin, et al, of the House—An Act relating to water and water rights; amending Section 1, Chapter 266, O.S.L. 1963, as amended by Section 1, Chapter 148, O.S.L. 1967 ***; relating to the creation of rural water and sewer districts, authorizing the creation of rural solid waste management districts; defining terms; providing for a petition and its contents; prescribing powers of Board of County Commissioners; designating powers of a district ***; and declaring an emergency.

SB 301—By Smith, et al, of the Senate and Wiedemann, et al, of the House—An Act relating to Banks; amending Section

415, Chapter 161, O.S.L. 1965, as last amended by Section 7, Chapter 321, O.S.L. 1970 (6 O.S. Supp. 1970, § 415); authorizing drive-in and walk-up services at outside attached and detached facilities; *** and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 11, 1971, of Enrolled **SB 25**, entitled:

SB 25—By Murphy, Lamb and Medearis of the Senate and Rogers, et al, of the House—An Act relating to the Oklahoma Turnpike Authority; amending Section 1709, Chapter 415, O.S.L. 1968, as amended by Section 1, Chapter 62, O.S.L. 1969 (69 O.S. Supp. 1970, § 1709); providing for bonds; increasing the maximum interest rate from six percent to seven and one-half percent; and declaring an emergency.

GENERAL ORDER

SB 193 by Trent of the Senate and Payne of the House was read and considered.

Senator Trent moved to amend **SB 193**, Page 2, Line 13, by striking all the language after the word "municipality" on Line 13 and before the word "provided" on Line 16, which amendment was declared adopted.

Senator Trent moved to amend **SB 193**, Page 2, Line 13, by adding after the word "municipality" and before the word "and", the following: "Any unit of government eligible to receive reimbursement under the provisions of this act must file for such reimbursement before the first day of January each calendar year." which amendment was declared adopted.

Upon motion of Senator Trent, **SB 193**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Trent, **SB 193**, as amended, was considered engrossed and placed on 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: Baldwin, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Grantham, Holden, Lamb, Lane, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Taliaferro, Terrill, Trent, Williams.—25.

Nay: Baggett, Berrong, Birdsong, Garrett, Garrison, Graves, Hargrave, Inhofe, McCune, McGraw, Smalley, Stansberry.—12.

Excused: Bradley, Crow, Ham, Hamilton, Howard, Howell, Keels, Luton, Medearis, Stipe, Young.—11.

The bill was declared passed.

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

Aye: Baldwin, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Grantham, Holden, Lamb, Lane, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Taliaferro, Terrill, Trent, Williams.—25.

Nay: Baggett, Berrong, Birdsong, Garrett, Garrison, Graves, Hargrave, Inhofe, McCune, McGraw, Smalley, Stansberry.—12.

Excused: Bradley, Crow, Ham, Hamilton, Howard, Howell, Keels, Luton, Medearis, Stipe, Young.—11.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Birdsong moved that the vote be reconsidered by which **SB 193** passed.

THIRD READING

HB 1415 was called up for further consideration.

MOTION TO RECONSIDER VOTE

Senator Holden moved to reconsider the vote by which **HB 1415** was considered engrossed and placed on third reading and final passage.

Senator Terrill moved to table the Holden motion, which motion failed of adoption.

Senator Holden pressed his former motion, which motion prevailed.

Senator Holden moved to reconsider the vote by which **HB 1415** was advanced to engrossment, which motion prevailed.

GENERAL ORDER

Senator Taliaferro asked unanimous consent that he be withdrawn as Principal Author of **HB 1415** and Senator Miller shown as Principal Author thereto, which was the order.

Senators Terrill, Smalley, Birdsong, Smith, Nichols, McSpadden, Stipe and Taliaferro asked to be made co-authors of **HB 1415**, which was the order.

Senator Holden moved to amend **HB 1415**, Page 2, Line 7, by striking after the word "be", and before the word "determined", the words "more accurately", and inserting in place thereof the word "reasonably"; and on Line 8, by striking after the word "basis," all the words on Line 9 and the words on Line 10 including the word "consumed," and before the word "or"; and on Line 11 by striking after the word "tax," all the words and all the words on Line 12 and inserting in place thereof the following: "on a mileage basis where the fuel consumed is used in propelling the vehicle and for purposes other than the propulsion of the vehicle, the taxpayer may elect to determine the tax due on a mileage basis or by use of a metering device as provided herein." which amendment was declared adopted.

Senator Holden moved to amend **HB 1415**, Page 3, Line 4, by striking after the word "the" and before the word "is", the words "tax commission" and inserting in place thereof the word "taxpayer"; and by striking on Line 5, after the figure

"2" and before the word "use" on Line 6; and also striking after the word "use" and before the word "such" on Line 6, the word "of"; and by inserting after the word "and" on Line 9 and before the word "to" the following: "the tax commission is hereby authorized", which amendment was declared adopted.

Senators Miller, Terrill, Smalley, and Hamilton moved to amend **HB 1415**, Page 5, Line 11½ as follows:

By inserting the following new sections and renumbering succeeding sections and amending the title to conform.

"SECTION 3. 37 O.S. 1961, § 553, is amended to read as follows:

§ 553. An excise tax is hereby levied and imposed upon all alcoholic beverages imported or manufactured, for sale, use or distribution, or used or possessed in this state, at the following rates:

(1) **["Two Dollars and forty cents (\$2.40)"] FIVE DOLLARS (\$5.00)** per gallon, and a proportionate rate on fractions thereof, on each gallon of spirits;

(2) **["Thirty-six cents (0.36)"] SEVENTY FIVE CENTS (\$0.75)** per gallon, and a proportionate rate on fractions thereof, on each gallon of light wine;

(3) **["Fifty cents (0.50)"] ONE DOLLAR (\$1.00)** per gallon, and a proportionate rate on fractions thereof, on each gallon of wine containing more than fourteen percent (14%) of alcohol by volume;

(4) **["Seventy-five cents (0.75)"] ONE DOLLAR AND TWENTY-FIVE CENTS (\$1.25)** per gallon, and a proportionate rate on fractions thereof, on each gallon of sparkling wine; and

(5) **["Ten Dollars (\$10.00)"] TWELVE DOLLARS (\$12.00)** per barrel (thirtyone (31) wine gallons) and a proportionate rate on portions thereof, on each barrel of beer.

SECTION 4. (a) The additional ALCOHOLIC BEVERAGE excise tax levied and imposed by this act shall apply to all alcoholic beverages in the inventory or stock of every licensed retailer, or of any other person possessing for resale, or re-

selling, alcoholic beverages in this state as of the effective date of this act.

(b) Every licensed retailer or such other person shall within ten (10) days after the effective date of said additional levy make a report covering such inventory of alcoholic beverages on forms prescribed and furnished by the Oklahoma Tax Commission and such reports shall be accompanied by a remittance of the amount of such additional excise tax herein levied due on such inventory or stock.

(c) Every licensed wholesaler and non-resident seller shall be required to make a report to the Tax Commission on forms prescribed by it covering such wholesaler's and nonresident seller's inventory and stock of excise tax stamps required by the Oklahoma Alcoholic Beverage Control Act and of alcoholic beverages within Oklahoma, as of the effective date of this act. Said report must be made to the Tax Commission within ten (10) days after said effective date and accompanied by a remittance of the amount of the additional tax levied by this act.

SECTION 5. The revenues resulting through June 30, 1972, from the additional ALCOHOLIC BEVERAGE tax herein levied shall be apportioned by the Oklahoma Tax Commission as provided by the Oklahoma Constitution AND 37 O.S. 1961, § 563. The State Treasurer shall deposit the state's allocation in the State Treasury in the General Revenue Fund; provided, further, that from and after July 1, 1972, all revenues resulting from the additional tax herein levied shall be apportioned by the Oklahoma Tax Commission according to the Constitution of the State of Oklahoma AND 37 O.S. 1961, § 563", which amendment was declared adopted.

Senator Payne moved to amend **HB 1415**, Page 5, Line 9, by inserting a new Section 2. as follows: "Section 2. Nothing in this Act shall be construed to include any type highway vehicle designed for passenger or freight hauling in its original

design." and renumber succeeding sections, which amendment was declared adopted.

Upon motion of Senator Miller, **HB 1415**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, **HB 1415**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1415 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, Dahl, Field, Garrett, Graves, Ham, Hargrave, Holden, Howard, Lamb, Lane, McSpadden, Martin, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent.—25. B

Nay: Berrong, Boecher, Breckinridge, Ferrell, Garrison, Grantham, McCune, McGraw, Payne, Williams.—10.

Excused: Bradley, Capps, Crow, Hamilton, Howell, Inhofe, Keels, Luton, Medearis, Phillips, Porter, Stansberry, Young.—13. 4

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Lamb, Lane, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—32. X

Nay: Berrong, Breckinridge, Ferrell, Garrison, Grantham, Inhofe, McCune, McGraw, Williams.—9.

Excused: Bradley, Crow, Howell, Keels, Luton, Porter, Stansberry.—7.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which **HB 1415** passed.

As provided under Rule 19b, Senator Smalley moved the vote be reconsidered by which the Emergency section of **HB 1415** passed.

DECLARATION OF VOTE

Senators Hamilton, Capps, and Howell asked that the record show had they been present at the time of Third Reading and final passage of **HB 1415**, they would have voted AYE on the Bill, which was the order.

Senator Inhofe asked that the record show that had he been present at the time of Third Reading and final passage of **HB 1415**, he would have voted NAY on the Bill, which was the order.

GENERAL ORDER

HB 1210 by Taggart of the House and Rogers of the Senate was read and considered.

Senator Miller moved to amend **HB 1210**, Page 11, Line 8, by adding after the word "belong.", and before the words "Section 6." on Line 9, the following new language: "Each such practitioner of the Healing Arts shall have successfully passed an examination in the basic sciences equivalent to the examination given in this state." which amendment was tabled upon motion of Senator Rogers, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Hargrave, Holden, Howard, McSpadden, Murphy, Rogers, Smalley, Smith, Stipe, Taliaferro, Trent, Young.—18.

Nay: Berrong, Breckinridge, Ferrell, Garrett, Grantham, Graves, Hamilton, Howell, Inhofe, Lamb, McCune, Martin, Miller, Williams.—14.

Excused: Bradley, Crow, Field, Garrison, Ham, Keels, Lane, Luton, McGraw,

Medearis, Nichols, Payne, Phillips, Porter, Stansberry, Terrill.—16.

Senator Hamilton presiding.

Senator Miller moved to amend **HB 1210**, Page 11, Line 8, by adding after the word "belong.", and before the words "Section 6" on Line 9, the following new language: "Said practitioners of the Healing Arts shall be a graduate of a professional school or college that has been accredited by an accrediting agency recognized by the United States Office of Education, Department of Health, Education, and Welfare." which amendment was tabled upon motion of Senator Rogers, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Ferrell, Garrison, Ham, Hamilton, Hargrave, Holden, Howard, McSpadden, Murphy, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Young.—23.

Nay: Berrong, Breckinridge, Field, Garrett, Grantham, Graves, Howell, Inhofe, McCune, Martin, Miller, Payne, Williams.—13.

Excused: Bradley, Crow, Keels, Lamb, Lane, Luton, McGraw, Medearis, Nichols, Phillips, Porter, Stansberry.—12.

Senator Rogers moved that **HB 1210**, as amended be advanced to engrossment, which motion failed of passage.

Senator Miller moved to amend **HB 1210**, Page 11, Line 8, by adding after the word "belong", the words "provided such profession does not permit advertising by its practitioners."

Senator Rogers moved to table the third Miller amendment, which motion failed, the roll call thereon being as follows:

Aye: Baldwin, Boecher, Dahl, Ferrell, Garrison, Graves, Ham, Hargrave, Howard, Howell, McSpadden, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—18.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Capps, Garrett, Grantham, Hamilton, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Miller, Murphy, Payne, Phillips.—18.

Excused: Bradley, Crow, Field, Holden, Keels, Lane, Medearis, Nichols, Porter, Stansberry, Taliaferro, Trent.—12.

The vote occurring on the third Miller amendment, it was declared adopted, the roll call thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Field, Garrett, Grantham, Hamilton, Holden, Inhofe, Lamb, Luton, McCune, McGraw, Martin, Miller, Murphy, Payne, Phillips.—20.

Nay: Baldwin, Boecher, Dahl, Ferrell, Garrison, Graves, Ham, Hargrave, Howard, Howell, McSpadden, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Williams, Young.—19.

Excused: Bradley, Crow, Keels, Lane, Medearis, Nichols, Porter, Stansberry, Trent.—9.

Senator Murphy presiding.

Senator Ferrell moved to amend **HB 1210**, Page 11, Line 8: by adding after the word "belong", the words "provided such profession does not permit false and fraudulent advertising".

Senator Miller moved to table the Ferrell amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Breckinridge, Garrett, Grantham, Hamilton, Howell, Inhofe, McCune, Martin, Miller, Payne, Young.—12.

Nay: Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Graves, Ham, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Medearis, Murphy, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill.—23.

Excused: Bradley, Crow, Field, Garrison, Keels, Lamb, Lane, Nichols, Phillips, Porter, Stansberry, Trent, Williams.—13.

The vote occurring on the Ferrell amendment, it was declared adopted the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher, Capps, Dahl, Ferrell, Graves, Ham, Hargrave, Holden, Howard, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Rog-

ers, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—24.

Nay: Baggett, Berrong, Breckinridge, Garrett, Grantham, Howell, Inhofe, McCune.—8.

Excused: Bradley, Crow, Field, Garrison, Hamilton, Keels, Lamb, Lane, Miller, Nichols, Payne, Phillips, Porter, Stansberry, Trent, Williams.—16.

Upon motion of Senator Rogers, **HB 1210**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **HB 1210**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1210 was read for the third time at length.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Ferrell, Grantham, Graves, Ham, Hargrave, Holden, Howard, Lamb, Luton, McSpadden, Martin, Medearis, Murphy, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—26.

Nay: Berrong, Breckinridge, Garrett, Howell, Inhofe, McCune, McGraw, Miller, Payne.—9.

Excused: Bradley, Crow, Field, Garrison, Hamilton, Keels, Lane, Nichols, Phillips, Porter, Stansberry, Trent, Williams.—13.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Dahl, Ferrell, Grantham, Graves, Ham, Hargrave, Holden, Howard, Lamb, Luton, McSpadden, Martin, Medearis, Murphy, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Young.—26.

Nay: Breckinridge, Garrett, Howell, Inhofe, McCune, McGraw, Miller, Payne.—8.

Excused: Berrong, Bradley, Crow, Field, Garrison, Hamilton, Keels, Lane,

Nichols, Phillips, Porter, Stansberry, Trent, Williams.—14.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Rogers moved that the vote be reconsidered by which the Emergency Section of **HB 1210** failed and the vote be reconsidered by which **HB 1210** passed.

Senator Baldwin objected to Senator Rogers dual motion on both the Bill and the Emergency Section and asked the Chair to preclude the portion of the Rogers motion to reconsider the vote by which **HB 1210** passed.

The Chair sustained the Baldwin objection.

As provided under Rule 19b, Senator Garrett moved that the vote be reconsidered by which **HB 1210** passed.

DECLARATION OF VOTE

Senator Luton asked that the record show had he been present at the time of Third Reading and final passage of **HB 1415**, he would have voted AYE on the Miller amendment to **HB 1415** and AYE on the Bill and the Emergency Section there-to, which was the order.

Senator Young asked that the record show had he been present at the time of Third Reading and final passage of **HB 1415**, he would have voted AYE on the Bill, which was the order.

RESOLUTION

SR 40 by Young was introduced and consideration deferred for this legislative day.

SR 40—By Young—A Resolution relating to a study and investigation of the Office of State Insurance Commissioner; directing the Senate Committee on Insurance to conduct said study and investigation; specifying areas of inquiry and vesting

certain authority in said committee; authorizing employment of necessary personnel; providing for travel and expense allowance for committee members and staff; providing for service of process and witness fees; and requiring a report of findings and recommendations.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 24**, as co-authored by Miskelly, Draper and Harrison of the House.

The above numbered Resolution was referred for enrollment.

PENDING SENATE ACTION

Upon motion of Senator Berrong, the Committee Report on Request for Lobby Permit submitted April 28, 1971, the Sixty-fourth Legislative Day, was adopted and Permit ordered issued from the Office of the President Pro Tempore.

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

Hamilton — Vice-Chairman

Baggett Medearis

Baldwin Miller

Birdsong Murphy

Boecher Smalley

Grantham Taliaferro

Howard Terrill

Luton

Alternates:

Graves Nichols

Hargrave Trent

Lane

MESSAGE FROM THE HOUSE

Advising that the following named Members have been appointed to the General Conference Committee on Appropriations: Willis — Chairman

Miskelly — Vice-Chairman

Abbott	Mountford
Bradley	Odum
Cate	Sanguin
Davis	Skeith
Fine	Sparkman
Greenhaw	Townsend
Hargrave	

Alternates:

Andrews	Spearman
Bamberger	Stratton
Payne	

**EXECUTIVE COMMITTEE—
LEGISLATIVE COUNCIL**

As provided under Title 74, Section 456, O.S. 1961 (1963 Supp.), President Pro Tempore Smith announced the appoint-

ment of the following Senators as members of the Executive Committee of the State Legislative Council:

Senators Crow, Field, Garrison, Graves, Ham, Hargrave, Keels, Lane, Nichols, Payne, Phillips, Rogers, Smalley, Terrill and Young.

Senate approval was deferred for this legislative day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, May 12, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, May 12, 1971, at 1:00 o'clock P.M.

Seventy-second Legislative Day

Wednesday, May 12, 1971

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

Upon roll call, the following members were present:

Baggett, Baldwin, Birdsong, Capps, Dahl, Field, Garrett, Grantham, ~~Hamilton~~, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Taliaferro, Terrill, Trent, Williams, Young.—36.

Excused: Berrong, Boecher, Bradley, Breckinridge, Crow, Ferrell, Garrison, Graves, Ham, Smalley, Stansberry, Stipe.—12.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Lane:

Almighty and eternal God, to Whom all hearts are open, all desires known, and from Whom no secrets are hidden, be with Your servants in this Chamber to inform their minds, to guide their judgments, and to unite their energies for the welfare of this State. By their persevering devotion to truth and justice may they be led to decisions that will enlarge the borders of good will and help to heal the wounds of these difficult days in our State, our Nation, and the World. This we ask through Christ our Lord. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

President Pro Tempore Smith announced that Mrs. Betty Graves, wife of Senator Ralph Graves, passed away. He expressed the deep sympathies of the entire Senate to Senator Graves and Daughter, Barbara, and Son, Russell.

CITATIONS

Upon motion of Senator Ferrell, it was the order of the Senate that a Citation of Congratulations be issued to Denise Wolfe, Crescent, Oklahoma; Betty Hughes, Guthrie, Oklahoma; Cathy Thompson, Morrison, Oklahoma; Valerie Voice, Sumner School, Perry, Oklahoma; Dena Roberson, Stroud, Oklahoma; and Kathy Quarry, Prague, Oklahoma, for being named Outstanding Speller in their respective local Spelling Bee and representing their respective schools at the State Spelling Bee in Tulsa, Oklahoma.

The above Order of the Senate was referred to the Committee on Engrossed and Enrolled Bills for issuance of Citations.

COMMITTEE REPORTS

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

DO PASS:

HB 1006—Appropriations and Budget.

HB 1366—Appropriations and Budget.

HB 1373—Appropriations and Budget.

HB 1453—Judiciary, co-authored by Garrison, Luton and Howell.

HB 1498—Revenue and Taxation, co-authored by Smalley.

DO PASS, as amended:

SB 260—Public Safety and Penal Affairs, co-authored by Lamb.

SB 323—Appropriations and Budget.

HB 1199 — Judiciary, co-authored by Lamb, then referred to the Committee on Appropriations and Budget, by previous order.

HB 1352—Judiciary.

FIRST READING

The following Bills were introduced and read the first time:

SB 342—By Howell—An Act relating to motor vehicles; amending Section 1, Chapter 138, O.S.L. 1963 (47 O.S. Supp. 1970, § 22.15A); providing for licensing of manufacturers, new car dealers, used car dealers and salvage motor vehicle dealers; authorizing the Oklahoma Tax Commission to issue identification plates prescribing import to be accorded thereby; prescribing fees; providing demonstrator cars entrusted by a dealer to a duly licensed salesman of the new car dealer may bear said dealer's identification plates while performing his private as well as business endeavors; making certain requirements of dealers; prescribing penalties; providing for in-transit licenses; fixing termination dates of licenses; and declaring an emergency.

SB 343—By Hamilton, Smith and Howell—An Act relating to electronic data processing; providing for short title; creating a division within the State Board of Public Affairs to be known as the "Division of Data Processing Planning"; and declaring an emergency.

SECOND READING

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

SB 338—Revenue and Taxation.

SB 339—Public and Mental Health.

SB 340—Soil and Water Resources.

SB 341—Constitutional Revision and Redistricting.

HB 1286—Appropriations and Budget.

HB 1490—Education - Common.

HB 1492— Soil and Water Resources.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1455—By Finch and Payne—An Act relating to Congressional Districts; fixing boundaries and dividing the state into six Congressional Districts; providing that this Act shall not affect the operation of any board, commission or other entity whose membership is based upon Congressional Districts which have heretofore been created by law; repealing Section 1, Chapter 23, O.S.L. 1967 (14 O.S. Supp. 1970, § 3); and providing operative date.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1264**.

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 1042**.

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

RESOLUTION WITHDRAWN

President Pro Tempore Smith asked unanimous consent that **SJR 27** be withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which was the order.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Howard, the Senate concurred in **HAs** to **SB 123**.

SB 123, 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, Capps, Dahl, Field, Garrett, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smith, Taliaferro, Terrill, Trent, Young.—28.

Nay: Inhofe, Lamb, McCune, McGraw, Williams.—5.

Excused: Baggett, Berrong, Boecher, Bradley, Breckinridge, Crow, Ferrell, Garrison, Graves, Ham, Medearis, Phillips, Smalley, Stansberry, Stipe.—15.

The bill, as amended, was declared passed.

Senators Berrong, Boecher and Smalley asked to be shown present, which was the order.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Field, Garrett, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Young.—32.

Nay: Baggett, Inhofe, Lamb, McCune, Williams.—5.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrison, Graves, Ham, Medearis, Phillips, Stansberry, Stipe.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator McSpadden **HAs** to **SB 176** were rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 176: Senators McSpadden, Birdsong and Luton.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the request of the Honorable House for a conference on **HBs 1024** and **1125** was ordered granted, said Bills to be referred to **GCCA**.

Senators Garrison and Stansberry asked to be shown present, which was the order.

Upon motion of Senator Rogers, the request of the Honorable House for a conference on **HB 1328** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1328: Senators Rogers, Baggett and McSpadden.

Upon motion of Senator Murphy, the request of the Honorable House for a conference on **HB 1425** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1425: Senators Murphy, Medearis and Holden.

Upon motion of Senator Martin, the request of the Honorable House for a conference on **HB 1029** was ordered granted, said Bill to be referred to **GCCA**.

PENDING SENATE ACTION ON CCR

Senator Howard moved that the Senate reject the Conference Committee Report on **HB 1207** and request further conference, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1207: Senators Howard, Grantham and Ferrell.

Upon motion of Senator Terrill, the Conference Committee Report on **SB 4** was declared adopted.

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

SB 4, as amended 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, Boecher, Capps, Dahl, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Graves, Ham, Hamilton, Lane, Payne, Stansberry.—13.

The Bill, as amended in Conference, was declared passed.

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

Aye: Baldwin, Boecher, Capps, Dahl, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Berrong, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Graves, Ham, Hamilton, Lane, Payne, Stansberry.—13.

The emergency was declared passed.

SB 4, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Rogers presiding.

PENDING HOUSE REQUEST

Senator Terrill asked unanimous consent, which was granted, to rescind 4th reading and the signing of HB 1405.

MOTION TO RECONSIDER VOTE

Senator Terrill moved to reconsider the vote by which HB 1405 was passed, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Dahl, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Porter, Rogers, Smalley, Taliaferro, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Crow, Ferrell, Graves, Ham, Hamilton, Lane, Payne, Phillips, Smith, Stansberry, Stipe.—15.

Senator Terrill moved to reconsider the vote by which HB 1405 was considered engrossed and placed on third reading and final passage, which motion was adopted.

Senator Terrill moved to reconsider the vote by which HB 1405 was advanced to engrossment, which motion was adopted.

GENERAL ORDER

HB 1042 by Cate, et al, of the House and Garrett of the Senate was read and considered.

Senators Capps and Howell asked to be made co-authors of HB 1042, which was the order.

Upon motion of Senator Garrett, HB 1042, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, HB 1042, as co-authored, was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Capps, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansber-

ry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Breckinridge, Crow, Dahl, Ferrell, Graves, Ham, Lane, Medearis, Payne.—11.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Breckinridge, Crow, Dahl, Ferrell, Graves, Ham, Lane, Medearis, Payne.—11.

The emergency was declared passed.

HB 1042 was ordered withheld pursuant to Rule 19-f.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lamb, the request of the Honorable House for a conference on **HB 1239** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1239: Senators Lamb, Martin and Berrong.

GENERAL ORDER

SB 196 by Porter of the Senate and Johnson of the House was read and considered.

Upon motion of Senator Porter, **SB 196** was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, **SB 196** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 196 was read for the third time at length.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stipe, Taliaferro, Terrill, Young.—29.

Nay: Inhofe, Lamb, McCune, McGraw, Rogers, Smalley, Stansberry, Williams.—8.

Excused: Birdsong, Bradley, Breckinridge, Crow, Dahl, Ferrell, Graves, Ham, Lane, Medearis, Trent.—11.

The bill was declared passed.

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

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Stipe, Taliaferro, Terrill, Young.—29.

Nay: Inhofe, Lamb, McCune, McGraw, Rogers, Smalley, Stansberry, Williams.—8.

Excused: Birdsong, Bradley, Breckinridge, Crow, Dahl, Ferrell, Graves, Ham, Lane, Medearis, Trent.—11.

The emergency was declared failed of passage.

SB 196 was referred for engrossment.

GENERAL ORDER

HB 1248 by Hargrave, et al, of the House and Hargrave of the Senate was read and considered.

President Pro Tempore Smith and Senator Capps asked to be made co-authors of **HB 1248**, which was the order.

Senators Hargrave and Grantham moved to amend **HB 1248**, Page 2, Line 14, as follows: by changing the words and figures twelve (12) to the word and figures

thirteen (13), which amendment was declared adopted.

Senator Hargrave moved to amend **HB 1248**, Page 10, Line 8 by adding after the figure "1271" and before the figure "1275", the figure "1274", which amendment was declared adopted.

Senator Boecher moved to amend **HB 1248**, Page 8, Line 14, as follows: by striking the word "regulations" and adding the word "laws", which amendment was declared adopted.

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

Senator Baggett moved to amend **HB 1248**, Page 2, Line 14, by striking after the word "than" in Line 13, and before the words "inches in length" the words: "twelve (12)", as amended to read "thirteen (13)" by the first Hargrave amendment and substituting the words "sixteen (16)", which amendment was declared adopted.

Senator Hamilton moved to amend **HB 1248**, Page 6, Line 1½ as follows: by adding a new Section 6: "A person may carry or transport in a motor vehicle, a rifle, shotgun or pistol, unloaded, at any time." and renumber succeeding sections.

Senator Hamilton asked unanimous consent to amend his foregoing amendment by changing Section 6 to Section 7, which was the order.

The vote occurring on the Hamilton amendment, it was declared adopted.

Upon motion of Senator Hargrave, **HB 1248**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hargrave, **HB 1248**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

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

THIRD READING

HB 1248 was read for the third time at length.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: McSpadden, Payne, Phillips, Stipe, Trent.—5.

Excused: Baggett, Boecher, Bradley, Crow, Graves, Ham, Hamilton, Inhofe, Medearis, Porter.—10.

The Bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Williams, Young.—33.

Nay: McSpadden, Payne, Phillips, Stipe, Trent.—5.

Excused: Baggett, Boecher, Bradley, Crow, Graves, Ham, Hamilton, Inhofe, Medearis, Porter.—10.

The emergency was declared passed.

HB 1248 was referred for engrossment.

GENERAL ORDER

SB 293 by Grantham of the Senate and Conaghan, et al, of the House was read and considered.

Upon motion of Senator Grantham, **SB 293** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 293** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 293 was read for the third time at length.

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

Aye: Bakdwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams.—34.

Excused: Baggett, Boecher, Bradley, Crow, Garrison, Graves, Ham, Inhofe, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—14.

The bill was declared passed.

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

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams.—34.

Excused: Baggett, Boecher, Bradley, Crow, Garrison, Graves, Ham, Inhofe, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—14.

The emergency was declared passed.

SB 293 was referred for engrossment.

GENERAL ORDER

SB 318 by Luton, Garrison, Howell, Garrett, Smalley and Young was read and considered.

Senator Luton, citing rule 8-(e), asked unanimous consent that Representative Mountford be added as the House author of **SB 318**, which was the order.

President Pro Tempore Smith presiding.

Upon motion of Senator Luton, **SB 318** was advanced to engrossment.

By unanimous consent, upon request of

Senator Luton, **SB 318** was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Berrong, Bradley, Crow, Dahl, Graves, Ham, Hamilton, Martin, Porter.—10.

The bill was declared passed.

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

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Berrong, Bradley, Crow, Dahl, Graves, Ham, Hamilton, Martin, Porter.—10.

The emergency was declared passed.

SB 318 was referred for engrossment.

Senator Hamilton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 207, 269, 270, 311, SCR 43, SJR 12, HBs 1200 and 1323 each correctly engrossed.

SB 191, SJRs 15 and 24, SCR 44 and SR 39 correctly enrolled.

Engrossed SBs 207, 269, 270, 311, SCR 43 and SJR 12 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1200 and 1323, together with Engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SB 191, SJRs 15 and 24 were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SCR 44 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 39 was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1207, and naming same House Conferees.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 176, and naming House Conferees as follows: Boatner, Huddleston and Duke.

GENERAL ORDER

HB 1325 by York, et al, of the House and Luton and Birdsong of the Senate was read and considered.

Senators Payne and Keels asked to be made co-authors of HB 1325, which was the order.

Senator Berrong moved to amend HB 1325, Page 3, Line 8 by adding after the word "act" and before the word "The", the following language: "The State Board shall adopt rules and regulations requiring the submission of financial reports."

Senator Luton moved to table the Berrong amendment, which motion failed of adoption the roll call thereon being as follows:

Aye Birdsong, Capps, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Miller, Murphy, Phillips, Rogers, Smalley, Smith, Stipe.—17.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, Medearis, Stansberry, Taliaferro, Terrill, Williams, Young.—20.

Excused: Baggett, Bradley, Crow, Graves, Ham, Lane, Martin, Nichols, Payne, Porter, Trent.—11.

The vote occurring on the Berrong amendment, it was declared adopted.

Senator Terrill moved to amend HB 1325, Page 4, Line 17, by adding after the word "services", and before Section 7, the following: "provided further, however, that the said board of education shall have full control of the setting of professional salaries and that said professional salaries shall not be a subject for negotiations under the terms of this act.", which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Birdsong, Garrett, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Stipe, Trent.—21.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrison, Inhofe, McCune, McGraw, Porter, Taliaferro, Terrill, Williams, Young.—16.

Excused: Baggett, Bradley, Crow, Dahl, Graves, Ham, Lane, Medearis, Nichols, Smith, Stansberry.—11.

Senator Baldwin presiding.

Senator Howell moved to amend HB 1325, Page 2, Line 10 as follows: by striking the period after the word "negotiations" on Line 10 and by inserting "which has been certified by the State Board of Education.", which amendment was declared adopted.

Senator Howard moved to amend HB 1325, Page 4, Line 7, by substituting after

the word "any", and before the word "for", the word "representatives" for the word "negotiation", which amendment was declared adopted.

Senator Breckinridge moved to amend **HB 1325**, Page 4, Line 8, by adding after the word "employed" and before the word "within", the following: "by the school district", which amendment was declared adopted.

Senator Howard moved to amend **HB 1325**, Page 5, Line 6, by inserting after the word "organization" and before the comma, the following: "or the non-professional organization as the case might be", which amendment was declared adopted.

Senator Payne presiding.

Senator Breckinridge moved to amend **HB 1325**, Page 5, Line 14, by deleting after the word "parties" and before Section 8 on Line 17, all the language on Lines 14, 15 and 16, which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Birdsong, Garrett, Grantham, Hamilton, Hargrave, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Smalley, Stipe, Trent.—19.

Nay: Baldwin, Breckinridge, Ferrell, Field, Garrison, Inhofe, McCune, McGraw, Taliaferro, Terrill, Williams.—12.

Excused: Baggett, Berrong, Boecher, Bradley, Capps, Crow, Dahl, Graves, Ham, Holden, Lamb, Lane, Medearis, Nichols, Rogers, Smith, Stansberry.—17.

Senator Young moved to amend **HB 1325**, Page 6, Line 6, after the word "violation" and before the "period(.)" by inserting the following: "and forfeit all rights to any tenure or retirement funds."

Senator Breckinridge raised the question of "No Quorum." The Presiding Officer ordered the roll called, following which he declared a quorum present.

The vote occurring on the Young amendment, it was declared adopted.

Senator Breckinridge moved to amend **HB 1325**, Page 6, Line 16, by adding after the word "Act." and before the words "Section 10" on Line 17, the following: "and nothing in this Act shall be construed to prohibit any professional educator or employee of a school district from joining, or refusing to join, any professional organization which represents them in negotiations with a school district." which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Birdsong, Garrett, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Trent, Young.—20.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Ferrell, Field, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, Terrill, Williams.—14.

Excused: Baggett, Bradley, Capps, Crow, Dahl, Graves, Ham, Lane, Medearis, Nichols, Smalley, Stansberry, Stipe, Taliaferro.—14.

MOTION TO RECONSIDER VOTE

Senator Luton moved to reconsider the vote by which the Young amendment passed.

Senator Grantham raised a point of order that Senator Luton had to vote on the prevailing side in order to reconsider the vote, which point of order was sustained by the Chair.

GENERAL ORDER

Senator McGraw moved to amend **HB 1325**, Page 7, Lines 3 and 4 by striking after the word "employees" all the rest of the language on lines 3 and four and change the comma to a period after the word "employees" on Line 3, Page 7, which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher, Grantham, Hamilton, Hargrave, Holden, Howard, Keels, Luton, Miller, Murphy, Payne, Phillips, Smalley, Stipe, Trent, Young.—18.

Nay: Berrong, Breckinridge, Capps, Ferrell, Field, Garrison, Howell, Inhofe, Lamb, McCune, McGraw, Porter, Taliaferro, Terrill, Williams.—15.

Excused: Baggett, Bradley, Crow, Dahl, Garrett, Graves, Ham, Lane, McSpadden, Martin, Medearis, Nichols, Rogers, Smith, Stansberry.—15.

MOTION TO RECONSIDER VOTE

Senator Stipe moved to reconsider the vote by which the Young amendment passed.

Senator Terrill moved, as a substitute motion, that **HB 1325**, as co-authored and amended, be advanced to engrossment.

Senator Luton moved to table the Terrill motion to advance, which motion to table failed, the roll call thereon being as follows:

Aye: Birdsong, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Trent.—19.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, Porter, Taliaferro, Terrill, Williams, Young.—19.

Excused: Baggett, Bradley, Crow, Dahl, Graves, Ham, Lane, Medearis, Nichols, Stansberry.—10.

The vote occurring on the Terrill motion to advance, it was declared adopted, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Inhofe, Lamb, McCune, McGraw, Medearis, Murphy, Porter, Taliaferro, Terrill, Williams, Young.—22.

Nay: Birdsong, Hamilton, Hargrave,

Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Miller, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Trent.—19.

Excused: Baggett, Bradley, Crow, Graves, Ham, Nichols, Stansberry.—7.

By unanimous consent, upon request of Senator Luton, **HB 1325**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

Senator Luton asked unanimous consent that further consideration of **HB 1325** be deferred this legislative day, which was the order.

PENDING SENATE ACTION

SR 40 by Young was called up for consideration.

Senators Smith and Young moved to amend **SR 40**, Page 4, Line 2½ by inserting the following: "which shall be on or before June 1, 1971, and", which amendment was declared adopted.

SR 40, as amended, was read at length as follows, adopted upon motion of Senator Young, and ordered referred for enrollment.

SR 40—By Young—A Resolution relating to a study and investigation of the Office of State Insurance Commissioner; directing the Senate Committee on Insurance to conduct said study and investigation; specifying areas of inquiry and vesting certain authority in said committee; authorizing employment of necessary personnel; providing for travel and expense allowance for committee members and staff; providing for service of process and witness fees; and requiring a report of findings and recommendations.

WHEREAS, the business of insurance is "affected with a public interest" and few subjects match in complexity and importance the adequate and impartial regulation thereof; and

WHEREAS, acting under the police power, the Oklahoma Legislature has enacted comprehensive insurance regulatory legis-

lation and the State Insurance Commissioner has been delegated broad powers in administering said insurance laws of this state; and

WHEREAS, the operations, proceedings and conduct of said State Insurance Commissioner, including personal relationships with those under regulation, have a significant impact on the overall administration and effectiveness of the insurance laws of this state; and

WHEREAS, said State Insurance Commissioner filed a receivership action against United Founders Life Insurance Company, claiming the firm was "impaired and insolvent" in the amount of approximately \$18 million; and

WHEREAS, an independent auditing firm found said company to be solvent by more than \$5 million, as reported by the press; and

WHEREAS, said State Insurance Commissioner subsequently filed a motion to dismiss said receivership suit which dismissal was approved by the Court; and

WHEREAS, officials of United Founders Life Insurance Company, a company regulated by the State Insurance Commissioner, testified in Court, according to press reports, that a subsidiary of said company "has been holding an unpaid second mortgage note for \$7,800 made by Hunt six years ago and has not been able to collect any of it," which allegation, according to press reports, was denied by said State Insurance Commissioner; and

WHEREAS, the State Insurance Commissioner has indicated that the Mafia has been operating in Oklahoma and, in his official 1970 annual report, stated that "Last year my staff and I had the satisfaction of running the Mafia out of the insurance industry in Oklahoma"; and

WHEREAS, the proceedings in the above-cited receivership case, the allegation of Mafia operations in the insurance industry and other matters regarding the conduct of the State Insurance Commissioner's of-

fice are proper subjects of legislative inquiry in the public interest; and

WHEREAS, it is the duty and the responsibility of the Legislature to review the activities and to exercise surveillance over the administrative agencies of government; and

WHEREAS, such review and surveillance is a basic requisite for an evaluation of administrative policies and proceedings and for the drafting of remedial and amendatory legislation as may be indicated; and

WHEREAS, an in-depth study and investigation of the operation of the Office of State Insurance Commissioner, including personal relationships with the insurance industry, is of direct and vital interest to the Legislature and to the people of this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. That the Senate standing Committee on Insurance be directed to conduct a comprehensive and detailed study and investigation of the Office of State Insurance Commissioner, including, but not limited to, the effectiveness of present state insurance regulatory programs; policies and proceedings in the administration of state insurance laws and the adequacy thereof; overall effectiveness of the office in achieving the twin goals of regulation to provide (a) protection to the insurance-buying public and (b) solvency and stability of the insurance industry; qualifications of staff members and salaries paid; conduct of the State Insurance Commissioner and staff members in personal relationships with the insurance industry; general management and operation of the office; and related matters of concern to the Legislature and to the public.

SECTION 2. Said Insurance Committee is hereby authorized and empowered to issue all process known to courts of record, including the power to subpoena wit-

nesses, documents and records; administer oaths; take and record testimony; and to request the Senate to punish for contempt any disobedience of process and any contumacious or disorderly conduct as provided in Section 42, Article V, of the Constitution of the State of Oklahoma.

SECTION 3. Said committee chairman, with the approval of the President Pro Tempore, is hereby authorized to employ such reporters and other personnel as may be necessary to cause to be prepared a verbatim transcript, including documentary evidence, as may be presented during the hearings conducted by said committee and for other purposes.

SECTION 4. For the purpose of serving of all process directed by said committee the Sergeant-at-Arms and the assistant sergeants-at-arms of the State Senate are hereby designated as service officers to serve without additional compensation, except for necessary travel expense that may be incurred in the performance of their duties as said service officers.

SECTION 5. The members of said committee and its staff shall be paid from funds appropriated for the operation of the State Senate such travel and expense allowance as is authorized by the President Pro Tempore for necessary expenses in conducting official business.

SECTION 6. Witness fees, as required by the laws of this state, shall be paid from

funds appropriated for the operation of the State Senate.

SECTION 7. Said committee at the conclusion of its investigation shall submit a written report to the Oklahoma State Senate, which shall be on or before June 1, 1971, and which shall include its findings and its recommendations for legislation and other action in the public interest.

RESOLUTION

SCR 45 by Smith of the Senate and Privett of the House was read as follows, adopted upon motion of Senator Smith, and ordered referred for engrossment.

SCR 45—By Smith of the Senate and Privett of the House—A Concurrent Resolution adjourning the 1st Session of the 33rd Oklahoma Legislature from the 27th day of May, 1971, until the 1st day of June, 1971, in observance of Memorial Day.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, May 13, 1971, at 10:00 o'clock A.M., which motion prevailed.

BILL RELEASED

Engrossed HB 1042 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, May 13, 1971, at 10:00 o'clock A.M.

Seventy-third Legislative Day

Thursday, May 13, 1971

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, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Stansberry, Stipe.—10.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Lane and the entire Senate.

O God in whom we trust, as the Senate convenes this day, look kindly on all who labor here and assist them in their duties.

Grant the Senators here assembled all that they need to carry out more perfectly the duties they bear as elected representatives of our people.

Grant them wisdom to know the needs of Oklahoma; grant them patience and understanding in their deliberations as they seek to form the laws that will continue to bring well-being to our State. Grant them conviction and strength to accept the difficulties of their office as they try their best to serve their people and our State.

We ask this of You — and we seek your blessings upon them and their labors and especially upon the family of Senator Graves and upon Mrs. John Garrett — in the name of the Father, and of the Son, and of the Holy Spirit. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

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

DO PASS:

SB 337—Commerce.

HB 1232—Judiciary, co-authored by Senators Porter, Howell, Birdsong and Lamb, then to Appropriations and Budget by a previous order.

HB 1348—Judiciary, co-authored by Senator Garrett.

HB 1349—Judiciary, co-authored by Senator Garrett.

DO PASS, as amended:

SB 298—Social Welfare, co-authored by President Pro Tempore Smith.

SB 335—Education - Common, co-authored by Terrill of the Senate and Abbott of the House.

HB 1155—Education - Common.

HB 1407—Judiciary, co-authored by Senator Howell.

SECOND READING

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

SB 342—Revenue and Taxation.

SB 343—Governmental Reform.

HB 1455—Senator Baggett asked unanimous consent that **HB 1455** be printed and placed directly on the Calendar without reference to a committee, which was the order.

Senator Baggett asked to be shown as a Senate author of **HB 1455**, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 15** and **SB 191**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 24**.

The above numbered Enrolled Resolution was referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 44**.

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 1042**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1043—By Miskelly, et al, of the House and McSpadden of the Senate—A Concurrent Resolution relating to interim study by the State Board of Public Affairs; directing said Board to determine suitable locations within the State Capitol Building for the placement of a memorial honoring those Oklahomans who have died in the service of their country in Southeast Asia; directing a report to the Second Session of the Thirty-Third Oklahoma Legislature; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

RESOLUTIONS

Senator Howell introduced **SR 41**.

Senator Howell asked unanimous consent that all members of the Senate be made co-authors of **SR 41**, which was the order.

SR 41, as co-authored, was read at length as follows, adopted upon motion of Senator Howell and ordered referred for enrollment:

SR 41—By Howell, Garrett, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young—A Resolution of commendation to citizens, civic organizations and civic leaders of Midwest City - Del City for their efforts in development of Oscar Rose Junior College and commending the Board of Trustees, Dr. Jacob Johnson, the Oklahoma Regents for Higher Education and Dr. E. T. Dunlap; and directing distribution.

WHEREAS, Oscar Rose Junior College was established on the 17th day of June 1968; and

WHEREAS, the Board of Trustees soon thereafter employed Dr. Jacob Johnson as Chief Administrative Officer, and together they conceived plans for development of the college in a three-phase program; and

WHEREAS, the Oklahoma Regents for Higher Education and Dr. E. T. Dunlap, Chancellor, have encouraged and in all matters cooperated in the development program for the college; and

WHEREAS, the citizens of Midwest City - Del City, by an overwhelming vote, provided funds from a local bond issue to help pay the cost of building the initial

physical plant and they provided a levy of five mills for support of the operating budget; and

WHEREAS, the foresight of the citizens, civic organizations and civic leaders of these two progressive communities enabled the Five Million Dollar physical plant in Phase I to be completed and ready for use when classes began on September 21, 1970; and

WHEREAS, these same conscientious citizens have recently voted the second bond issue and plans are being made for early construction of Phase II of the college buildings in order to provide expanded facilities to accommodate the rapidly increasing enrollment; and

WHEREAS, more than 2,000 students are enrolled in the first year of study at this college; and

WHEREAS, this comprehensive junior college is now providing and will in the future provide educational opportunities beyond the high school level for a great number of citizens who otherwise would be denied this opportunity.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The members of this Legislative Body hereby commend each citizen, civic organization and civic leader of Midwest City - Del City for their support in the development of Oscar Rose Junior College.

SECTION 2. The members of this Legislative Body hereby commend the Board of Trustees, Dr. Jacob Johnson and the entire faculty and staff for their outstanding dedication and contribution to Oscar Rose Junior College and also the Oklahoma Regents for Higher Education and Dr. E. T. Dunlap, Chancellor.

SECTION 3. Duly authenticated copies of this Resolution shall be distributed to:

1. Each civic organization in Midwest City and Del City;

2. The Mayor of Midwest City and the Mayor of Del City;

3. The Board of Trustees of Oscar Rose Junior College;

4. Dr. Jacob Johnson, Chief Administrative Officer of Oscar Rose Junior College;

5. The Oklahoma Regents for Higher Education; and

6. Dr. E. T. Dunlap, Chancellor of the Oklahoma Regents for Higher Education.

Senator McSpadden introduced **SR 42**.

Senator McSpadden asked unanimous consent that all members of the Senate be made co-authors of **SR 42**, which was the order.

SR 42, as co-authored, was read at length as follows, adopted upon motion of Senator McSpadden and ordered referred for enrollment:

SR 42—By McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young—A Resolution requesting the Federal Highway Administrator to release additional federal funds to the State of Oklahoma for highway construction; and directing distribution.

WHEREAS, The State of Oklahoma has requested the Federal Highway Administrator to release an additional \$13.6 million in federal funds over and above the present allocation of \$42 million; and

WHEREAS, the release of such additional funds would greatly benefit the State of Oklahoma and result in the early and timely construction of important projects, as well as advancing the schedule for indus-

trial road development at the Port of Caatoosa under Section C of the program.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Federal Highway Administrator of the United States Department of Transportation is respectfully urged to release, immediately, an additional \$13.6 million in federal funds for highway construction.

SECTION 2. Duly authenticated copies of this Resolution shall be forwarded to the following:

1. The Federal Highway Administrator of the United States Department of Transportation.

2. Each member of the Oklahoma Congressional Delegation.

REQUEST

Senator Miller asked unanimous consent that Multilith copies of **HB 1155** be used in lieu of having the Bill printed, which was the order.

GENERAL ORDER

HB 1405 by Wiedemann and Gooden of the House and Ferrell of the Senate was considered further.

Senator Ferrell moved to amend **HB 1405**, Page 2, Lines 1 and 2, by striking after the word "property" and before the word "and", the words "and intangible personal property", which amendment was declared adopted.

Senator Ferrell moved to amend **HB 1405**, Page 3, Lines 2 and 3 by striking after the words "personal property" and before the words "and make", the words "and tangible personal property", which amendment was declared adopted.

Upon motion of Senator Ferrell, **HB 1405** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **HB 1405**, as amended, was

considered engrossed and placed on 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: Baldwin, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Holden, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Taliaferro, Terrill, Trent, Williams.—24.

Nay: Baggett, Birdsong, Hamilton, Howard, Keels, Luton, Medearis, Phillips, Porter, Smith, Young.—11.

Excused: Berrong, Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Howell, Nichols, Stansberry, Stipe.—13.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Ferrell moved that the vote be reconsidered by which **HB 1405** failed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 196, 293, 318, SCR 45 and **HB 1248** each correctly engrossed.

SB 123 correctly enrolled.

Engrossed **SBs 196, 293, 318** and **SCR 45** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1248**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SB 123** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1449 by Boettcher of the House and

Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1449** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1449** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1449 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, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Inhofe, Keels, Nichols, Phillips, Stansberry, Stipe.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—34.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Inhofe, Keels, Nichols, Phillips, Stansberry, Stipe.—14.

The emergency was declared passed.

HB 1449 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1485 by McCune, et al, of the House

and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1485** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1485** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1485 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, Ferrell, Field, Garrett, Grantham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Garrison, Graves, Ham, Hargrave, Inhofe, Medearis, Nichols, Payne, Phillips, Stansberry, Stipe.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Ferrell, Field, Garrett, Grantham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Garrison, Graves, Ham, Hargrave, Inhofe, Medearis, Nichols, Payne, Phillips, Stansberry, Stipe.—16.

The emergency was declared passed.

HB 1485 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 327 by Berrong was read and considered.

Senator Hamilton asked to be made a co-author of **SB 327**, which was the order.

Senator Hamilton moved to amend **SB 327**, Page 1, Line 2 by adding after the word "lease" and before the word "or", "sale of timber", which amendment was declared adopted.

Upon motion of Senator Berrong, **SB 327**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **SB 327**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Berrong asked unanimous consent that further consideration of **SB 327** be deferred for this legislative day.

GENERAL ORDER

HB 1338 by Cotner of the House and Garrett and Grantham of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1338** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1338** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1338 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, Ferrell, Field, Garrett, Garrison, Grantham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hamilton, Har-

grave, Lane, Nichols, Stansberry, Stipe.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hamilton, Hargrave, Lane, Nichols, Stansberry, Stipe.—13.

The emergency was declared passed.

HB 1338 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 259**, as co-authored by Cate, Spearman and Ferguson, and **SB 247**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1056** and **1328**.

CONFERENCE COMMITTEE REPORTS

The following **CCR** on **HB 1056** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1056, and Engrossed Senate Amendments thereto, by Payne and Sandlin entitled:

An Act relating to venue of certain actions in small claims procedure; laying venue of actions arising upon contract; providing for codification; repealing Section 2, Chapter 322, O.S.L. 1968, and Sec-

tion 2, Chapter 322, O.S.L. 1968, as amended by Section 1, Chapter 190, O.S.L. 1970 (12 O.S. Supp. 1970, § 1752); and providing for effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1056—By Payne and Sandlin of the House and Luton of the Senate—An Act relating to venue of certain actions in small claims procedure; laying venue of actions arising upon contract; providing for codification; repealing Section 2, Chapter 322, O.S.L. 1968 (12 O.S. Supp. 1970, § 1752); and providing for effective date.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. The venue of civil actions instituted under Small Claims procedure for the collection of an open account or for the collection of any note or other instrument of indebtedness shall be, at the option of the plaintiff or plaintiffs in either of the following:

(a) in any county in which venue may be properly had as provided by law; or

(b) in the county in which the debt was contracted or in which the note or other instrument of indebtedness was given.

SECTION 2. The provision of Section 1 hereof shall be included within Title 12 of the Oklahoma Statutes as Section 1752B.

SECTION 3. Section 2, Chapter 322, O.S.L. 1968 (12 O.S. Supp. 1970, § 1752), is hereby repealed.

SECTION 4. This act shall take effect October 1, 1971.

Respectfully submitted,

FOR THE SENATE: Luton, Lamb, Howell.

FOR THE HOUSE: Payne, McCune, Draper.

The following CCR on HB 1328 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1328, and Engrossed Senate Amendments thereto, by Sandlin, Avey, Hargrave, York and Bamberger of the House and Rogers, McSpadden and Birdsong of the Senate entitled:

An Act relating to the Commercial Code; amending 12A O.S. 1961, § 9-403, as amended by Section 1, Chapter 416, O.S.L. 1965 and Section 1, Chapter 514, O.S.L. 1965 (12A filing and indexing of security agreements and statements; prescribing fees; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1328—By Sandlin, Avey, Hargrave, York and Bamberger of the House and Rogers, McSpadden and Birdsong of the Senate—An Act relating to the Commercial Code; amending 12A O.S. 1961, § 9-403, as amended by Section 1, Chapter 416, O.S.L. 1965 and Section 1, Chapter 514, O.S.L. 1965 (12A O.S. Supp. 1970, § 9-403); providing for filing and indexing of security agreements and statements; prescribing fees; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 12A O.S. 1961, § 9-403, as amended by Section 1, Chapter 416, O.S.L. 1965 and Section 1, Chapter 514, O.S.L. 1965 (12A O.S. Supp. 1970, § 9-403), is amended to read as follows:

§ 9-403. (1) Presentation for filing of a financing statement and tender of the filing fee or acceptance of the statement by the filing officer constitutes filing under this article.

(2) A filed financing statement which

states a maturity date of the obligation secured of five (5) years or less is effective until such maturity date and thereafter for a period of sixty (60) days. Any other filed financing statement is effective for a period of five (5) years from the date of filing. The effectiveness of a filed financing statement lapses on the expiration of such sixty-day period after a stated maturity date or on the expiration of such five-year period, as the case may be, unless a continuation statement is filed prior to the lapse. Upon such lapse the security interest becomes unperfected.

(3) A continuation statement may be filed by the secured party (i) within six (6) months before and sixty (60) days after a stated maturity date of five years or less, and (ii) otherwise within six months prior to the expiration of the five-year period specified in subsection (2). Any such continuation statement must be signed by the secured party, identify the original statement by file number and state that the original statement is still effective. Upon timely filing of the continuation statement, the effectiveness of the original statement is continued for five (5) years after the last date to which the filing was effective whereupon it lapses in the same manner as provided in subsection (2) unless another continuation is filed prior to such lapse. Succeeding continuation statements may be filed in the same manner to continue the effectiveness of the original statement. Unless a statute on disposition of public records provides otherwise, the filing officer may remove a lapsed statement from the files and destroy it.

(4) A filing officer shall mark each statement with a consecutive file number and with the date and hour of filing and shall hold the statement for public inspection. In addition the filing officer shall index the statements according to the name of the debtor and shall note in the index the file number and the address of the debtor given in the statement.

(5) The uniform fee for filing, indexing and furnishing filing data for an original

or a continuation statement shall be **[One Dollar (\$1.00)] ONE DOLLAR AND FIFTY CENTS (\$1.50).**

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Rogers, McSpadden, Baggett.

FOR THE HOUSE: Sandlin, Avey, Bamberger.

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 4.

The above numbered Bill as amended in Conference was referred for enrollment.

GENERAL ORDER

SB 320 by McSpadden and Smith was read and considered.

Senator Luton asked to be made a co-author of SB 320, which was the order.

Upon motion of Senator McSpadden, SB 320, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, SB 320, as co-authored, was considered engrossed and placed on third reading and final passage.

Senator Stansberry asked to be shown present, which was the order.

THIRD READING

SB 320 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, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden,

Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Howard, Howell, Inhofe, McCune, McGraw, Miller, Nichols, Stipe.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Howard, Howell, Inhofe, McCune, McGraw, Miller, Nichols, Stipe.—16.

The emergency was declared passed.

SB 320 was referred for engrossment.

GENERAL ORDER

HB 1496 by Trent, et al, of the House and Keels, Lamb and McCune of the Senate was read and considered.

Senators Luton, Ferrell, Holden, Murphy, McSpadden, Porter, Grantham, Birdsong and McGraw asked to be made co-authors of HB 1496, which was the order.

Senator Keels moved to amend HB 1496, Page 2, Line 13, by adding a new Section 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."; and amend the title to conform thereto, which amendment was declared adopted.

Upon motion of Senator Keels, HB 1496,

as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keels, HB 1496, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1496 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, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—32.

Excused: Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Lamb, Medearis, Miller, Nichols, Stipe, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—32.

Excused: Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Lamb, Medearis, Miller, Nichols, Stipe, Young.—16.

The emergency was declared passed.

HB 1496 was referred for engrossment.

GENERAL ORDER

HB 1103 by McCune of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1103** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1103** was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Martin, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Berrong, Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Lamb, McSpadden, Medearis, Miller, Nichols, Porter, Stipe.—16.

The bill was declared passed.

HB 1103 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1112 by McCune of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1112** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1112** was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard,

Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young.—32.

Excused: Berrong, Bradley, Breckinridge, Capps, Crow, Dahl, Graves, Ham, Hargrave, Lamb, Medearis, Miller, Nichols, Porter, Smalley, Stipe.—16.

The bill was declared passed.

HB 1112 was ordered withheld pursuant to Rule 19-f.

MOTION

Senator Terrill moved that after May 20, 1971, no **SBs** or **SJR**s in standing committees will be considered by the Senate, except those in Appropriations and Budget and the Technical Amendments Bill to **HB 1191**.

Senator McSpadden offered, as a substitute motion, that the date be changed to May 27, 1971, for reporting said senate bills out of committee.

Senator McSpadden asked unanimous consent to withdraw his substitute motion, which was the order.

The vote occurring on the Terrill motion, it was declared to have prevailed.

COMMITTEE APPOINTMENT

As provided under the Rules, President Pro Tempore Smith made the following announcement of Committee Appointments:

Senator Rogers appointed to **GCCA** and withdrawn from the Executive Committee of the Legislative Council.

Senator Birdsong appointed to Executive Committee of the Legislative Council and withdrawn from the **GCCA**.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 40, 41, and 42 each correctly enrolled.

Enrolled **SRs 40, 41, and 42** were prop-

erly signed and ordered transmitted to the Secretary of State.

CITATION

Upon motion of President Pro Tempore Smith, it was the order of the Senate that a Citation of Appreciation be issued to Dan Hogan, Secretary and Treasurer of The Leader Press, for his dedicated service and whose contribution helped in making Senate Memorial Day, May 10, 1971, a day to remember.

The above Order of the Senate was referred to the Committee on Engrossing and Enrolling for issuance of the Citation.

RESOLUTION

SCR 46 by Grantham of the Senate and Bradley of the House was introduced, read as follows, and further consideration deferred for this legislative day.

SCR 46—By Grantham of the Senate and Bradley of the House—A Concurrent Resolution relating to interim study by the State Legislative Council; directing the

executive committee of said council to create a special committee or refer to an appropriate standing committee the assignment of studying the best system or contract for maintenance of a quality cafeteria in the State Capitol Building.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 123**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, May 17, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBs 1103, 1112, 1449, and 1485** were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, May 17, 1971, at 1:00 o'clock P.M.

Seventy-fourth Legislative Day

Monday, May 17, 1971

Pursuant to adjournment, the Senate was called to order by Senator Payne, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Bradley, Breckinridge, Graves, Hargrave, Howard, Howell, Inhofe, McSpadden, Phillips, Stipe, Young.—11.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Wayne G. Sigler, Pastor of the First Christian Church, Wewoka, Oklahoma, and incorporated upon request of Senator Nichols:

Dear God, Creator of the Universe, giver of life to man, the sustainer for all those who trust you, we come to ask for guidance, wisdom, understanding, comfort and aid to all who will but trust in You. We ask for guidance for men in high places of Government, men in places of authority, men who must not only direct the framework of government, but must put the meat on that framework.

Father, we ask for wisdom today in order that we might deal with the problems of our people, problems in the economic

structure of Government, in the social aspects for the good of all.

Understanding, this word usually brings smiles to our faces for we pride ourselves of being able to understand, not only the complicate but the simple things of life. Yet, Jesus, we do not really understand each other, and neither do we understand You. So help us that we might deal with the problem.

Comfort and aid; this we all need. But our prayers are not for ourselves but for others. Help us that we might be the tools through which comfort and aid might come to others.

We do submit a prayer for our government, for each one of those who represent the people, from our governor to our custodian, from those who make the Law to those who enforce it, from those who are challenged to live beyond themselves and for those who accept these challenges. For each, we ask for a special blessing and divine guidance that each of their lives may be fruitful and their labor recognized. From whom divine authority and power is eternal we present this our petition. Amen.

The Journal for the last legislative day was declared approved.

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 341—Constitutional Revision and Redistricting.

DO PASS, as amended:

SB 339—Public and Mental Health, co-authored by Senator McCune.

HB 1105—Judiciary, co-authored by Senator Garrett.

HJR 1018—Constitutional Revision and Redistricting, co-authored by Wickersham of the House and Senators Baggett, Terrill, Birdsong, Ham, Lamb, Capps, Breckinridge, McGraw, Luton, Murphy, Stipe, Smalley, Keels, Garrison and Garrett.

FIRST READING

The following Bills and Resolutions were introduced and read the first time:

SB 344—By Howard—An Act relating to motor vehicles; amending Sections 1 and 2, Chapter 248, O.S.L. 1965, as last amended by Section 1, Chapter 38, O.S.L. 1970 (47 O.S. Supp. 1970, § 14-103A); prescribing limitations on length, width and movement of Mobile home combinations; providing standards for the towing vehicle; making such combinations include mobile home frames; and declaring an emergency.

SB 345—By Grantham of the Senate and McCune, Boettcher, and Conaghan of the House—An Act relating to criminal procedure; amending 22 O.S. 1961, §§ 713 and 714, to provide that an order of the District Judge for payment of expenses of witnesses for the State who are from out of the county or who are poor shall be directed to the Court Fund; and declaring an emergency.

SB 346—By Baggett—An Act relating to labor; amending 40 O.S. 1961, § 165.2, as amended by Section 1, Chapter 346, O.S.L. 1967 (40 O.S. Supp. 1970, § 165.2); providing for time, manner and place of payment of wages; requiring payment at least semi-monthly and on regular paydays; providing exceptions; limiting form of payment; and declaring an emergency.

SB 347—By Martin—An Act relating to drugs and pharmacy; amending 50 O.S. 1961, § 353.11, as amended by Section 1, Chapter 56, O.S.L. 1970 (59 O.S. Supp. 1970,

§ 353.11), to exempt certain registered pharmacists sixty-five years of age or older from payment of annual renewal fee; and declaring an emergency.

SB 348—By Smith—An Act relating to revenue and taxation; amending Enrolled House Bill No. 1191, 1st Session, 33rd Legislature; declaring purpose of Act; stating technical amendments and corrections; directing codification; and declaring an emergency.

SB 349—By Luton—An Act relating to motor vehicles; amending 47 O.S. 1961, § 14-109, as amended by Section 1, Chapter 307, O.S.L. 1969 (47 O.S. Supp. 1970, § 14-109); providing gross weight of vehicles and loads generally, and specifically as to certain loads at certain times; and declaring an emergency.

SB 350—By Young—An Act relating to revenue and taxation; amending Section 8, House Bill No. 1191, 1st Session, 33rd Legislature, by adding a subparagraph 7 of subsection B, to provide for additional exemptions to parents having children in institutions of higher education or in vocational and technical schools; fixing maximum amount of exemption; and declaring an emergency.

SB 351—By Smith—An Act relating to insurance; providing insurers transacting insurance in this state whose annual premium tax will amount to \$1,000 or more shall be required to make prepayment pursuant to a schedule; providing for crediting amounts prepaid upon annual premium tax returns; and declaring an emergency.

SB 352—By Rogers—An Act relating to insurance; amending 36 O.S. 1961, § 4404; providing if the terms of any individual, franchise, group or blanket accident and health insurance policy, plan, agreement, or service contract cover services within the lawful scope of practice of a licensed psychologist, then such services may be performed by any person licensed to do so under the Psychologists Licensing Act," Title 59 of the Oklahoma Statutes,

§§ 1351 through 1375; providing that reimbursement shall not be denied under certain conditions; providing under certain conditions provisions of a policy denying an insured the privilege of selecting a licensed psychologist are void; directing codification; and declaring an emergency.

SJR 30—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Section 5 of Article XIII of the Oklahoma Constitution; creating a State Board of Education; providing for appointment and terms of members; abolishing the present office of Superintendent of Public Instruction; providing for appointment, duties, compensation and staff of the State Superintendent of Education; providing for compensation, powers and duties of Board; temporarily making existing board acting State Board of Education; making Superintendent of Public Instruction head of Board for his unexpired term; providing a ballot title and ordering a special election.

SJR 31—By Grantham of the Senate and Conaghan and Boettcher of the House—A Joint Resolution extinguishing an indebtedness due to the State Highway Department by the Board of County Commissioners of Kay County upon right of way acquisition for certain highway construction in said Kay County; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1103, 1112, 1449 and 1485.

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 En-grossed SB 167, as co-authored and amended.

HA to SB 167 read as follows, and consideration deferred:

Authors: Add the following coauthors: Sandlin, Draper, Elder, McCune, Wayland, Hill (Archibald), Green, Miskelly, Payne, Hancock, Frates, Riggs and Kennedy of the House.

Amendment No. 1 Amend Page 1, Line 27, by deleting the word "annual" and substituting the word "audit" therefor and delete the letter "s" from "reports", making it singular. And amend Title by deleting the word "annual" on Lines 6½, 8 and 9½, and substituting the word "audit" on Line 9½ only.

RESOLUTIONS

Senator Berrong introduced the following resolution:

SCR 47—By Berrong of the Senate and Sparkman of the House—A Concurrent Resolution recognizing and commending Al Jennings for his outstanding contributions to the school children of this state; and directing distribution.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors of **SCR 47**, which was the order.

SCR 47, as co-authored, was read at length, adopted upon motion of Senator Berrong, and ordered referred for engrossment.

SR 43 was introduced, read at length as follows, adopted upon motion of President Pro Tempore Smith and ordered referred for enrollment:

SR 43—By Howard—A Resolution directing the Executive Committee of the State Legislative Council to appoint a special committee to study planning laws of this state for the purpose of submitting proposed laws and a code thereof with its recommendations; and directing such special committee to furnish to the Executive Committee its findings and recommendations.

WHEREAS, study of planning laws

should be continued toward completion of a proposed codification of such laws; and

WHEREAS, there is great need for revision, updating and codification of planning laws of this state in order to achieve advancement in economic, industrial, social and cultural conditions.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is directed to appoint a special committee of Legislative Council members to study, evaluate and recommend enactment of laws, such revision of present laws as the special committee considers merited, and a proposed codification of the laws of this state relating to city, county, regional and state planning.

SECTION 2. The committee, upon completion of the assigned project, or at the close of the interim, shall file a report of its findings and attach thereto drafts of laws it recommends for enactment, and the codification of planning laws it proposes, with the Executive Committee of the State Legislative Council.

PENDING SENATE ACTION

SCR 46 by Grantham of the Senate and Bradley of the House was called up for consideration.

After discussion, Senator Grantham asked unanimous consent that further consideration of SCR 46 be deferred for this legislative day, which was the order.

MOTION TO RECONSIDER VOTE

Senator Garrett asked for consideration of his motion to reconsider the vote by which HB 1210 passed.

Senator Rogers moved to table the Garrett motion, which motion prevailed, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field,

Grantham, Ham, Holden, Luton, Medearis, Nichols, Rogers, Smalley, Smith, Taliaferro, Terrill, Trent.—21.

Nay: Garrett, Lamb, Lane, McCune, McGraw, Miller, Payne, Stansberry, Williams.—9.

Excused: Baggett, Bradley, Breckinridge, Garrison, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Keels, McSpadden, Martin, Murphy, Phillips, Porter, Stipe, Young.—18.

Senator Rogers asked for consideration of his motion to reconsider the vote by which the Emergency Section of HB 1210 failed of passage, which motion was tabled upon motion of Senator Birdsong.

HB 1210 was referred for engrossment.

Senators Inhofe, Breckinridge, Hargrave and Stipe asked to be shown present, which was the order.

Senator Birdsong asked for consideration of his motion to reconsider the vote by which SB 193 passed, which motion was tabled upon motion of Senator Trent, the roll call thereon being as follows:

Aye: Baldwin, Boecher, Capps, Crow, Dahl, Ferrell, Field, Ham, Hamilton, Hargrave, Lane, Luton, Martin, Miller, Nichols, Payne, Smith, Stipe, Trent, Williams.—20.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Grantham, Holden, Inhofe, Keels, Lamb, McCune, McGraw, Murphy, Rogers, Smalley, Stansberry.—15.

Excused: Berrong, Bradley, Garrison, Graves, Howard, Howell, McSpadden, Medearis, Phillips, Porter, Taliaferro, Terrill, Young.—13.

SB 193 was referred for engrossment.

GENERAL ORDER

HB 1481 by Skeith, et al, of the House and Murphy and Medearis of the Senate was read and considered.

Upon motion of Senator Murphy, HB 1481 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1481 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1481 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Ham, Hargrave, Holden, Inhofe, Keels, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—29.

Nay: Grantham, Hamilton, Lamb, McCune, Williams.—5.

Excused: Berrong, Bradley, Ferrell, Garrett, Garrison, Graves, Howard, Howell, Lane, McSpadden, Phillips, Porter, Taliaferro, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Ham, Hargrave, Holden, Inhofe, Keels, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—29.

Nay: Berrong, Grantham, Hamilton, Lamb, Williams.—5.

Excused: Baldwin, Bradley, Crow, Garrett, Garrison, Graves, Howard, Howell, Lane, McSpadden, Phillips, Porter, Taliaferro, Young.—14.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Murphy moved that the vote be reconsidered by which **HB 1481** passed.

As provided under Rule 19b, Senator Murphy moved that the vote be reconsidered by which the Emergency Section of **HB 1481** failed of passage.

Senator Howell asked to be shown present, which was the order.

GENERAL ORDER

SB 313 by Terrill and Luton of the Senate and Ferrell of the House was read and considered.

Senators Crow, Capps and Payne asked to be made co-authors of **SB 313**, which was the order.

Upon motion of Senator Terrill, **SB 313**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 313**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 313 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—35.

Nay: Baggett, Smalley.—2.

Excused: Baldwin, Bradley, Graves, Hamilton, Howard, McSpadden, Medearis, Phillips, Porter, Stipe, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—35.

Nay: Baggett, Smalley.—2.

Excused: Baldwin, Bradley, Graves, Hamilton, Howard, McSpadden, Medearis, Phillips, Porter, Stipe, Young.—11.

The emergency was declared passed.
SB 313 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Smalley asked for consideration of his motion to reconsider the vote by which **HB 1415** passed, which motion was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Ham, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Taliaferro, Terrill.—28.

Nay: Ferrell, Garrison, Grantham, Inhofe, McCune, Stansberry, Williams.—7.

Excused: Baldwin, Bradley, Breckinridge, Graves, Hamilton, Howard, McGraw, McSpadden, Phillips, Porter, Stipe, Trent, Young.—13.

Senator Smalley asked for consideration of his motion to reconsider the vote by which the Emergency Section of **HB 1415** passed, which motion was tabled upon motion of Senator Terrill.

HB 1415 was referred for engrossment.

MOTION

Senator McCune presented the following motion, which was adopted upon his motion, properly signed and ordered transmitted to the Honorable House:

Mr. President Pro Tempore:

As provided under Joint Rule 20, I move that Enrolled Senate Bill No. 191 be recalled from the Office of the Governor, for the purpose of making the following typographical correction: "page 3, line 21 (of the Engrossed Bill), change the words "standard of itemized deductions" to read "standard or itemized deductions" and that the House be requested to concur in this motion.

COMMITTEE REPORTS

A Committee from the Honorable House was received, which advised that the House

is organized and ready to meet with the Senate in Joint Session at 2:00 p.m.

Senator Payne, on behalf of the Committee appointed to notify the Honorable House that the Senate arranged for a Joint Session with the House, reported the duty performed, advising that the hour of 2:00 p.m., had been agreed upon for the Joint Session. The Committee was ordered discharged.

The hour of 2:00 p.m. having arrived and that being the hour arranged for a Joint Session of the 33rd Legislature, under provision of **SCR 35**, it was upon motion of Senator Terrill that the Senate, preceded by its Officers, proceeded to the Honorable House for the purpose of the Joint Session.

JOINT SESSION

The Third Joint Session of the First Session of the 33d Legislature was called to order by President Nigh.

Senator Terrill moved that the Senate attendance roll call be considered the roll call of the Senate in Joint Session, which was the order.

Present: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Holden, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams.—37.

Excused: Bradley, Breckinridge, Grantham, Hargrave, Howard, Howell, Inhofe, McSpadden, Phillips, Stipe, Young.—11.

President Nigh declared a quorum of the Senate present.

Representative Wolf moved that the House attendance roll call be considered the roll call of the House in Joint Session, which was the order.

Present: Abbott, Anderson, Andrews, Atkins, Avey, Bamberger, Bengtson, Bernard, Beznoska, Boatner, Boettcher, Boren, Bradley, Briscoe, Camp, Cartwright, Cate, Clemons, Coffin, Cole, Conaghan, Converse, Cotner, Cox, Davis, Doorn-

bos, Draper, Duke, Dunn, Elder, Ferguson, Ferrell, Finch, Fine, Gooden, Green, Greenhaw, Hancock, Hargrave, Harper, Harrison, Hill (Ben), Holaday, Hopkins, Huddleston, Kamas, Kardokus, Kennedy, Kilpatrick, Lindstrom, McCune, McKee, Miskelly, Mountford, Murphy, Musgrave, Nance, Odom, Payne, Pierce, Poulos, Randle, Riggs, Robinson, Rogers, Sanders, Sandlin, Sanguin, Skeith, Sparkman, Stratton, Sullivan, Taggart, Tarwater, Thornhill, Townsend, Trent, Wayland, Whorton, Wickersham, Wiedemann, Williams, Williamson, Willis, Witt, Wixson, Wolf (Leland), Wolfe (Stephen), Wynn, York, Mr. Speaker.—91.

Excused: Carlton, Ford, Frates, Hatcher, Hill (Archibald), Johnson, Monks, Spearman.—8.

The Speaker declared a quorum of the House present.

The President declared quorums of the Senate and House present and Joint Session duly assembled.

A Presentation of Colors was given by the Oklahoma National Guard.

A prayer was offered by Major Charles Brown, Chaplain, Oklahoma National Guard.

SCR 35—By Terrill, Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Trent, Williams and Young of the Senate and Wolf (Leland), et al of the House, was read at length as follows:

SCR 35—By Terrill and Garrison, et al of the Senate and Wolf (Leland) and Ford of the House—A Resolution setting a joint session of the Senate and House of Representatives on May 17, 1971, to express prayers and concern for the safety

and early return of those Americans and Oklahomans held as prisoners of war in Southeast Asia, and support for the families of Oklahoma's prisoners of the Vietnamese Conflict; and directing distribution.

WHEREAS, on several occasions during this and previous sessions of the Oklahoma Legislature, the House and Senate thereof have expressed their strong support and appreciation of America's armed forces personnel and the vital role they have played, in the past as in the present, in the defense and preservation of our system of government and the historic and unique freedoms enjoyed by American citizens; and

WHEREAS, particular concern has been expressed by the Senate and House of the Oklahoma Legislature with respect to the safety, well-being and early return of those Americans, including many Oklahomans, who have been interned as prisoners of war during the Vietnamese conflict; and

WHEREAS, the capricious, inhumane and brutish treatment inflicted upon American prisoners of war by their North Vietnamese, Viet Cong and Pathet-Lao captors, utterly contrary to the canons of elemental humanity as well as to the requirements of the law of nations on the treatment of war prisoners, is and should be a matter of overriding concern to the citizens of this state and nation; and

WHEREAS, conscience dictates that no effort toward the amelioration of the condition of American prisoners of war and, hopefully, toward their freedom, should be considered as too slight, in view of the debt owed these men who have bravely suffered disease, indignities, abuse, mistreatment and death in demonstrating the capacity of their loyalty, patriotism and dedication to their nation and the ideals for which it stands.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST

SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That a joint session of the Senate and House of Representatives shall be held on May 17, 1971, at 2:00 p.m., in the Chamber of the House of Representatives, for the purpose of expressing the prayers and concern of the Oklahoma Legislature and the people of this state for the safety, well-being and early return to freedom of those Americans and Oklahomans held as prisoners of war in North Vietnam or at other locations in Southeast Asia; and for the purpose of expressing to the families, loved ones and friends of those Oklahomans held as prisoners of war our complete support and concern in their hours of trial and in their commendable efforts to stir the consciences of those responsible for the care and treatment of their loved ones, and the compassion of civilized beings everywhere, toward an amelioration of the conditions and treatment and, hopefully, the early release to freedom of all American prisoners of war.

SECTION 2. That a duly authenticated copy of this concurrent resolution shall be presented to His Excellency, the Honorable David Hall, Governor of the State of Oklahoma; to the Adjutant General of the State of Oklahoma; to the Commanding General, 95th Division (Training); to each member of the Oklahoma delegation in the Congress of the United States; and to the family of each known Oklahoma prisoner of war.

SECTION 3. That the families of Oklahoma prisoners of war shall be the honored guests of the Joint Session of the House and Senate of the Oklahoma Legislature, herein set for 2:00 p.m., May 17, 1971, in the Chamber of the House of Representatives.

A Roll Call of the Prisoners of War was read as follows:

PRISONER OF WAR LIST

Air Force Major Richard K. Allee, Missing in Action.

Naval Lt. Commander Phillip Neal Butler, Prisoner of War, April, 1965.

Air Force First Lt. Neil Stanley Bynum, Missing in Action, Oct., 1969.

Air Force Major William C. Diehl, Jr., Missing in Action, Nov., 1967.

Air Force Lt. Col. Norman D. Eaton, MIA or POW.

Air Force Capt. Clifford W. Fieszel, Missing in Action, Sept., 1968.

Lt. Cmdr. Danny A. Glenn — U. S. Navy, Prisoner of War, Dec., 1966.

Air Force Capt. Galand D. Kramer, Prisoner of War.

Capt. Harold D. Monlux—Air Force, Prisoner of War, Nov., 1966.

Cmdr. Stanley E. Olmstead — U. S. Navy, Missing in Action.

Army Capt. Frederick J. Ransbottom, Missing in Action, May, 1968.

Air Force Col. Robinson Risner, Prisoner of War, 1965.

Air Force Major Maden Ronald Scott, Missing in Action 1966.

Navy Capt. Fred A. W. Franke, Prisoner of War.

Air Force Capt. Aubrey E. Stowers, Jr., Missing in Action, March, 1968.

Air Force Lt. Col. Howard H. Smith, Missing in Action, Sept., 1968.

Air Force Capt. Hubert C. Walker, Prisoner of War, Jan., 1968.

Air Force Capt. James Hale Tucker, MIA or POW.

and all other Oklahomans held prisoner, known only to God and their captors.

President Nigh recognized Senator Garrison, who introduced Brigadier General Edward M. Frye, Assistant Adjutant General of the Oklahoma National Guard.

Brigadier General Frye gave the following address:

Thank you Senator Garrison and Governor Hall, Governor Nigh, Members of the Oklahoma Senate, Members of the Oklahoma House of Representatives. I appreciate the opportunity to speak on this occasion and in this particular chamber. As a person who spent several weeks in 1947 as the Chief Reading Clerk of the House, I am happy to return and I see a number of people in the audience who were in the legislature at that time.

I commend the legislature on behalf of Major General L. E. Weber, State Adjutant General and the entire Oklahoma Military Department for taking of your valuable time and effort in having such an occasion today to pay homage to the loved ones of Oklahoma's Prisoners of War in Viet Nam, many of which are seated in our South Gallery this afternoon. I think that the fact that we are having a joint session of Oklahoma's elected representatives shows that the entire state stands behind and supports our efforts to repatriate the Oklahoma Prisoners of War in Viet Nam and this strength together with the leadership of Governor Hall and Lt. Governor Nigh should bring this effort to a successful conclusion.

As a person who has on several occasions been extremely close to being a prisoner of war and as one who has helped liberate a prisoner of war camp, I commend you of this legislature for your efforts.

I believe that the loved ones of Oklahoma's Prisoners of War in Viet Nam should know what the American policy really is. The Secretary of Defense, Secretary of the Army, Navy and the Air Force, the Chairman of the Joint Chiefs of Staff all state that the recovery of our Prisoners of War in Viet Nam is the first order of business of the American foreign policy. This has also been stated from the White House.

The question then arises, what can we do to assist the policy. The prisoners who have come back from Viet Nam (these

are usually people who have escaped) say that the communists can stand the close scrutiny of public opinion and, therefore, are highly susceptible to public criticism for their manner of handling prisoners. Therefore we must muster our strength throughout the United States in legislatures like this on the streets and in the colleges to let the communists know that the United States intends to get back our prisoners.

I think there is a great spirit that looks after all of us. The Jewish call him Yahweh. Many of the Indians call him Manitou and the Sioux Indians of the Great Plains of the Dakota's and Montana's call Him Waken-Taka, and we call Him God. With the combined blessing of this spirit and the overwhelming desire and effort of the American people—our Prisoners of War in Viet Nam will come home.

President Nigh recognized President Pro Tempore Smith, who introduced Brigadier General Leslie W. Lane, Assistant Division Commander of the 95th Division, United States Air Force.

Brigadier General Lane gave the following address:

Governor Hall, Lieutenant Governor Nigh, distinguished leaders and members of the State Senate and House of Representatives, honored guests, and my fellow Americans:

It is an honor to appear before this Joint Session on such an important occasion. First, I should like to pay tribute to the wives and other members of the families of the Prisoners of War who are here this afternoon.

It is to you, loved ones and friends of our gallant Prisoners of War, that I speak. Certainly I want to honor these fine men. But it is not just to honor them that I address these remarks.

Also it is to honor you: mothers, fathers, wives, sons, daughters, and friends of these brave men. Our comrades, held captive in North Vietnam, require no eulogy. Their

personal sacrifice for us...for our country...is their honor and it stands before us today, unquestioned, loud and clear... and it gives us strength.

American men have shown bravery and gallantry in every period of our nation's history; that great tradition is not dead today; your loved ones and many others have seen that it continues to live.

Many men are called upon to serve their country, to preserve this nation and our freedom; they have given of themselves to assure a future that is uniquely of our own design. Americans have always refused to live by the designs and rules of other nations, for better or worse, whatever the issue, in any event, we will be uniquely Americans and we will fight for the privilege of letting our children choose their particular style of freedom... even when it first it may seem to differ from our own...as seems often the case as we raise our young people. Certainly, change, constructive change, is our American heritage. I suggest to you that revolution, too, is change, but it ends our options to further change. "Evolution with change" not revolution, is the traditional American life-style.

But some give more and sacrifice longer for these basic American freedoms. More than serving in the Armed Forces, more even than dying for their country... our Prisoners of War make the ultimate sacrifice... our prisoners of war are this day, through living, giving of themselves for their country. And they worry most that their loved ones worry about them. I can assure you that not only do they desire their freedom; they desire more... that you live in freedom... head high, proud, having faith and hope and a special feeling that these men's continuing sacrifice is truly worthwhile.

And if it tears at your heartstrings that others cannot see that these men's sacrifices are the greatest of contributions, I must remind you that it has always been

so. Always there have been critics who care too much about their "own welfare"... and too little for the welfare of others. Our prisoners are sacrificing this day... Yesterday...and perhaps tomorrow for every citizen in this country. History will record that the effort was not in vain.

Today we want to share with you an assurance that those who remain in North Vietnam and Viet Cong Prison Camps will not be forgotten.

Have faith...share hope...and know you are not alone in caring. Our debt to these men is great; as honest citizens, we intend to remember the debt we owe them and fulfill our obligations to the trust they have placed in us.

Now, more than ever, it is exceedingly important to take time for all of us to stand up and be counted. Our communities, state and nation need our support. We should take time to teach our children about patriotism and their responsibility to our great nation. We must continue to safeguard the principles of justice, freedom and democracy.

In this hour, the power of public opinion throughout the world cannot be minimized as a great force in aiding and bringing about the emancipation of the Prisoners of War.

In addition to our human efforts, the greatest power on earth is available to us — the power of prayer!

President Nigh recognized Governor Hall, who made brief remarks relative to the Prisoner of War Memorial Service.

A Prayer was given by the Senate Chaplain, Captain Joe A. Dickens, 3rd Brigade, 95th Division, United States Air Force.

Upon retirement of the Colors, Senator Terrill moved the Joint Session be dissolved, which motion prevailed.

The Senate, in its Chamber, was called to order by President Pro Tempore Smith.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 320 and HBs 1338 and 1496 each correctly engrossed.

SBs 4, 247, and 259 each correctly enrolled.

Engrossed SB 320 was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1338 and 1496, together with engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SBs 4, 247, and 259 were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Terrill raised the question of "No Quorum." The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Terrill moved that the Messages of Brigadier General Edward M. Frye and Brigadier General Leslie W. Lane, delivered in Joint Session, be incorporated in the Senate Journal for this Day, which motion was adopted.

MESSAGE FROM THE HOUSE

Advising concurrence of the House in the request of the Senate for the recall from the Governor's office of Enrolled SB 191 for correction, as provided under Joint Rule 20.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 7 was read and consideration deferred this legislative day:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. 7 —By Grantham, Luton and Lamb of the Senate and Boettcher and Conaghan of the House, entitled:

An Act relating to bailiffs *** directing recodification; 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:

No. 1. That the House recede from AMENDMENT No. 1 and AMENDMENT No. 3, and the Senate accept AMENDMENTS 2, 4, 5, 6, 7 and 8.

No. 2. That the following Conference Committee Amendments be adopted:

No. 1. Page 1, Section 1, Line 21 by deleting the words and numerals "fifty thousand (50,000)" and inserting the words and numerals "forty thousand (40,000)"

No. 2. Page 2, Section 1, Line 31, by inserting the following language after the word "month": "unless in counties of over 300,000 the appointing Judge certifies that such bailiff is a competent legal secretary who is qualified in typing, shorthand, or stenograph machine, plus general office procedures, and that the duties of such bailiff shall include that of secretary to the Judge, in which event such salary shall not exceed Five Hundred Fifty Dollars (\$550.00) per month, said salary to be established in all counties by the concurring order of a majority of the district and associate district judges regularly serving in the county."

No. 3. Make Title to conform — Page 1 — Line 8

"An Act relating to bailiffs; amending 19 O.S. 1961, § 552, as last amended by Section 1, Chapter 219, O.S.L. 1969 (19 O.S. Suppl. 1970, (552); providing for appointment and compensation of bailiffs in certain counties; and providing for certification of certain bailiffs as legal secretaries in certain counties; repealing 19 O.S. 1961, § 551, (19 O.S. Suppl. 1970, §§ 551;

directing recodification; and declaring an emergency.

Respectfully submitted,

FOR THE SENATE: Grantham, Luton, Garrison.

FOR THE HOUSE: Boettcher, Conaghan, York.

Senator Martin presiding.

Senator Howard asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 47 correctly engrossed.

Engrossed SCR 47 was properly signed and ordered transmitted to the Honorable House for consideration.

REQUEST

Senator Terrill asked unanimous consent that the Sub-Committee of Revenue and Taxation be allowed to meet at this time in the Senate Lounge, which was the order.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1440 by Mountford of the House and Smalley of the Senate was read and considered.

Senator Smalley moved to amend HB 1440, Page 1, by striking the title, which amendment was declared adopted.

Upon motion of Senator Smalley, HB 1440, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, HB 1440, as amended, was considered engrossed and placed on 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: Berrong, Boecher, Breckinridge,

Capps, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hargrave, Holden, Inhofe, Lamb, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Trent.—26.

Nay: Baggett, Birdsong, Crow, Howell, Keels, McCune.—6.

Excused: Baldwin, Bradley, Garrett, Graves, Hamilton, Howard, Lane, McSpadden, Phillips, Porter, Rogers, Stansberry, Stipe, Taliaferro, Williams, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hargrave, Holden, Inhofe, Lamb, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Trent.—26.

Nay: Baggett, Birdsong, Crow, Howell, Keels, McCune.—6.

Excused: Baldwin, Bradley, Garrett, Graves, Hamilton, Howard, Lane, McSpadden, Phillips, Porter, Rogers, Stansberry, Stipe, Taliaferro, Williams, Young.—16.

The emergency was declared failed of passage.

HB 1440 was referred for engrossment

GENERAL ORDER

SB 335 by Miller, Smith, Garrison and Terrill of the Senate and Abbott of the House was read and considered.

Upon motion of Senator Miller, SB 335 was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, SB 335 was considered engrossed and placed on 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: Berrong, Birdsong, Boecher, Breck-

inridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Trent.—34.

Excused: Baggett, Baldwin, Bradley, Garrett, Graves, Howard, Lane, McSpadden, Phillips, Rogers, Stansberry, Taliaferro, Williams, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Trent.—34.

Excused: Baggett, Baldwin, Bradley, Garrett, Graves, Howard, Lane, McSpadden, Phillips, Rogers, Stansberry, Taliaferro, Williams, Young.—14.

The emergency was declared passed.

SB 335 was referred for engrossment.

GENERAL ORDER

SB 260 by Stipe, Trent, and Lamb of the Senate was read and considered.

Upon motion of Senator Stipe, SB 260 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 260 was considered engrossed and placed on 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: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Ham, Hamilton, Hargrave,

Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Trent.—32.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Graves, Howard, Lane, McSpadden, Miller, Phillips, Rogers, Stansberry, Taliaferro, Williams, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Trent.—32.

Excused: Baggett, Baldwin, Bradley, Garrett, Garrison, Graves, Howard, Lane, McSpadden, Miller, Phillips, Rogers, Stansberry, Taliaferro, Williams, Young.—16.

The emergency was declared passed.

SB 260 was referred for engrossment.

Senator Payne presiding.

GENERAL ORDER

SB 135 by Stipe was read and considered.

Upon motion of Senator Stipe, SB 135 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 135 was considered engrossed and placed on third reading and final passage.

Senator Stipe asked unanimous consent that further consideration of SB 135 be deferred this legislative day, which was the order.

Senator Young asked to be shown present, which was the order.

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Terrill that the Senate closed its doors and went into executive session.

The Senate reassembled in open session with Senator Payne presiding.

RESOLUTIONS

Senator Dahl introduced **SR 45**.

Senators Field, Grantham, Capps, Hamilton, Howell, Hargrave, McCune, Inhofe and Lamb asked to be made co-authors of **SR 45**, which was the order.

SR 45, as co-authored, was read at length as follows, adopted upon motion of Senator Dahl and ordered referred for enrollment:

SR 45—By Dahl—A Resolution commending the photographic skill and artisanship of Hal Lewis; commending the Tourism and Information Division for its use of Lewis' photographic works in publications and displays; and directing distribution.

WHEREAS, photographer Hal Lewis has shown great skill, knowledge, craftsmanship and artistry in the performance of his duties with the Tourism and Information Division of the Industrial Development and Park Division; and

WHEREAS, the photographic works of the said Hal Lewis have been displayed and published by the Tourism and Information Division in publicizing and showing the beauty of the State of Oklahoma; and

WHEREAS, the photographic works of the said Hal Lewis have thereby delighted and been enjoyed by the general public and particularly by the Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Legislature commends photographer Hal Lewis for the skill and artisanship shown in his photographic works and commends the Tourism and Information Division of the Industrial Development and Park Department in its uses of the said Hal Lewis' photographic works.

SECTION 2. Copies of this Resolution shall be distributed to Hal Lewis and to

the Director of the Tourism and Information Division of the Industrial Development and Park Department.

SR 46 by Graves was introduced by Senator Rogers.

Senator Rogers asked unanimous consent that all members of the Senate be made co-authors of **SR 46**, which was the order.

SR 46, as co-authored, was read at length as follows, adopted upon motion of Senator Rogers and ordered referred for enrollment:

SR 46—By Graves, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution expressing appreciation to the Dean of Music and the Bison Glee Club of Oklahoma Baptist University for their presentation of music at the Senate Memorial Day Ceremonies; and directing distribution.

WHEREAS, living former members of the Oklahoma Senate, present members of the Oklahoma State Senate, living former Governors, the present Governor, David Hall, living former Lieutenant Governors, the present Lieutenant Governor, George Nigh, as well as the available next of kin of all State Senators, Governors and Lieutenant Governors of the State of Oklahoma who have passed on to their reward in the past decade, did come together Monday, May 10, 1971, to pay honor and respect to the living and to light a memory flame and pay tribute to the deceased; and

WHEREAS, this 70th Legislative Day of the First Session of the Thirty-third Legislature was set aside as Senate Memorial Day; and

WHEREAS, in honor of this day the Bis-

on Glee Club of Oklahoma Baptist University, Shawnee, Oklahoma, under the direction of Dean Warren Angell, did sacrifice this day of scholastic endeavor and contribute to Senate Memorial Day by presenting an outstanding and beautiful program of music; and

WHEREAS, Dean Angell and the members of the Bison Glee Club have earned the appreciation of all persons attending the activities of Senate Memorial Day; and

WHEREAS, this Body desires to express its appreciation and a well deserved thank you.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate does hereby express its appreciation for the beautiful and outstanding music of the Bison Glee Club under the direction of Dean Warren Angell and does extend to this organization of the Oklahoma Baptist University its sincerest thank you.

SECTION 2. Copies of this Resolution shall be delivered to Warren Angell, Dean of Music; David Dale, Pianist; Roger Davis, trumpeter; Mark Borum, choreographer; Rhonda Bostwick, Ken Drake and Harold Drake, Glee Club trio; and the Bison Glee Club as a token of the esteem held by those of us who were truly privileged to share the day with this fine Glee Club.

Senator Smalley introduced **SR 44**.

Senator Miller asked to be made a co-author of **SR 44**, which was the order.

SR 44, as co-authored, was read at length as follows, adopted upon motion of Senator Smalley and ordered referred for enrollment.

SR 44—By Smalley—A Resolution calling for a study to determine the need for revising the laws pertaining to the sale and distribution of poisons; and directing the submission of a report of findings.

WHEREAS, the control of the sale and distribution of poisons for the protection of humanity is essential; and

WHEREAS, the adequacy of existing laws must be reevaluated to accomplish this purpose.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to direct the appropriate standing committee to conduct a comprehensive study of the existing laws on the sale and distribution of poisons considering the need for revising such laws.

SECTION 2. At the conclusion of its study the committee shall make a report of its findings and recommendations to the Executive Committee of the State Legislative Council and the 2nd Session of the 33rd Oklahoma Legislature.

Senator Howell introduced **SR 47**.

SR 47 was read at length as follows, adopted upon motion of Senator Howell and ordered referred for enrollment:

SR 47—By Howell—A Resolution relating to interim study by the State Legislative Council; requesting the Executive Committee to direct the appropriate standing committee to make a study of humane societies to prepare bills for prefiling if legislation is determined to be needed for the control or regulation by an existing agency, and to report to the Executive Committee of the State Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

WHEREAS, the need to regulate both public and private humane societies to prevent cruelty to animals is a present and immediate need; and

WHEREAS, interim study should be given to the possibility of legislation which may be proposed for making rules and regulations for the control of humane societies by an appropriate state

agency to provide uniform and humane treatment of animals.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to direct the appropriate standing committee to conduct a comprehensive study of the matters above set forth to determine the desirability and necessity for legislation relative thereto, to submit for prefiling bills necessary for implementing its recommendations and report its findings to the Executive Committee of the Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 4, 247 and 259.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 15, 1971, of Enrolled SBs 23 and 154 entitled:

SB 23—By Garrison of the Senate and McCune of the House—An Act relating to property; providing the conditions whereby a testator may bequeath certain property; providing method, manner and responsibilities of person or persons handling said properties; directing codification; and providing for effective date.

SB 154—By Grantham and Smith of the Senate and McCune et al of the House—An Act relating to interests in real and personal property; authorizing the reformation of certain instruments violating the rule against perpetuities; providing that Act shall be liberally construed and in accordance with the doctrine of cy pres; making provisions of Act applicable to certain inter vivos instruments, wills

and appointments, and legal and equitable interest.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 17, 1971, of Enrolled SBs 39, 203, 215, and SJR 15 entitled:

SB 39—By Garrett, et al, of the Senate and Taggart and York of the House—An Act relating to the regulation of persons who purport to be able to detect deception or to verify truth of statements through the use of instrumentation as lie detectors, polygraphs, deceptographs, and/or similar or related devices and instruments; creating as an administrative board the Polygraph Examiners Board with licensing and/or regulatory powers over all such persons and instruments; * * * * and declaring an emergency.

SB 203—By Grantham and Luton of the Senate and McCune, et al, of the House—An Act relating to courts; amending Section 6, Chapter 262, O.S.L. 1968 (20 O.S. Supp. 1970, § 106.6); authorizing reimbursement for travel expenses incurred by court reporters assigned outside the judicial administrative district out of the court fund in the county where the court reporter is assigned to serve; and declaring an emergency.

SB 215—By Garrett and Grantham of the Senate and Kilpatrick of the House—An Act relating to courts; amending Section 2, Chapter 350, O.S.L. 1968, as amended by Section 1 of Chapter 79, O.S.L. 1970 (20 O.S. Supp. 1970, § 123, by enlarging authority of a special judge to include all cases referred to him by the presiding or chief judge; providing further that no order or judgment is void and subject to collateral attack merely because it was rendered by a special judge; establishing operative date; and declaring an emergency.

SJR 15—By Terrill of the Senate and Lindstrom of the House—A Joint Resolution pertaining to feasibility study of es-

tablishing a State Park in Comanche County; and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 33**, as co-authored by Bernard and Payne; **SCR 41**, as co-authored by Cox and Coffin; and **SCRs 40, 42, 43 and 45**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1200, 1248 and 1323**, as amended.

MESSAGE FROM THE GOVERNOR

Advising return of Enrolled **SB 191**, as requested by the Senate and House of

Representatives, for the purpose of making corrections.

Enrolled **SB 191** was referred to engrossing and enrolling for corrections, as provided in the McCune motion, adopted by the Senate and concurred in by the Honorable House.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, May 18, 1971, at 1:00 o'clock P.M., which motion prevailed.

Senator Hamilton presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

Enrolled **SB 191** correctly corrected.

Enrolled **SB 191**, as corrected, was ordered returned to the Governor.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, May 18, 1971, at 1:00 o'clock P.M.

Seventy-fifth Legislative Day

Tuesday, May 18, 1971

Pursuant to adjournment, the Senate was called to order by Senator Payne, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Trent, Young.—42.

Excused: Bradley, Garrison, Phillips, Taliaferro, Terrill, Williams.—6.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Nichols:

Our Father, men call to thee in several ways. We pause as we begin this day to look at our selves and in so looking, we see the many fallacies of other men, and seeing these in others, we are more aware of our own imperfections and desire direction so our visions for tomorrow are not our personal gains but gains for all men.

Dear God, as we see our world, we behold only a small portion of its problems.

Yet at times these seem to overwhelm us, dwarf us, all but consume us in the struggle to make our Community, our State of Oklahoma, Our nation and our world a better and safer environment to work, to play and to pray.

We are concerned about our personal spiritual welfare, therefore Father, we ask today for our forgiveness wherein we have failed you and our fellowman; wherein we have been offensive to you and our society; wherein we have had opportunities and have not used them; wherein we have been just plain miserable to live with, Father forgive.

Now as we ask for forgiveness, we also ask for divine guidance and blessing on these men, our State Government of Oklahoma and all persons in places of authority. Bless them and guide them that we may labor for the good of all and not for special privileges of a few.

Go with us through this day, and may the Holy Spirit over shadow us and may we become total stewards of life.

In the Name of Him, whose life was given for us. AMEN.

The Journal for the last legislative day was declared approved.

COMMUNICATION

A Communication from the State Board of Equalization was received and ordered printed, as follows:

RESOLUTION OF THE
STATE BOARD OF EQUALIZATION

WHEREAS, according to the provisions of Article X, Sec. 23, of the Oklahoma Constitution, as amended April 16, 1968, (State Question No. 453, Referendum Petition No. 166), which provides now in part, as follows:

"Within twenty-one days after the adopting of this amendment and thereafter prior to the convening of each regular session of the Legislature, the State Board of Equalization shall make an itemized estimate of the revenue 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, and 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 State Board of Equalization, acting in conformity with the Constitutional requirements as articulated above, and in the discharge of the official duty and authority thus conferred upon it, has caused to be laid before it all the data, items, figures and relevant information from the various State Departments concerning the income of the General Revenue Fund and of the various special funds of the State, including detailed and summarized reports and recommendations prepared and presented by the Director of State Finance, and after careful and thoughtful study of the same, being fully advised in the premises, and on due consideration thereof, has determined the figures which properly represent such itemized estimate of revenues of said funds for the next fiscal year; and has also determined the cash surplus now existing in the hands of the State Treasurer to the credit of any such fund and not previously appropriated by the State Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE STATE BOARD OF EQUALIZATION, that the sums and amounts reasonably estimated to accrue to the General Revenue Fund and to the several special funds of the States as herein set forth be, and they are hereby adopted and fixed by this Board as the official estimate of monies to accrue for and during the fiscal year ending June 30, 1972, which said sums and amounts are in words and figures as follows, to wit:

STATE OF OKLAHOMA

EXECUTIVE DEPARTMENT

DIVISION OF THE BUDGET

FUNDS AVAILABLE FOR APPROPRIATION BY

1ST SESSION OF THE 33RD LEGISLATURE

GENERAL REVENUE FUND

Amount certified available for appropriation by the State Board of Equalization on December 9, 1970	\$273,883,913.50
Estimated increase in Gross Production Tax (H.B. 1181, 1st Session 33rd Leg.)	\$ 19,770,200.00
Estimated increase in Income Tax (H.B. 1191, 1st Session 33rd Leg. as amended by H.B. 1498, 1st Session 33rd Leg.)	16,707,410.00
Estimated revenue from escheat of unclaimed Postal Savings System accounts (H.B. 1166, 1st Session 33rd Leg.)	50,000.00
Total Available for Appropriation	\$310,411,523.50

STATE OF OKLAHOMA

EXECUTIVE DEPARTMENT

DIVISION OF THE BUDGET

GENERAL REVENUE COLLECTIONS

FISCAL YEAR 1970

Taxes	\$202,328,096.53
Licenses, permits, and fees	9,372,855.33
Use of money and property	7,664,350.27
Miscellaneous income	122,548.29
Total collections to General Revenue Fund	\$219,487,850.42
Collections to Special Funds Above Appropriations	3,152,737.46
TOTAL	\$222,640,587.88

ANALYSIS OF THE 1970 SURPLUS

1970 Collections	\$222,640,587.88
Less 1970 Appropriations	226,516,401.33

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Appropriation in excess of income	\$ (3,875,813.45)
Lapsed Appropriations	1,456,026.10
Surplus of Prior Years	55,197,112.88
Collections to Special Funds above Appropriations (1969)	2,217,371.36
Statutory Cancellations	2,353.73

1970 SURPLUS	\$ 54,997,050.62
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FUNDS AVAILABLE FOR APPROPRIATION BY
1ST SESSION OF THE 33RD LEGISLATURE

GENERAL REVENUE

Income of Preceding Fiscal Year	\$222,640,587.88
1970 Surplus	54,997,050.62

Adjustments — Additions:

Estimated increase in fees for bank examinations (H.B. 1648, 2nd Session 32nd Leg.)	\$ 85,000.00
Estimated increase in Motor Vehicle Excise Tax (H.B. 1541, 2nd Session 32nd Leg.)	80,000.00
Estimated increase in fees for credit union examinations (H.B. 1543, 2nd Session 32nd Leg.)	7,500.00

Total Additions	172,500.00
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SUB TOTAL	\$277,810,138.50
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Adjustments — Deductions:

Estimated decrease in Motor Vehicle Tax (H.B. 1776, 2nd Session 32nd Leg.)	\$ 10,000.00	
Estimated increase in Sinking Fund Requirements	3,916,225.00	\$ 3,926,225.00

Total Available for Appropriation	\$273,883,913.50
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SPECIAL FUNDS AVAILABLE FOR APPROPRIATION
BY THE 1ST SESSION OF THE 33RD LEGISLATURE

TECHNICAL AND SCIENTIFIC EDUCATION SPECIAL FUND

Income of Preceding Year	\$ 965,748.82
Surplus of Preceding Year	306,124.69

Total Technical and Scientific Education Special Fund	\$ 1,271,873.51
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ALCOHOLIC BEVERAGE FUND

Income of Preceding Year	510,610.00	
Surplus of Preceding Year	372,583.00	
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Total Alcoholic Beverage Fund		883,193.00

STATE EXAMINER AND INSPECTOR FUND

Income of Preceding Year	425,754.52	
Surplus of Prior Year	50,000.00	
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Total State Examiner and Inspector Fund		475,754.52
Less Reimbursements to Local Sub-Divisions (H.B. 1555, 2nd Session 32nd Leg.)		268,667.94
		<hr/>
Total Available for Appropriation		207,086.58

PROPERTY AND CASUALTY RATES BOARD FUND

Income of Preceding Year	522,685.56	
Surplus of Preceding Year	81,666.00	
	<hr/>	
Total Property and Casualty Rates Board Fund		604,351.56

INSURANCE DEPARTMENT FUND

Income of Preceding Year	677,248.32	
Surplus of Preceding Year	318,678.32	
	<hr/>	
Total Insurance Department Fund		995,926.64

LIQUEFIED PETROLEUM GAS FUND

Income of Preceding Year	129,473.10	
Surplus of Preceding Year	10,000.00	
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Total Liquefied Petroleum Gas Fund		139,473.10

OKLAHOMA TAX COMMISSION FUND

Income of Preceding Year	8,787,198.60	
Surplus of Preceding Year	600,000.00	
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Total Oklahoma Tax Commission Fund		9,387,198.60

INDUSTRIAL COURT FUND

Income of Preceding Year	29,360.00
Surplus of Preceding Year	752.73

Total Industrial Court Fund	30,112.73
Less Estimated Decrease in Revenue (S.B. 138, 2nd Session 32nd Leg.)	10,000.00

Total Available for Appropriation	20,112.73
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PUBLIC BUILDING FUND

Income of Preceding Year	202,850.47
Surplus of Preceding Year	—0—

Total Public Building Fund	202,850.47
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STATE JUDICIAL FUND

Income of Preceding Year	1,650,287.00
Surplus of Preceding Year	1,698,278.66

	3,348,565.66
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Add Estimated Income from Board of Certified Reporters (S.B. 557, 2nd Session 32nd Leg.)	885.00
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Total State Judicial Fund	3,349,450.66
Less Reserve for Transfer for Jury Trials (20 O.S.S. 1969 § 1311)	16,000.00
Reserve for Expenses of Board of Certified Reporters (or appro.?) (S.B. 557, 2nd Session 32nd Leg.)	4,750.00

Available for Appropriation (See Comment Following Page)	3,328,700.66
Surplus accrued during 1970 will be reduced in 1971.	
Realistic estimate of funds available in 1972 will not support appropriations in excess of \$2,500,000.00	

OCCUPATIONAL HEALTH AND SAFETY FUND

Estimated Income	
(H.B. 1702, 2nd Session, 32nd Leg.)	\$ 50,000.00
Surplus of Preceding Year	—0—

(Collections for five months = \$20,850.87
average per month \$4,170.17 × 12 = \$50,042.04)

Total Available for Appropriation	\$ 50,000.00
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Be it further resolved that a duly authenticated duplicate original of this resolution be delivered to the Governor, the President of the Senate and the Speaker of the House of Representatives as provided by Article X, Section 23 of the State Constitution, as amended April 16, 1968.

David Hall

Governor and Chairman

John W. Rogers

State Examiner and Inspector and
Vice Chairman

Joe Bailey Cobb

State Auditor and Secretary

Billy Ray Gowdy

President of the State Board of
Agriculture

John Rogers

Secretary of State

Leo Winters

State Treasurer

CITATION

Upon motion of Senator Garrett, it was the order of the Senate that a Citation of Commendation be issued to Miss Shermaine Ann Tilley, a student of OCU, who was selected Outstanding Freshman Woman Student of the year 1970-1971.

The above Order of the Senate was referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citation.

COMMITTEE REPORTS

The following Bills and/or resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1199—Appropriations and Budget, co-authored by Senator Rogers.

DO PASS, as amended:

SB 343—Governmental Reform, co-authored by Senators Medearis and Hargrave.

HB 1213—Governmental Reform, co-authored by Senator Grantham.

HB 1288—Professions and Occupations.

HB 1365—Governmental Reform.

CONFERENCE COMMITTEE REPORTS

The following CCR on SB 64 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 64, Entitled:

(Court of Criminal Appeals *** and *** 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 Engrossed House Amendment No. 1.

2. Restore the Title to read as follows:

"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."

SENATE CONFEREES: Hamilton, Vice-Chairman; Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, Hargrave, Mountford, Sanguin, 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:

(The Oklahoma Rural Medical Education Loan and Scholarship Fund *** and *** 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 Engrossed House Amendment No. 1.

2. Restore the Title of bill to read as follows:

"An Act relating to the Board of Trustees of the Oklahoma Rural Medical Education Loan and Scholarship Fund; making an appropriation thereto; stating the purpose; prescribing terms for repayment of obligation to state; making provisions of this Act severable; providing lapse date; and declaring an emergency."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, 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 Teachers' Retirement System *** and *** 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 Engrossed House Amendment No. 1.

2. Restore the Title of Bill to read as follows:

"An Act relating to the Oklahoma Teachers' Retirement System; making an appropriation thereto; providing effective date for appropriations from sinking funds; stating the purpose; providing for allocation and transfer of funds; making provisions of this Act severable; and declaring an emergency".

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 78 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 78, Entitled:

(Oklahoma Indian Affairs Commission *** and *** 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 Engrossed House Amendment No. 1 be accepted.

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

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:

(Oklahoma Cerebral Palsy Center *** and *** emergency)

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from House Engrossed Amendment No. 1.

2. Restore the Title of Bill 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; and declaring an emergency."

3. That the following Conference Committee Amendment be adopted: "Amend Lines 18 and 19 by deleting the words "Two Hundred Sixty-eight Thousand Five Hundred Eighty-nine Dollars (\$268,589.00)" and substituting in lieu thereof "Two Hundred Eighty-three Thousand Five Hundred Eighty-nine Dollars (\$283,589.00)".

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

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 Number 80, Entitled:

(Department of Public Welfare *** and *** 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 Engrossed House Amendment No. 1.

2. That the title to the bill be restored as follows:

"An Act relating to the Department of Public Welfare and making an appropriation thereto; stating the purpose; providing maximum per capita payment, except where matching federal funds are available; authorizing payments from state assistance fund if the amount appropriated is insufficient; 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."

3. That the following Conference Committee Amendment be adopted: Amend Page 1, Line 28, following the word "year" by changing the period to a semi-colon and adding the following: "; except in instances where payment for an individual is eligible for matching Federal funds. If the amount appropriated in Section 1, is insufficient to provide contractual benefits to all orphans and children of eligible homes and institutions requesting such benefits, additional amounts may, in the discretion of the Oklahoma Public Welfare Commission, be provided from the State Assistance Fund and expended in accordance with the terms of this act."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 84 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 84, Entitled:

(Oklahoma Alcoholic Beverage Control Board * * * and * * * 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 Engrossed House Amendment No. 1.
2. Restore the Title of the Bill 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; providing maximum salary for the director; authorizing the purchase of insurance on motor vehicles; authorizing purchase of automobiles; providing for the transfer of the unappropriated balance in the Alcoholic Beverage Control Fund; providing lapse date; providing for severability; and declaring an emergency."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 85 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 85, Entitled:

(Office of the Banking Department * * * and * * * 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 Engrossed House Amendment No. 1.
2. Restore the Title of Bill to read as follows:

"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; providing for per diem of Banking Board Members and Savings and Loan Board Members; providing lapse date; making provisions of this Act severable; and declaring an emergency."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 88 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 88, Entitled:

(Department of Labor * * * 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 Engrossed House Amendment No. 1.

2. That the Title be restored to read as follows:

"An Act relating to the Office of the Department of Labor and making appropriations thereto; stating the purpose; making appropriations for the operation of the Division of Health and Safety Education and Training, and 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; and declaring an emergency."

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Section 1, Line 24, by striking the figure "198,598" and substituting the figure "210,598".

b. Page 1, Section 1, Line 25, by striking the figure "50,000" and substituting the figure "55,000".

c. Page 1, Section 1, Line 26, by striking the figure "248,598" and substituting the figure "265,598".

d. Page 2, Section 3, Line 13, by striking the figure "12,000" and substituting the figure "13,000".

e. Page 2, Section 3, Line 14, by striking the figure "6,600" and substituting the figure "7,200".

f. Page 2, Section 3, Line 15, by striking the figure "10,900" and substituting the figure "11,500".

g. Page 2, Section 3, Line 16, by striking the figure "9,600" and substituting the figure "10,500".

h. Page 2, Section 3, Line 16½, by inserting the following: "Chief Boiler Inspector", number authorized "1" and inserting the following figures "8,400" and "10,500", respectively.

i. Page 2, Section 3, Line 19, by striking the number "2" and adding the number "3".

j. Page 2, Section 3, Line 24, by striking the number "26" and adding the number "28".

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 91 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 91, Entitled:

(Pollution control * * * and * * * 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 Engrossed House Amendment No. 1.

2. Restore the Title of Bill 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; and declaring an emergency."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 92 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 92, Entitled:

(Water Resources Board * * * and * * * 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 Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Page 1, line 8, the abbreviated title be deleted and the following title substituted in lieu thereof:

"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, and declaring an emergency."

b. Page 1, Lines 18-19, delete the sum of "Four Hundred Sixty-nine Thousand Five Hundred Thirteen Dollars (\$469,513.00)", and substitute in lieu thereof the sum of "Four Hundred Four Thousand Eight Hundred One Dollars (\$404,801.00)".

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Smalley, Taliaferro, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Fine, H a r g r a v e, Mountford, Sanguin, Skeith, Sparkman, Townsend.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 353—By Ferrell—An Act relating to the State Board of Public Affairs; mak-

ing an appropriation thereto for the purpose of establishing an interagency mailing service; providing for a lapse date; and declaring an emergency.

SB 354—By Young—An Act relating to court reporters; amending Section 3, Chapter 262, O.S.L. 1968, as amended by Section 1, Chapter 222, O.S.L. 1970 (20 O.S. Supp. 1970, § 106.3); to provide that a temporary certificate of an acting court reporter shall be renewable by order of the Chief Justice; and declaring an emergency.

SB 355—By Smith—An Act relating to taxation; amending Enrolled House Bill No. 1191, 1st Session, 33rd Legislature to correct certain technical nonsubstantive errors; amending Subsection A of Section 5 and Sections 7 and 8 of said Enrolled House Bill No. 1191; amending Sections 2331 and 2342 of Section 2, Chapter 530, O.S.L. 1965 (65 O.S. Supp. 1970, §§ 2331 and 2342); making findings and declaring purpose; stating technical amendments and corrections; providing rate of tax on classes of taxpayers; providing for withholding from employee wages and tables of rates of tax to be withheld; providing for amount of estimate of income taxes and penalty for underestimating; adding reserve deductions to taxable income of domestic savings and loan associations; permitting certain credits; directing codification; setting operative date; providing for severability; and declaring an emergency.

SJR 32—By Ferrell—A Joint Resolution authorizing the State Board of Public Affairs to initiate and operate an interagency mailing service; providing exceptions from resolution; establishing a revolving fund for payment of necessary costs of operation; providing for allocation of costs among participating agencies; requiring reports; providing for operative date; making provisions of Act severable; and declaring an emergency.

SECOND READING

The following Bills and/or Resolutions

were read the second time and referred to Committees indicated:

SB 344—Roads and Highways.

SB 345—Judiciary.

SB 346—Industrial and Labor Relations.

SB 347—Public and Mental Health.

SB 348—Revenue and Taxation.

SB 349—Roads and Highways.

SB 350—Revenue and Taxation.

SB 351—Revenue and Taxation.

SB 352—Insurance.

SJR 30—Constitutional Revision and Redistricting.

SJR 31—Roads and Highways.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1175—By Fine and Andrews of the House and Smalley of the Senate—An Act relating to alcoholic beverages; amending 37 O.S. 1961, § 553; providing for levy of excise tax upon alcoholic beverages; prescribing rate of tax; providing for reports of inventories; directing distribution and allocation of revenues into the General Revenue Fund for fiscal year ending June 30, 1972; directing apportionment of revenues in accordance with the Constitution; directing distribution of revenues for fiscal years thereafter; providing for effective date; limiting price of distillers' sales to Oklahoma licensees; and declaring an emergency.

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** 1200, 1248 and 1323.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1415 and 1440 each correctly engrossed.

SRs 43, 44, 45 and 47 and **SCRs** 40, 43, and 45 each correctly enrolled.

Engrossed **HBs** 1415 and 1440, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SRs** 43, 44, 45 and 47 were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCRs** 40, 43 and 45 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 146 by Murphy was considered further.

Senator Berrong moved to amend **SB 146**, Page 1, Line 4, by striking after the word "engaged" and before the word "in", the following: ". or proposing to engage", which amendment was declared adopted.

Upon motion of Senator Murphy, **SB 146**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 146**, as amended, was considered engrossed and placed on 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: Baldwin, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Murphy, Payne, Smith, Stansberry, Trent, Young.—26.

Nay: Baggett, Birdsong, Garrett, Hargrave, Howell, Miller, Nichols, Smalley.—8.

Excused: Berrong, Bradley, Garrison, Howard, Keels, McGraw, Medearis, Phillips, Porter, Rogers, Stipe, Taliaferro, Terrill, Williams.—14.

The bill was declared passed.

SB 146 was referred for engrossment.

GENERAL ORDER

SB 323 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 323** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 323** was considered engrossed and placed on 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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Graves, Ham, Hamilton, Hargrave, Howell, Lamb, Luton, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Young.—26.

Nay: Baldwin, Birdsong, Garrett, Howard, Keels, McCune, McSpadden, Porter, Stipe.—9.

Excused: Berrong, Bradley, Garrison, Grantham, Holden, Inhofe, Lane, Miller, Phillips, Taliaferro, Terrill, Trent, Williams.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, Martin, Medearis, Murphy, Payne, Rogers, Smalley, Smith, Stansberry, Young.—28.

Nay: Baldwin, Birdsong, McCune, Porter.—4.

Excused: Berrong, Bradley, Crow, Gar-

rison, Inhofe, Lane, McGraw, McSpadden, Miller, Nichols, Phillips, Stipe, Taliaferro, Terrill, Trent, Williams.—16.

The emergency was declared failed of passage.

SB 323 was referred for engrossment.

GENERAL ORDER

HJR 1018 by Cate, et al, of the House and Baggett, Terrill, Birdsong, Ham, Lamb, Capps, Breckinridge, McGraw, Luton, Murphy, Stipe, Smalley, Keels, Garrison and Garrett of the Senate was read and considered.

Senator Baggett moved to amend **HJR 1018**, Page 3, Line 15 by striking the figure "27" and substituting therefor the figure "29", and in Line 17 by striking "May 17" and substituting "May 18", which amendment was declared adopted.

Senator Baggett moved to amend **HJR 1018**, Page 3, Line 18, by adding after the word "Texas" the word "Louisiana", which amendment was declared adopted.

Upon motion of Senator Baggett, **HJR 1018**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HJR 1018**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1018 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Young.—39.

Excused: Berrong, Bradley, Garrison, Nichols, Phillips, Taliaferro, Terrill, Trent, Williams.—9.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Young.—39.

Excused: Berrong, Bradley, Garrison, Nichols, Phillips, Taliaferro, Terrill, Trent, Williams.—9.

The emergency was declared passed.

HJR 1018 was referred for engrossment.

BILL WITHDRAWN

Senator Stipe asked unanimous consent that SB 208 be withdrawn from the Calendar and re-referred to the Committee on Industrial and Labor Relations, which was the order.

THIRD READING

HB 1325 by York, et al of the House, and Luton and Birdsong of the Senate was taken up for further consideration.

Senator Baldwin presiding.

HB 1325 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Birdsong, Breckinridge, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Porter, Smalley, Smith, Stipe, Trent, Young.—26.

Nay: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Inhofe, Lane, McCune, Medearis, Rogers, Stansberry.—15.

Excused: Bradley, Garrison, Nichols, Phillips, Taliaferro, Terrill, Williams.—7.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which HB 1325 passed.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1338 and 1496, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 33, as co-authored and amended.

HAs to SB 33 read as follows, and consideration deferred:

Authors: Add the following coauthors: Bamberger, Townsend, Atkins, Gooden, Sanguin, Boren, McCune, Kamas, Willis, Wolf (Leland), Poulos, Finch, Cox, Cate, Ford, Riggs and Draper of the House.

Amendment No. 1. Amend Page 1, Line 30, by inserting between the words "trust" and "for" the following language: "which shall be an agency of the state".

Amendment No. 2. Amend Page 1, Line 36, by inserting between the words "time" and "as", the following language: "for and on behalf of the State of Oklahoma" and by inserting between the words "as" and "funds", the word "such".

Amendment No. 3. Amend Page 2, Lines 6 and 7, by striking the following language: "shall never become an obligation or debt of the State of Oklahoma but".

Amendment No. 4. Amend Page 2, Line 8, by adding the following sentences after the period: "The Governor or the trustees of said trust in his behalf shall have authority to certify that payments shall be made in accordance herewith. Such bonds shall be legal investments for the State of Oklahoma and any of its political subdivisions." And amend Line 9½ of the Title, after the word "Monies;" by adding the following: "authorizing certification

by governor or trustees that payment will be made in accordance with this Act; providing that bonds issued pursuant to this Act shall be legal investments for the State of Oklahoma and political subdivisions thereof;".

Amendment No. 5. Amend Page 2, Line 9, by making a new SECTION 3, and renumbering the following Sections:

"Section 3. Any trustee thus appointed shall, at the time of the appointment, be a citizen and resident of the State of Oklahoma for at least one year prior to the date of his appointment. The term of office of the trustees shall be for a period not to exceed four years and the bond indenture shall so provide. Said trustees shall be appointed by the Governor of the State of Oklahoma and shall be removable at his pleasure.

The trustees shall serve without compensation, except for actual expenses while engaged upon attendance at meetings, and in traveling thereto or therefrom, or on other official business. Per diem shall not exceed Twenty Dollars (\$20.00) per day.

Except when bonds are sold to the participating eligible public entity, any bonds issued by said trust shall be sold upon competitive bids."

And amend Line 9½ of the Title, before the word "authorizing", by adding the following: "prescribing qualifications and method of appointment, and providing per diem and expenses for trustees;".

Amendment No. 6. Amend Page 2, Line 19, by adding after the word "cost." the following sentence: "The State Commissioner of Public Health shall have authority to make rules and regulations governing administration of state grants programs for waste treatment facilities governed by this act and the applicable federal laws and regulations."

And amend Line 11 of the Title, after the word "projects;", by adding the following: "authorizing State Commissioner of Public Health to make rules

and regulations governing administration of grants for waste treatment facilities under this Act;".

Amendment No. 7. Amend Page 2, after Line 31, by adding a new subsection D: "D. The Governor of Oklahoma is hereby authorized and directed to certify that the State of Oklahoma agrees and undertakes to carry out the provisions of this act."

And amend Line 12½ of the Title, after the word "trust;," by adding the following: "authorizing the Governor to certify that the State of Oklahoma agrees to carry out the provisions of this Act;".

Senator Payne presiding.

GENERAL ORDER

SB 230 by Howard was read and considered.

Senator McSpadden moved to amend **SB 230**, Page 5, Line 2 by striking after the word "of" and before the word "members", the word and figure "fifteen (15)" and inserting in lieu thereof the word and figure "ten (10)", which amendment was declared adopted.

Senator Stipe moved to amend **SB 230**, Page 5, Line 4, by striking after the word "of" and before the word "Haskell", the word "Cherokee" and inserting in lieu thereof the word "Pittsburg", which amendment was declared adopted.

Senator Stipe moved to amend **SB 230**, Page 5, Line 5 by striking the word "Mayes" and inserting in lieu thereof the word "Latimer", which amendment was declared adopted.

Senator McSpadden moved to amend **SB 230**, Page 5, Lines 8 and 9 as follows: by striking Lines 8 and 9, which amendment was declared adopted.

Senator Breckinridge moved to amend **SB 230**, Page 13, Line 14 by adding after the word "in" and before the word "this", the following: "subsections four (4) and seven (7) of", which amendment was declared adopted.

Senator Hamilton moved to amend **SB 230**, Page 8, Line 14 by adding after the word "amended" a comma ", and copies shall be distributed to all counties, cities or towns which might be affected by this act, and no action shall be taken by the Commission until six (6) months after such is distributed", which amendment was declared adopted.

Senator McSpadden moved to amend **SB 230**, Page 5, Line 4, by adding after the word "Governor" and before the word "and" on Lines 3 and 4, the following language "from a list of three (3) names submitted by the Board of County Commissioners from each member county", which amendment was declared adopted.

President Pro Tempore Smith presiding.

Senator Hamilton moved to amend **SB 230**, Page 9, Line 14 by adding after the word "plan" a comma and the following: "however any city, town or county affected by such shall have the right to file objections to such plan within sixty (60) days after receipt thereof, and shall then have the right to be heard and have their objections reviewed and passed upon before said plan takes effect", which amendment was declared adopted.

Senator Hamilton moved to amend **SB 230**, Page 10, Line 5, by adding after the word "plan" and before the word "conforming" the following "if funds are provided by the state or federal government", which amendment was declared adopted.

Senator Hamilton moved to amend **SB 230**, Page 12, Line 3, by adding after the word "orders" a period and the following: "Before any action can be carried out as provided for herein, the city, town or county affected by such ruling must be notified in writing as to the objection and shall have a right to be heard before the commission and either get a reversal or chance for correction;", which amendment was declared adopted.

Senator Stipe moved to amend **SB 230**, Page 10, Line 2, by adding after the word

"plan", the following "Provided, however, any land owner may apply for a deviation from said plan at any time and shall have the right to an immediate hearing on his application to deviate from said plan.", which amendment was declared adopted.

Senator Hamilton moved to amend **SB 230**, Page 14, Line 10½, by adding a new Section 12 as follows: "This act shall not take effect as binding upon any town, city or county affected, until state or federal funds are provided to such entities to pay the expenses they are compelled to pay to carry out their responsibilities under this act" and renumber succeeding sections, which amendment was declared adopted.

Upon motion of **Senator Howard**, **SB 230**, as amended, was advanced to engrossment.

By unanimous consent, upon request of **Senator Howard**, **SB 230**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Boecher, Capps, Crow, Dahl, Field, Garrett, Graves, Ham, Hargrave, Holden, Howard, Howell, Lane, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Young.—26.

Nay: Berrong, Birdsong, Breckinridge, Ferrell, G r a n t h a m, Hamilton, Inhofe, Lamb, Luton, McCune, Medearis, Stansberry.—12.

Excused: Bradley, Garrison, Keels, McGraw, Phillips, Rogers, Taliaferro, Terrill, Trent, Williams.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow,

Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Lane, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Young.—32.

Nay: Hamilton, Inhofe, Lamb, McCune.—4.

Excused: Bradley, Garrison, Keels, McSpadden, Phillips, Porter, Rogers, Stansberry, Taliaferro, Terrill, Trent, Williams.—12.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Inhofe moved that the vote be reconsidered by which **SB 230** passed.

As provided under Rule 19b, Senator Inhofe moved that the vote be reconsidered by which the Emergency Section of **SB 230** passed.

GENERAL ORDER

SB 310 by Howard and Lane of the Senate and Bamberger, et al, of the House was read and considered.

Senator Smalley presiding.

President Pro Tempore Smith presiding.

Upon motion of Senator Howard, **SB 310** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 310** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 310 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Young.—35.

Excused: Berrong, Bradley, Garrison, Ham, Lane, McSpadden, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent, Williams.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Young.—35.

Excused: Berrong, Bradley, Garrison, Ham, Lane, McSpadden, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent, Williams.—13.

The emergency was declared passed.

SB 310 was referred for engrossment.

REQUEST

Senator Hamilton asked unanimous consent that **SJR 16** be reprinted for the purpose of correcting erroneous content, which was the order.

GENERAL ORDER

SB 271 by Young and Miller of the Senate and Avey of the House was read and considered.

Senator Hamilton moved to amend **SB 271**, Page 3, Line 9, by adding after the words and figures "One Dollar (\$1.00)", and before the word "but", the following: "in event the vehicle is loaned", and the same amendment on Line 16, by adding the said language between the word "provide" and the word "insurance", which amendment was declared adopted.

Senator Young moved to amend **SB 271**, Page 6, Line 1½ by adding a new section, to be designated Section 5, as follows:

"SECTION 5. The board of county commissioners of any county or the governing board of any city or town is hereby authorized, in its discretion and upon such

terms, conditions and for such consideration as it deems advisable, to lease, loan, sell or donate any obsolete, surplus or unneeded machinery, equipment or motor vehicle which it may have to the board of education of any vocational and technical school or area school district for use in connection with any training, maintenance or other similar educational program conducted by such board of education. Such educational programs may include, but shall not be limited to, the performance of field training projects in behalf of any county, municipality, school district or any organization not organized for profit, to provide needed training experience for the persons enrolled in such training programs," and by renumbering the present Section 5 as Section 6 and by amending the title to conform therewith, which amendment was declared adopted.

Upon motion of Senator Young, **SB 271**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SB 271**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 271 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye; Baldwin, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Young.—33.

Excused: Baggett, Berrong, Bradley, Capps, Garrison, Ham, Keels, McSpadden, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent, Williams.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye; Baldwin, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Young.—33.

Excused: Baggett, Berrong, Bradley, Capps, Garrison, Ham, Keels, McSpadden, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent, Williams.—15.

The emergency was declared passed.

SB 271 was referred for engrossment.

Senator Murphy presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 193, 260, 313, and 335 and HJR 1018 each correctly engrossed.

SR 46 and SCRs 33, 41, and 42 each correctly enrolled.

Engrossed **SBs 193, 260, 313 and 335** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HJR 1018**, together with engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SR 46** was properly signed and ordered transmitted to the Secretary of State.

Enrolled **SCRs 33, 41, and 42** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 248 by Garrett was read and considered.

President Pro Tempore Smith presiding.

Senator Garrett moved to amend **SB 248**, Page 1, Line 6, by striking after the word "located" and before the designation "Section 2", all wording and inserting the

following: "more than one-fourth mile from sewer and water facilities furnished by said municipality." which amendment was declared adopted.

Senator Phillips asked to be shown present, which was the order.

Senator Breckinridge moved to amend **SB 248**, Page 1, Line 8½ by adding after the word "municipality" contained in the Garrett amendment, the following sentence: "Provided, that this Act shall only apply to cities located in four or more counties." which amendment was declared adopted.

Senator Garrett asked unanimous consent that further consideration of **SB 248** be deferred until tomorrow, with amendments to said bill attached thereto, which was the order.

President Pro Tempore Smith asked unanimous consent that Senator Murphy have copies of his proposed amendment to **SB 248** xeroxed and distributed to each Senator, which was the order.

GENERAL ORDER

SB 339 by McGraw and McCune was read and considered.

Senators Smith and Payne asked to be made co-authors of **SB 339**, which was the order.

Senators Hamilton and Payne moved to amend **SB 339**, Page 5, Line 5½, by adding a new Section 7, to read as follows: "Section 7. Notwithstanding any federal law or any regulation issued by any Federal agency, any ambulance service operating intrastate shall not be required to have at least two (2) persons operating the ambulance when on calls from persons needing such service." and renumbering succeeding paragraph(s), which amendment was declared adopted.

Upon motion of Senator McGraw, **SB 339**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McGraw, **SB 339**, as co-authored

and amended, was considered engrossed and placed on third reading and final passage.

Senator McGraw asked unanimous consent that further consideration of **SB 339** be deferred for this legislative day, which was the order.

RESOLUTION

SCR 48 was introduced, read as follows, and consideration deferred.

SCR 48—By Smalley, Murphy, Baggett, Garrison, Grantham and Luton of the Senate and Cate and Wolf (Leland), of the House—A Resolution expressing profound sorrow and regret upon the passing of Mrs. Orpha A. Merrill, of Norman; noting her achievements and expressing gratitude for her life of service; extending sympathy and condolences to her husband and other members of the bereaved family; and directing distribution.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 14**; **SB 109**, as co-authored by Pierce and Payne; **SB 149**, as co-authored by Stratton, Boettcher, Sparkman and Boatner; **SB 159**, as co-authored by Riggs and Randle; **SB 226**; **SB 275**, as co-authored by Hancock.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 17, 1971, of Enrolled **SB 189** entitled:

SB 189—By Murphy of the Senate and Draper and Spearman of the House—An Act relating to driver education; amending Sections 1 and 2, Chapter 180, O.S.L. 1970 (70 O.S. Supp. 1970, §§ 1210.34 and 1210.35); providing for special license plates for automobiles used in driver education in school districts and institutions of

higher learning; * * * and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 47**, as co-authored by McCune, Kardokus, Stratton, Ferguson, Gooden, Wolfe (Stephen), Holaday, Kamas, Williamson, Hopkins, Davis, Elder, Poulos, Kennedy, Bengtson, Wickersham, Harper, Lindstrom, and Trent.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising signing of and returning Enrolled **SCRs 40, 43 and 45**.

The above numbered Enrolled Bills and/or Resolutions were transmitted to the Secretary of State.

Senator Birdsong moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, May 19, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Birdsong, the Senate adjourned to meet Wednesday, May 19, 1971, at 1:00 o'clock P.M.

Seventy-sixth Legislative Day

Wednesday, May 19, 1971

Pursuant to adjournment, the Senate was called to order by Senator Hargrave, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams.
—36.

Excused: Bradley, Ferrell, Garrett, Ham, Lamb, Luton, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Young.—12.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Nichols:

Our Father, we are more aware today as never before that not only are You the God of the total world, but each person is involved with persons around the world. Forgive us when we become impatient with self and others; when we become offensive to You, God, and to our fellowmen. Please forgive.

Help us, Father, not to trade away our right, but to defend the rights of the individual and the masses. Give us vision for now, not dreams of the stagnant imagination of yesterday.

God, give to this assembly wisdom to make the best possible choices for all the people, not only for Oklahoma, but our

world. Help us this hour to confront our conscious, our hearts, and our responsibilities. Help us to react to this confrontation as responsible men to God, to this session of the Oklahoma Senate, and to the people whom they serve and represent.

In the Name of Jesus Christ our Lord who gave Himself for us, we make this our Prayer and ask that it might be so. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTION

Senator Nichols introduced State Senator Robert D. Orr, of Indiana.

Senator Hamilton asked unanimous consent that Senator Orr be granted the privileges of the floor for this legislative day, which was the order.

REQUESTS FOR LOBBY PERMITS

Requests for Lobby Permits were filed by the following persons and ordered referred to the Committee on Lobby Permits:

Laura D. Capps, 1247 S. Pittsburg, Tulsa, Oklahoma, representing Oklahoma Cosmetologist Association.

Edith Henderson, 4923 E. 32nd St. Tulsa, Oklahoma, representing O.C.A.

CITATIONS

Upon motion of President Pro Tempore Smith, it was the order of the Senate that a Citation of Congratulations be issued to

Mrs. W. Jeff Webb being installed as President of the Tulsa Parent-Teacher Association Council for 1971-72.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Pat Henson of Muldrow, Oklahoma, for being chosen honorable mention to the 1971 High School All-State Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Dixie Howell of Muldrow, Oklahoma, for outstanding athletic achievement as Guard on the 1971 Girls East All-State High School Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Steve Rowe of Gore, Oklahoma, upon being chosen Honorable Mention to the 1971 High School All-State Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Bob Erwin of Pocola, Oklahoma, upon being chosen Honorable Mention to the 1971 High School All-State Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Jeaneen Gann of Talihina, Oklahoma for outstanding athletic achievement as Forward on the 1971 Girls East All-State High School Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Chick Tackett of Bokoshe, Oklahoma, upon being chosen Honorable Mention to the 1971 High School All-State Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Helen Morton, Vian, Oklahoma, upon being chosen Honorable Mention as a Forward on the 1971 Girls All-State High School Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Janice Collins of Spiro, Oklahoma, upon being chosen Honorable Mention as a Guard on the 1971 Girls All-State High School Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of congratulations be issued to Melissa Harbuck of Heavener, Oklahoma, upon being chosen Honorable Mention as Forward on the 1971 Girls All-State High School Basketball Team.

Upon motion of Senator Hamilton, it was the order of the Senate that a Citation of Congratulations be issued to Pam Jordan of Muldrow, Oklahoma, upon being chosen Honorable Mention as Guard on the 1971 Girls All-State High School Basketball Team.

The above Orders of the Senate were referred to the Committee on Engrossed and Enrolled Bills for issuance of the Citations.

COMMITTEE REPORTS

The following Bills were reported by the Committees named, ordered printed and placed on the Calendar unless otherwise indicated:

DO PASS:

SB 326—Judiciary.

SB 328—Public Safety and Penal Affairs.

SB 338—Revenue and Taxation.

SB 342—Revenue and Taxation.

SB 347—Public and Mental Health.

SB 352—Insurance.

HB 1232—Appropriations and Budget, co-authored by Senator Hamilton (Second CR).

HB 1467—Judiciary, co-authored by Senator Luton.

DO PASS, as amended:

SB 242—Appropriations and Budget, co-authored by Senators McSpadden, Hamilton, Crow, Miller and McCune of the Senate and Atkins of the House.

SB 258—Professions and Occupations.

SB 280—Revenue and Taxation.

SB 308—Revenue and Taxation.

SB 329—Revenue and Taxation.

SB 340—Soil and Water Resources, co-authored by Senator Murphy.

HB 1124—Appropriations and Budget, co-authored by Senator Murphy.

HB 1298—Judiciary, co-authored by Senator Luton.

HB 1445—Judiciary.

HB 1492—Soil and Water Resources, co-authored by Senators Holden and Lane.

FIRST READING

The following Bill was introduced and read the first time:

SB 356—By Crow of the Senate and Stratton of the House—An Act relating to agriculture; amending 2 O.S. 1961, § 5-48; providing fees for testing weighing and measuring devices may be determined by the State Board of Agriculture; providing for promulgation of rules adopting schedule of fees; providing for disposition of monies collected; and declaring an emergency.

SECOND READING

The following Bills and Resolutions were read the second time and referred to Committees indicated:

SB 353—Appropriations and Budget.

SB 354—Judiciary.

SB 355—Revenue and Taxation.

SJR 32—Appropriations and Budget.

HB 1175—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1338** and **1496**.

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 returning Enrolled **SCRs 33, 41** and **42**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1420—By Abbott, Townsend, Beznoska, Boatner and Sanders—An Act relating to wildlife conservation; providing a revision and recodification of the Wildlife Conservation Laws; providing declaration of intent; defining terms; providing for administration; providing for licenses; providing regulations relating to hunting, trapping and protection of game; providing regulations relating to fishing and protection of fish; providing for certain dams; providing for certain hatcheries, parks and refuges; providing for pollution control; providing for possession of certain wildlife; providing for liberal interpretation; providing effect of headings; providing short title; providing for severability; repealing Title 29 of the Oklahoma Statutes; providing effect of repeal; providing operative date; 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 6, 51, 120, 142**, and **286**, as co-authored and amended, and **SB 268**, as amended.

HAs to **SB 6** read as follows, and consideration deferred:

Authors: Add the following coauthors: McCune and Andrews of the House.

Amendment No. 1. Amend Page 2, Section 2, Line 15, by striking the words and figures "Fifty Dollars (\$50.00)" and rein-

serting the words and figures "Twenty-five Dollars (\$25.00)" therefore.

Amendment No. 2. Amend Page 9, Line 7½, by adding a new section to read as follows:

"Section 7. The County Clerk may designate any deputy county clerk to serve as acting secretary and clerk of the County Board of Equalization or the County Excise Board to attend such meetings and act in his stead."

And amend Title on Line 12½ after the word "paid;" by adding the following language: "authorizing designation of deputies to attend meetings;"

And renumbering succeeding section.

HA to SB 51 read as follows, and consideration deferred:

Authors: Add the following coauthors: McCune, Wayland, York, Davis, Elder, Sullivan and Green of the House.

Amendment No. 1. Amend Page 4, Line 20½, by adding a Section 2 to read as follows:

"Section 2. This act shall take effect October 1, 1971."

And amend Title on Line 11½ after the word "attorney", change the period to a semicolon and add the following: "and providing for effective date."

HA to SB 120 read as follows, and consideration deferred:

Authors: Add the following coauthors: Tarwater, Kennedy, Wayland, Payne, and Rogers of the House.

Amendment No. 1. Amend Page 2, Line 9, by deleting Section 2 and renumbering succeeding section.

HAs to SB 142 read as follows, and consideration deferred:

Author: Add the following coauthor: Wayland of the House.

Amendment No. 1. Amend Page 1, Lines 12 and 14, by changing the word "Names" to the word "designation". And amend Title on Line 6½, by deleting the word

"names" and substituting the word "designation".

Amendment No. 2. Amend Page 1, Line 15½, by adding a new Section 2 as follows:

"Section 2. The effective date of this act shall be October 1, 1971."

And amend Title on Line 7½, by changing the period to a semicolon and adding the following: "and providing effective date."

HA to SB 286 read as follows, and consideration deferred:

Authors: Add the following coauthors: Skeith and Draper of the House.

Amendment No. 1. Amend Page 1, Line 25½, by adding a new Section 2, as follows:

"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."

And amend Title on Line 10, by changing the period to a semicolon and adding: "and declaring an emergency."

HAs to SB 268 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Line 6, by adding a new Section 2 to read as follows:

"Section 2. Any clerk, upon microfilming the record as above set forth, is directed to destroy the record, provided that such record shall first be offered to the County and State Historical Society."

And amend Title on Line 11, after the word "microfilm;" by adding: "authorizing disposal of records;". And renumbering following sections accordingly.

Amendment No. 2. Amend Page 2, Present Section 3, Line 7, by changing the word "July" to read "October".

Amendment No. 3. Amend Page 2, Lines

9 through 12, by striking present Section 4.

And amend Title on Line 11½, by adding the word "and" before the word "establishing" and on Line 12, by deleting ";and declaring an emergency."

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report to Engrossed HB 1133, requesting further Conference and naming same Conferees.

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 1116, 1117, 1121, 1128, 1134, 1137, 1145, 1147, 1150, 1239 and 1343.

CONFERENCE COMMITTEE REPORTS

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:

(Office of the State Auditor * * * and * * * emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Mountford, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1117 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 1117, Entitled:

(An Act relating to the Board of Equalization and making appropriations thereto; stating the purpose; * * * 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. The Senate recede from Engrossed Senate Amendments 1 thru 6.

2. That Conference Committee Substitute for Engrossed House Bill 1117, attached hereto, be adopted.

CCS for HB 1117—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Board of Equalization and making appropriations thereto; stating the purpose; providing that the 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; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. There is hereby appropriated to the Board of Equalization, 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 Board of Equalization by law:

Fiscal Year
Ending
June 30, 1972

Personal Services (Including
employee retirement and

insurance costs)	\$13,976.00
Operating Expenses	2,406.00
TOTAL	\$16,382.00

SECTION 2. The Secretary of the Board of Equalization shall appoint and fix the duties and compensation of employees necessary to perform the duties imposed upon the Board of Equalization by law. The number and compensation of officials and employees, payable from the appropriation made in Section 1 of this act, shall be subject to the following schedule:

TITLE	NUMBER AUTHOR- IZED	MINI- MUM	MAXI- MUM
Assistant Secretary	1	\$5,200	\$6,600
Stenographer-Clerk	1	4,200	6,000
Total	2		

SECTION 3. The appropriation made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Mountford, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1121 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 1121, Entitled:

(The Court of Tax Review * * * and * * * emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Mountford, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1128 was read and consideration deferred:

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1128, Entitled:

(State Accrediting Agency * * * and * * * emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Mountford, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1134 was read and consideration deferred:

Mr. Speaker

and

Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1134, Entitled:

(The Governor's Committee on Employment of the Handicapped * * * and * * * emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. Restore the Title of Bill to read as follows: "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; and declaring an emergency."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Mountford, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1137 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 1137, Entitled:

(An Act relating to the Office of the Governor-Division of Economic Opportunity * * * and * * * emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. Restore the Title of Bill to read as follows: "An Act relating to the Office of the Governor-Division of Economic Opportunity and making an appropriation thereto; stating the purpose; providing for the appointment and compensation of personnel; providing lapse date; making provisions of this Act severable; and declaring an emergency."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baggett, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Mountford, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1145 was read and consideration deferred:

Mr. Speaker

and

Mr. President

We, your General Conference Committee on Appropriations, to whom was re-

ferred Engrossed House Bill Number 1145,
Entitled:

(The State Mining Board * * * and * * *
emergency)

Together with Engrossed Senate Amend-
ments thereto, beg leave to report that
we have had the same under considera-
tion and herewith return same with the
following recommendations:

1. That the Senate recede from En-
grossed Senate Amendment No. 1.

SENATE CONFEREES: Hamilton,
Vice-Chairman, Baggett, Boecher, Gran-
tham, Howard, Luton, Medearis, Miller,
Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chair-
man, Miskelly, Vice-Chairman, Abbott,
Bradley, Cate, Davis, Fine, Mountford,
Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1147 was
read and consideration deferred:

Mr. Speaker
and

Mr. President

We, your General Conference Commit-
tee on Appropriations, to whom was re-
ferred Engrossed House Bill Number 1147,
Entitled:

(Office of the Securities Commission
* * * and * * * emergency)

Together with Engrossed Senate Amend-
ments thereto, beg leave to report that
we have had the same under considera-
tion and herewith return same with the
following recommendations:

1. That the Senate recede from En-
grossed Senate Amendment No. 1.

HOUSE CONFEREES: Willis, Chair-
man, Miskelly, Vice-Chairman, Abbott,
Bradley, Cate, Davis, Fine, Mountford,
Odom, Sanguin, Skeith, Townsend.

SENATE CONFEREES: Hamilton,
Vice-Chairman, Baggett, Boecher, Gran-

tham, Howard, Luton, Medearis, Miller,
Murphy, Smalley, Terrill.

The following CCR on HB 1150 was
read and consideration deferred:

Mr. Speaker
and

Mr. President

We, your General Conference Commit-
tee on Appropriations, to whom was re-
ferred Engrossed House Bill Number 1150,
Entitled:

(State Soil Conservation Board * * * and
* * * emergency)

Together with Engrossed Senate Amend-
ments thereto, beg leave to report that
we have had the same under considera-
tion and herewith return same with the
following recommendations:

1. That the Senate recede from En-
grossed Senate Amendments Nos. 1, 2, 3
and 4.

SENATE CONFEREES: Hamilton,
Vice-Chairman, Baggett, Boecher, Gran-
tham, Howard, Luton, Medearis, Miller,
Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chair-
man, Miskelly, Vice-Chairman, Abbott,
Bradley, Cate, Davis, Fine, Mountford,
Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1239 was
read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom
was referred Engrossed House Bill No.
1239, and Engrossed Senate Amendments
thereto, by Stratton entitled:

An Act relating to motor vehicles,
amending Section 1, Chapter 185, O.S.L.
1968, as amended by Section 1, Chapter
276, O.S.L. 1969 (22 O.S. Supp. 1970, §
1114.1), Section 2, Chapter 185, O.S.L. 1968
(22 O.S. Supp. 1970, § 1114.2), Section 4 of
Chapter 185, O.S.L. 1968, as amended by
Section 3 of Chapter 276, O.S.L. 1969 (22
O.S. Supp. 1970, § 1114.4), Section 5, Chap-

ter 185, O.S.L. 1968, as amended by Section 4, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.5); providing certain methods and procedures for posting bail for traffic violation charges, providing that out of state arrestees posting bail by personal check must deposit license; providing procedure for personal checks, for deposited license and for receipt in lieu of license; providing for issuance of bench warrants in certain instances; and declaring an emergency,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1239—By Stratton of the House and Lamb of the Senate—An Act relating to motor vehicles; amending Section 1, Chapter 185, O.S.L. 1968, as amended by Section 1, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.1), Section 2, Chapter 185, O.S.L. 1968 (22 O.S. Supp. 1970, § 1114.2), Section 4 of Chapter 185, O.S.L. 1968, as amended by Section 3 of Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.4), Section 5, Chapter 185, O.S.L. 1968, as amended by Section 4, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 1114.5); providing certain methods and procedures for posting bail for traffic violation charges; providing that out of state arrestees posting bail by personal check must deposit license; providing procedure for personal checks, for deposited license and for receipt in lieu of license; providing for issuance of bench warrants in certain instances; 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, as amended by Section 1, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 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 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. If United States currency is used as bail, the defendant, in the presence of the arresting officers, shall deposit the envelope containing the ticket and the bail in the United States mail. 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] SECTION, United States currency, cashiers' checks, postal money orders, instruments commonly known as travelers' checks, 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, shall be considered as cash; PROVIDED THAT AN OUT OF STATE ARRESTEE POSTING CASH BY PERSONAL CHECK SHALL DEPOSIT WITH THE ARRESTING OFFICER A VALID LICENSE TO OPERATE A MOTOR VEHICLE AS PROVIDED IN SUBSECTION (C) OF THIS SECTION, EXCEPT THE RECEIPT SHALL CEASE TO OPERATE AS AN OPERATOR'S LICENSE IF THE PERSONAL CHECK IS NOT HONORED AFTER THE LAST PRESENTMENT. PRESENTMENT OF PERSONAL CHECKS MAY BE MADE UPON RECEIPT BY THE DISTRICT COURT CLERK. All personal checks shall be made payable to the district court clerk.

(b) Depositing with the 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) Depositing with the arresting officer a valid license to operate a motor vehicle, in exchange for a receipt therefor issued by the arresting officer, which shall be recognized as an operator's 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 [into] UNTO the court clerk of the proper state court having jurisdiction over the offense.

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 2, Chapter 185, O.S.L. 1968 (22 O.S. Supp. 1970, § 1114.2), is amended to read as follows:

§ 1114.2 The posting of bail by either of said procedures shall entitle the defendant to receive an official receipt from the arresting officer, on forms approved by the Commissioner of Public Safety, which receipt, if defendant post bail by procedure (c), as hereinbefore mentioned, shall operate in lieu of a driver's or operator's license for a time not in excess of twenty (20) days. [Upon] IF A DEFENDANT DEPOSITS A LICENSE UNDER THE PROCEDURE IN SECTION 1114.1(a) OF THIS ACT AND UPON HIS CHECK BEING HONORED, OR IF DEFENDANT POST BAIL UNDER THE PROCEDURE IN SECTION 1114.1(c) OF THIS ACT AND UPON an appearance to answer the charge or to post bond or electing to plead guilty, by forwarding or mailing to the appropriate court clerk, the cash bail referred to in Section 9 of this act, the defendant's driver's or operator's license shall be returned to him by the court clerk.

SECTION 3. Section 4, Chapter 185, O.S.L. 1968, as amended by Section 3, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 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 for arraignment on the charge against him, or fails to arrange with the court 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 UNDER SECTION 1114.1(c) OF THIS ACT, the court clerk shall immediately forward to the Department of Public Safety the driver's license 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. IF A LICENSE HAS BEEN DEPOSITED UNDER SECTION 1114.1(a) OF THIS ACT AND THE DEFENDANT'S PERSONAL CHECK IS NOT HONORED, THE COURT CLERK SHALL IMMEDIATELY FORWARD TO THE DEPARTMENT OF PUBLIC SAFETY THE LICENSE STATING THAT THE CHECK HAS NOT BEEN HONORED. IF BAIL HAS BEEN FORFEITED, ON MOTION OF THE DISTRICT ATTORNEY, THE COURT SHALL ISSUE A BENCH WARRANT. Provided, however, that [such] BAIL 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, as amended by Section 4, Chapter 276, O.S.L. 1969 (22 O.S. Supp. 1970, § 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 appear-

ance in the case which constituted the basis of his suspension, and either satisfied the charge or posted bond as required by law] SUCH PERSON SHALL BE ELIGIBLE FOR REINSTATEMENT OF HIS DRIVING PRIVILEGE UPON MAKING APPLICATION WITH THE DEPARTMENT AND SHOWING PROOF TO THE DEPARTMENT THAT HE HAS ENTERED AN APPEARANCE IN THE CASE WHICH CONSTITUTED THE BASIS OF HIS SUSPENSION AND SATISFIED THE CHARGE OR POSTED BOND WITH THE COURT AS REQUIRED BY LAW, PROVIDED HE ACCOMPANY HIS APPLICATION WITH A REINSTATEMENT FEE OF TWENTY-FIVE DOLLARS (\$25.00). 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. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Lamb, Martin and Berrong.

FOR THE HOUSE: Stratton, McCune and Frates.

The following CCR on HB 1343 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1343, and Engrossed Senate Amendments thereto, by McCune entitled:

An Act relating to cities and towns; amending 11 O.S. 1961, § 672, as amended by Section 1, Chapter 269, O.S.L. 1970 (11 O.S. Supp. 1970, § 672); * * * and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1343—By McCune of the House and Garrett of the Senate—An Act relating to fees and to cities and towns; amending 28 O.S. 1961, § 101, as last amended by Section 3, Chapter 202, O.S.L. 1969 (28 O.S. Supp. 1970, § 101), to provide for method of collecting fines, fees and costs; amending 11 O.S. 1961, § 672, as amended by Section 1, Chapter 269, O.S.L. 1970 (11 O.S. Supp. 1970, § 672), to provide for election by defendant to satisfy fines and costs by working; authorizing governing body to enact ordinances, rules and regulations for city or town; providing certain limitations on penal ordinances for cities having municipal criminal courts of record; providing certain limitations on penal ordinances for cities or towns having municipal court not of record; limiting fines to twenty dollars under certain conditions after July 1, 1972; amending 11 O.S. 1961, § 795, as amended by Section 14, Chapter 174, O.S.L. 1970 (11 O.S. Supp. 1970, § 795), to provide procedure for collecting fines and costs; directing promulgation and distribution of court rules on method of payment of fines by indigents; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 28 O.S. 1961, § 101, as last

amended by Section 3, Chapter 202, O. S.L. 1969 (28 O.S. Supp. 1970, § 101), is hereby amended to read as follows:

§ 101. The fees herein provided for the clerk of the district court and the sheriff, as provided in this act, and all costs in the prosecution of all criminal actions shall, in case of conviction of the defendant, be adjudged a part of the penalty of the offense of which the defendant may be convicted, whether the punishment for such offense be either imprisonment, or fine, or both, and fixed either by the verdict of the jury, or judgment of the court, trying the case, and IF THE DEFENDANT SHALL REFUSE TO PAY THE FINE, FEES OR COSTS, the payment of such fees and costs, in addition to the payment of the fine assessed, shall be enforced by imprisonment until the same shall be satisfied at a rate of Five Dollars (\$5.00) per day of such fees and costs, or fine, or both, whether the defendant shall perform labor on the public road or highway, or remain in prison. IF THE DEFENDANT IS WITHOUT MEANS TO PAY THE FINE, FEES OR COSTS, THE TOTAL AMOUNT OWED SHALL BE ENTERED UPON THE JUDGMENT DOCKET AND THEREUPON THE SAME REMEDIES SHALL BE AVAILABLE FOR THE ENFORCEMENT OF SAID JUDGMENT AS ARE AVAILABLE TO ANY OTHER JUDGMENT CREDITOR.

SECTION 2. 11 O.S. 1961, § 672, as amended by Section 1, Chapter 269, O.S.L. 1970 (11 O.S. Supp. 1970, § 672), is amended to read as follows:

§ 672. (a) For any purpose mentioned in Title 11, Oklahoma Statutes, the governing body shall have THE power to enact and make all necessary ordinances, rules and regulations, and they shall, also, have THE power to enact and make all such ordinances, bylaws, rules and regulations not inconsistent with the laws of the state as may be expedient for maintaining the peace, good government, and welfare of the city or town, and its trade and commerce; and all ordinances may

be enforced by prescribing and inflicting upon habitants or other persons violating the same, such fine or such imprisonment as authorized by subsections (b) and (c) of this section, or both such fine and imprisonment, as may be just, for any offense recoverable with costs of suit, together with judgment of imprisonment, until the fine and costs be paid or satisfied;] and MAY PROVIDE THAT any person [committed for the nonpayment of fine and costs, or either, while in custody.] FINED FOR VIOLATION OF A CITY ORDINANCE, WHO IS FINANCIALLY ABLE BUT REFUSES OR NEGLECTS TO PAY SUCH FINE AND/OR COSTS, may be compelled to [work] SATISFY SAID FINE AND/OR COSTS BY WORKING on the streets, alleys, avenues, areas and public grounds of the city or town, under the direction of the street commissioner or other proper officer, and such rate per day, as the governing body may by ordinance prescribe, but [not less than Two Dollars (\$2.00) per day, and] not less than Five Dollars (\$5.00) per day [if he performs] FOR useful labor, until such fine [and] AND/OR costs are satisfied.

(b) Cities having a Municipal Criminal Court of Record may enact ordinances prescribing maximum fines of Three Hundred Dollars (\$300.00) or imprisonment not exceeding ninety (90) days or both such fine and imprisonment, BUT SHALL NOT HAVE AUTHORITY TO ENACT ANY ORDINANCE MAKING UNLAWFUL AN ACT OR OMISSION DECLARED BY STATE STATUTE TO BE PUNISHABLE AS A FELONY.

(c) Cities or towns having a Municipal Court Not of Record may enact ordinances prescribing maximum fines of One Hundred Dollars (\$100.00) or imprisonment not exceeding thirty (30) days or both such fine and imprisonment, PROVIDED THAT A CITY OR TOWN HAVING ONLY A MUNICIPAL COURT NOT OF RECORD SHALL NOT HAVE AUTHORITY TO ENACT ANY ORDINANCE MAKING UNLAWFUL ANY ACT OR

OMISSION DECLARED BY STATE STATUTE TO BE PUNISHABLE AS A FELONY.

(d) Cities having both Municipal Criminal Courts of Record and Municipal Courts Not of Record may enact ordinances, within the authority of this section, for both such courts.

(e) [No] ON AND AFTER JULY 1, 1972, NO city can levy a fine of over Twenty Dollars (\$20.00) until Section [2] 672.1 of this [act] TITLE is complied with.

SECTION 3. 11 O.S. 1961, § 795, as amended by Section 14, Chapter 174, O.S. L. 1970 (11 O.S. Supp. 1970, § 795), is hereby amended to read as follows:

§ 795. [All persons] ANY PERSON who shall be convicted in the municipal criminal court of record of a violation of any ordinance of the city and sentenced to pay a fine and costs, who [shall refuse or fail] IS FINANCIALLY ABLE BUT REFUSES OR NEGLECTS to pay such fine and costs, shall be imprisoned in the jail, farm or workhouse of the city, in the discretion of the court, for one (1) day for each five Dollars (\$5.00) of the fine and costs assessed, if he performs useful labor. IF THE DEFENDANT IS WITHOUT MEANS TO PAY THE FINE OR COSTS, THE MUNICIPAL JUDGE MAY DIRECT THE TOTAL AMOUNT DUE TO BE ENTERED UPON THE COURT MINUTES AND TO BE CERTIFIED TO THE DISTRICT COURT OF THE COUNTY WHEREIN THE SITUS OF GOVERNMENT IS SITUATED WHERE IT SHALL BE ENTERED UPON THE DISTRICT COURT JUDGMENT DOCKET AND SHALL HAVE THE FULL FORCE AND EFFECT OF A DISTRICT COURT JUDGMENT. THEREUPON, THE SAME REMEDIES SHALL BE AVAILABLE FOR THE ENFORCEMENT OF SAID JUDGMENT AS ARE AVAILABLE TO ANY OTHER JUDGMENT CREDITOR.

SECTION 4. Section 18, Chapter 391, O.

S.L. 1968 (11 O.S. Supp. 1970, § 958.28), is hereby amended to read as follows:

§ 958.28 *[The payment of]* IF A DEFENDANT WHO IS FINANCIALLY ABLE REFUSES OR NEGLECTS TO PAY a fine or costs or both, PAYMENT may be enforced by imprisonment until the same shall be satisfied at the rate of Two Dollars (\$2.00) per day. IF THE DEFENDANT IS WITHOUT MEANS TO PAY THE FINE OR COSTS, THE MUNICIPAL JUDGE MAY DIRECT THE TOTAL AMOUNT DUE TO BE ENTERED UPON THE COURT MINUTES AND TO BE CERTIFIED TO THE DISTRICT COURT OF THE COUNTY WHEREIN THE SITUS OF GOVERNMENT IS SITUATED WHERE IT SHALL BE ENTERED UPON THE DISTRICT COURT JUDGMENT DOCKET AND SHALL HAVE THE FULL FORCE AND EFFECT OF A DISTRICT COURT JUDGMENT. THEREUPON THE SAME REMEDIES SHALL BE AVAILABLE FOR THE ENFORCEMENT OF SAID JUDGMENT AS ARE AVAILABLE TO ANY OTHER JUDGMENT CREDITOR.

SECTION 5. A. Any defendant found guilty of an offense in any court of this state may be imprisoned for nonpayment of the fine and/or costs when the trial court finds that the defendant is financially able but refuses or neglects to pay the fine and/or costs. In no case may a sentence to pay a fine be converted into a jail sentence automatically, i.e., without a hearing and a judicial determination, memorialized of record, that the defendant is able to satisfy the fine and costs by payment but refuses or neglects so to do.

B. After a judicial determination that the defendant may be able to pay the fine and costs in installments, the court may order the fine and costs to be paid in installments and shall set the amount and due date of each installment.

C. The Court of Criminal Appeals shall implement procedures and rules for methods of payment of fines and/or costs by indigents, which procedures and rules

shall be distributed to all district courts and municipal courts by the Court Administrator.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Garrett, Young, and Howell.

FOR THE HOUSE: McCune, York, and Elder.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1440, requesting Conference and naming Conferees as follows: Mountford, Skeith and Musgrave.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 19, 1971, of Enrolled SB 123 entitled:

SB 123—By Howard et al of the Senate and McCune of the House—An Act relating to elections; amending 26 O.S. 1961, § 274; providing voting machine specifications; * * * and declaring an emergency.

RESOLUTION

Senator Miller introduced SR 48.

Senator Miller asked unanimous consent that all members of the Senate be made co-authors of SR 48, which was the order.

SR 48, as co-authored, was read at length as follows, adopted upon motion of Senator Miller and ordered referred for enrollment:

SR 48—By Miller, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpad-

den, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young—A Resolution recognizing Billy Joe Pevehouse as he was in life, an inspiration to all, and the void created upon his death; and directing distribution of this Resolution to his beloved parents, school and college.

WHEREAS, throughout history a banner has been hoisted to wave to the world that the circumstances of poverty, race, handicap or health are so heavy that the victorious race of life cannot be obtained, but rather life must be an existence on the sidelines; and

WHEREAS, faith decrees an exception, an example to all, of one who refused to surrender to circumstances by courageously entering the race whereby all the witnesses declared him "the winner"; and

WHEREAS, Billy Joe Pevehouse contracted polio in 1951 at the age of twelve and though the cruel paralyzing disease enslaved his body and immobilized his limbs, it never captured his mind or spirit; and

WHEREAS, the iron lung, the hospital confinement, and the wheelchair and bed were only mountains to be moved by faith and grounds for its exercise; and in addition, the deep sorrows of heartache and disappointment matured into a sweet nectar in his life; and

WHEREAS, Bill Pevehouse was thankful for his normal life, normal but without strong arms for lifting, without useful hands for gripping and without swift feet for running, and all of these adversities only brought a smile of compassion to his face; and

WHEREAS, Bill set goals for his life and accomplished them; he continued his education and received a master's degree at East Central State College; he traveled; he satisfied his love for sports as a spectator; he earned a living and was an outstanding counselor at Byng High

School; but most of all he gained a place in this world by giving himself to others and inspiring others to be all that they should be; and

WHEREAS, Bill Pevehouse could testify of an experience as did the Apostle Paul who had a thorn in the flesh and the Lord said, "My grace is sufficient for thee; for my strength is made perfect in weakness." And Paul testified, "Most gladly therefore will I rather glory in my infirmities, that the power of Christ may rest upon me. Therefore I take pleasure in infirmities, in reproaches, in necessities, in persecutions, in distresses for Christ's sake; for when I am weak, then am I strong." Truly, Bill was triumphant in life; and so was he when death gripped his body of clay on the 1st day of March, 1971; and

WHEREAS, the Oklahoma State Senate takes this special occasion to acknowledge the radiant life and Christian example of Billy Joe Pevehouse and to express in behalf of mankind the great loss suffered by his death.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The members of this Legislative Body recognize a humble young man who accomplished more with infirmities than many do who are better endowed. The life of Mr. Billy Joe Pevehouse is hereby acknowledged as an inspiring example to all mankind and to that same great extent his death created a vacuum in the lives of his beloved parents, friends and acquaintances.

SECTION 2. Duly authenticated copies of this Resolution shall be distributed to the beloved parents of Billy Joe Pevehouse, Mr. and Mrs. A. E. Pevehouse, Byng High School and East Central State College.

PENDING SENATE ACTION

SCR 48 by Smalley, Murphy, Baggett,

Garrison, Grantham, and Luton of the Senate and Cate and Wolf (Leland) of the House was called up for consideration.

Senator Smalley asked unanimous consent that all members of the Senate be made co-authors of **SCR 48**, which was the order.

SCR 48, as co-authored, was read at length, adopted upon motion of Senator Smalley and ordered referred for engrossment.

RESOLUTION

Senator McCune introduced **SR 49**.

Senator McCune asked unanimous consent that all members of the Senate be made co-authors of **SR 49**, which was the order.

SR 49, as co-authored, was read at length as follows, adopted upon motion of Senator McCune and ordered referred for enrollment:

SR 49—By McCune, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution expressing pride and extending congratulations to Mrs. Betty Anthony Zahn for her receiving the 1971 National Award for Mother of the Year; and directing distribution.

WHEREAS, Mrs. Betty Anthony Zahn from Oklahoma City, Oklahoma, was chosen by the American Mothers Committee as the "1971 Mother of the Year"; and

WHEREAS, Mrs. Zahn's qualifications for receiving this honor have been exemplified and affectionately bestowed for many years upon her four children and three grandchildren; and

WHEREAS, Mrs. Zahn was selected for the national award from 52 mothers representing the 50 states, Washington, D. C. and Puerto Rico; and

WHEREAS, Mrs. Zahn has contributed great service in a leadership capacity to many worthwhile and commendable church, civic and social organizations; and

WHEREAS, it is fitting that this Honorable Body express its pride on behalf of the people of Oklahoma to the Mother of the Year, for her contribution not only to motherhood and family but to the people of Oklahoma.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate hereby expresses pride and extends congratulations to Mrs. Betty Anthony Zahn for her receiving the national award "1971 Mother of the Year".

SECTION 2. Copies of this Resolution shall be forwarded to Mrs. Betty Anthony Zahn; her husband, Mr. Fred Zahn; her father, Mr. C. R. Anthony; her three sons, Anthony Zahn, Guy Zahn and Lieutenant Richard Zahn; and her daughter, Betsy Zahn.

ANNOUNCEMENT — GCCA

Senator Hamilton announced that five (5) Subcommittees had been appointed to consider and perfect all bills assigned to the General Conference Committee on Appropriations.

By unanimous consent, upon request of President Pro Tempore Smith, a list of the membership of the Subcommittees of the General Conference Committee on Appropriations is incorporated herein, and is as follows:

GENERAL CONFERENCE — 1971 SESSION

Senator McSpadden and Representative

Willis, Co-chairmen, Senator Hamilton and Representative Miskelly - Co-Vice-chairmen.

Senate Membership House Membership

**GENERAL CONFERENCE COMMITTEE
SUB-COMMITTEES**

GENERAL GOVERNMENT

Baldwin -	Bradley- Vice-
Chairman	Chairman
Grantham	Davis
Howard	Hargrave
Graves (alt.)	Spearman (Alt.)

EDUCATION

Miller-Vice	Abbott -
Chairman	Chairman
Hamilton	Cate
Smalley	Odom
Terrill	Willis
Baggett	Miskelly

**SOCIAL SERVICES — PUBLIC AND
MENTAL HEALTH**

Taliaferro -	Sparkman - Vice-
Chairman	Chairman
Luton	Andrews
Boecher	Mountford
Trent (Alt.)	Stratton (Alt.)

PUBLIC SAFETY AND HIGHWAYS

Murphy -	Skeith - Vice-
Chairman	Chairman
Rogers	Bamberger (Alt.)
Terrill	Miskelly
Lane (Alt.)	Townsend
Nichols (Alt.)	

**REGULATORY AND NATURAL
RESOURCES**

Hamilton - Vice	Greenhaw-
Chairman	Chairman
McSpadden	Fine
Medearis	Payne (Alt.)
Hargrave (Alt.)	Sanguin

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, the Senate concurred in HAS to SB 101.

SB 101, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent, Williams.—32.

Nay: Baggett, Birdsong, Rogers.—3.

Excused: Bradley, Ferrell, Garrett, Ham, Keels, Lamb, Luton, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Young.—13.

The Bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent, Williams.—32.

Nay: Baggett, Birdsong, Rogers.—3.

Excused: Bradley, Ferrell, Garrett, Ham, Keels, Lamb, Luton, McSpadden, Porter, Stansberry, Stipe, Taliaferro, Young.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING SENATE ACTION ON CCR

Upon motion of Senator Grantham the Senate refused to adopt CCR on SB 7 and asked the Honorable House to grant a further conference, the Senate reappointing its original Conferees.

DECLARATION OF VOTE

Senator Phillips asked that the record show had he been present at the time of Third Reading and final passage of **HB 1325** he would have voted AYE on the Bill, which was the order.

GENERAL ORDER

HB 1455 by Finch and Payne of the House and Baggett of the Senate was read and considered.

Senators Stipe, McSpadden, Luton and Young asked to be shown present, which was the order.

Senator Hamilton moved to amend **HB 1455**, Pages 1 thru 18 as follows: by striking Section 1, which amendment was declared adopted.

Upon motion of Senator Baggett, **HB 1455**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **HB 1455**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1455 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, Capps, Crow, Dahl, Field, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lane, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Garrison, Grantham, Luton, Medearis, Williams.—5.

Excused: Bradley, Ferrell, Garrett, Ham, Inhofe, Keels, Lamb, Martin, Porter, Stansberry, Taliaferro.—11.

The bill was declared passed.

HB 1455 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 146, 271 and 323 and **HB 1210** each correctly engrossed.

SBs 14, 109, 149, 159, 226, 275 and **SCR 47** each correctly enrolled.

Engrossed **SBs 146, 271, and 323** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1210**, together with engrossed **SAs** was properly signed and ordered returned to the Honorable House.

Enrolled **SBs 14, 109, 149, 159, 226 and 275** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 47** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 343 by Hamilton, Smith, Howell, Medearis and Hargrave was read and considered.

Senator Baggett moved to amend **SB 343**, Page 12, Line 6 as follows: by striking after the word "limitations" the word "Ex" and Line 7 and substitute therefor the following: "Upon appropriation by the Legislature expenditures may be made from such fund for the acquisition", which amendment was tabled upon motion of Senator Baldwin, the roll call thereon being as follows:

Aye: Baldwin, Capps, Crow, Dahl, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, McCune, McGraw, McSpadden, Medearis, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams.—25.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Field, Howard, Keels, Luton, Martin, Miller, Murphy, Rogers, Young.—13.

Excused: Boecher, B r a d l e y, Ferrell, Garrett, Ham, Lamb, Lane, Porter, Stansberry, Taliaferro.—10.

Upon motion of Senator Hamilton, **SB 343** was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SB 343** was considered engrossed and placed on third reading and final passage.

Senator Garrett asked to be shown present, which was the order.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams.—33.

Nay: Martin, Miller, Young.—3.

Excused: Baggett, Bradley, Ferrell, Ham, Howard, Keels, Lamb, Medearis, Porter, Rogers, Stansberry, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams.—33.

Nay: Martin Miller, Young.—3.

Excused: Baggett, Bradley, Ferrell, Ham, Howard, Keels, Lamb, Medearis, Porter, Rogers, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 343 was referred for engrossment.

GENERAL ORDER

HB 1357 by Townsend, et al, of the House and Smith of the Senate was read and considered.

Senator Williams asked to be made a co-author of **HB 1357**, which was the order.

Senator Payne presiding.

Senators Smith, Stipe and Payne moved to amend **HB 1357**, Page 6, Line 3 by striking after the word "and" the balance of the sentence and substituting the following language: "Forty-nine percent (49%) shall be allocated to the schools of the county on an ADA basis, and forty-nine percent (49%) shall go to the General Fund of the county.", which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, **HB 1357** as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **HB 1357**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Lamb asked to be shown present, which was the order.

THIRD READING

HB 1357 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Trent.—1.

Excused: Berrong, Bradley, Ferrell, Garrison, Ham, Hargrave, Howard, Inhofe, Luton, Miller, Porter, Rogers, Stansberry, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: Trent.—1.

Excused: Berrong, Bradley, Ferrell, Garrison, Ham, Hargrave, Howard, Inhofe, Luton, Miller, Porter, Rogers, Stansberry, Taliaferro.—14.

The emergency was declared passed.

HB 1357 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

HB 1366 by Mountford, et al, of the House and Phillips of the Senate was read and considered.

Senator Phillips moved to amend HB 1366, Page 1 as follows: striking the enacting clause, which amendment was declared adopted.

Upon motion of Senator Phillips, HB 1366, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, HB 1366, as amended, was considered engrossed and placed on third reading and final passage.

Senator Ferrell asked to be shown present, which was the order.

THIRD READING

HB 1366 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, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis,

Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Crow, Ferrell, Ham, Hargrave, Luton, Miller, Porter, Rogers, Stansberry, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Crow, Ferrell, Ham, Hargrave, Luton, Miller, Porter, Rogers, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1366 was referred for engrossment.

GENERAL ORDER

SB 248 by Garrett was taken up for further consideration.

Senator Murphy moved to amend SB 248, Page 1, Line 9, as follows:

Title 11 Oklahoma Statutes (1970 Supp.) Section 481 as amended to read as follows:

Section 2. The city council, in its discretion, may add to the city such other territory adjacent to the city limits as it may deem proper, and shall have power to increase or diminish the city limits in such manner as in its judgment and discretion may redound to the benefit of the city. Provided, that in no case shall any additional territory, except when subdivided into tracts or parcels of less than five acres with more than one residence thereon, be added to the city limits without the consent in writing of the owners of a majority of the whole number of

acres owned by residents of the territory to be added, except that when three sides of such additional territory is adjacent to, or abutting on, property already within the city limits, such territory may be added to the city limits WITH THE CONSENT IN WRITING OF THE OWNERS OF ONE-THIRD (1/3) OF THE WHOLE NUMBER OF ACRES OWNED BY RESIDENTS OF THE TERRITORY TO BE ADDED. Provided, further, that where the territory sought to be added is separated from the city limits by such strip it shall be considered as adjacent or abutting within the meaning of this section; AND, PROVIDED, THAT TERRITORY WITHIN AND ADJACENT TO THE CITY LIMITS WHICH CANNOT BE GIVEN, OR WITHIN A REASONABLE TIME ARE NOT AFFORDED, SUBSTANTIALLY THE SAME MUNICIPAL SERVICES AS THE CITY CUSTOMARILY AND ORDINARILY PROVIDES TO A MAJORITY OF THE PROPERTIES OCCUPIED BY RESIDENTS OF THE CITY, SHALL BE DEANNEXED; PROVIDED SUCH DEANNEXED AREA SHALL BE SUBJECT TO THE JURISDICTION OF A COUNTY PLANNING AND ZONING AUTHORITY. DEANNEXATION THEREOF MAY BE REQUIRED BY ORDER OF THE DISTRICT COURT UPON PETITION THEREFOR BY OWNERS OF A MAJORITY OF THE AREA OF SUCH TERRITORY, PROVIDED THE DIRECTOR OF THE DEPARTMENT OF COMMUNITY AFFAIRS AND PLANNING AFTER THOROUGH INVESTIGATION CERTIFIES TO THE COURT THAT WHEN SUCH TERRITORY IS DEANNEXED, IT SHALL BE SUBJECT TO THE JURISDICTION OF A GOVERNING BODY ACTIVELY INVOLVED IN ADEQUATELY PLANNING AND ZONING SUCH DEANNEXED AREA. TRACTS of land in excess of forty acres shall not be subject to city taxes when located within a city or town and when used for industrial or commercial purposes. Provided, further, that tracts of

land in excess of five acres utilized by persons engaged in farming or ranching, and all horses, cattle, mules, asses, sheep, swine, goats, and other livestock, and all agricultural implements and machinery and household goods located thereon, shall not be subject to city taxes, unless the city or town affected furnishes municipal services as ordinarily furnished to a majority of the city residents.

Senator Murphy asked unanimous consent that his foregoing amendment be withdrawn, which was the order.

Senator Garrett raised the question of "No Quorum." The Presiding Officer ordered the roll called, following which he declared a quorum present.

Upon motion of Senator Garrett, **SB 248**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 248**, as amended, was considered engrossed and placed on 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: Boecher, Crow, Field, Garrett, Hargrave, Holden, Howell, Lane, McSpadden, Martin, Murphy, Nichols, Phillips, Smith, Stipe, Terrill, Young.—17.

Nay: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Garrison, Grantham, Graves, Hamilton, Inhofe, Lamb, McCune, McGraw, Medearis, Payne, Rogers, Smalley, Williams.—20.

Excused: Baggett, Bradley, Ham, Howard, Keels, Luton, Miller, Porter, Stansberry, Taliaferro, Trent.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which **SB 248** failed of passage.

GENERAL ORDER

Senator Smalley presiding.

SB 298 by Terrill and Smith was read and considered.

President Pro Tempore Smith moved to amend **SB 298**, Page 1, the Title, by amending said title to conform to the Act, which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 298**, Page 3, Line 17, by inserting after the word "state" the following: "or any other state or the Federal Government," which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 298**, Page 15, Line 14, by inserting after the designation "SECTION 9." the following: "Except as provided in this section, the responsibility for the conduct of the relocation assistance programs shall be with the state agency authorizing or requiring the relocation." which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 298**, Page 16, Lines 6 through 9, as follows: by striking after the word "programs." the balance of Line 6 and all of Lines 7, 8, and 9, which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 298**, Page 18, Line 4½, by inserting a new SECTION 14 to read as follows: "SECTION 14. Nothing in this Act shall be construed as creating in any condemnation proceedings brought under the power of eminent domain, any element of value or of damage not in existence immediately prior to the date of enactment of this Act." and by renumbering succeeding Sections, which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 298**, Page 18, Line 11½ by inserting a new SECTION 15 as follows: "SECTION 15. This Act shall become operative on July 1, 1971," and by renumbering succeeding sections, which amendment was declared adopted.

President Pro Tempore Smith moved to

amend **SB 298**, Page 18, Line 15½ by inserting a new SECTION 16 as follows: "SECTION 16. It being immediately necessary for the preservation of the public peace, health, and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval." which amendment was declared adopted.

Upon motion of Senator Terrill **SB 298**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 298**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 298 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Holden, Howard, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—30.

Nay: Berrong, Boecher, Field, Garrison, Hamilton, Howell, Inhofe, Williams.—8.

Excused: Baggett, Bradley, Capps, Ham, Hargrave, Luton, Miller, Porter, Stansberry, Taliaferro.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lane, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Boecher, Hamilton, Inhofe, Williams.—4.

Excused: Baggett, Bradley, Crow,

Ham, Hargrave, Lamb, Luton, Medearis, Miller, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 298 was referred for engrossment.

GENERAL ORDER

HB 1352 by Whorton, et al, of the House and McSpadden of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1352 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1352 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1352 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, G a r r i s o n, Grantham, Graves, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—33.

Nay: Howard.—1.

Excused: B a g g e t t, Berrong, Bradley, Ham, Hamilton, Hargrave, Keels, Medearis, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, G a r r i s o n, Grantham, Graves, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—33.

Nay: Howard.—1.

Excused: B a g g e t t, Berrong, Brad-

ley, Ham, Hamilton, Hargrave, Keels, Medearis, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro.—14.

The emergency was declared passed.

HB 1352 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed SB 7, and naming same House conferees.

GENERAL ORDER

HB 1404 by Briscoe, et al, of the House and McSpadden of the Senate was read and considered.

Upon motion of Senator McSpadden, HB 1404 was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, HB 1404 was considered engrossed and placed on third reading and final passage.

Senator Payne presiding.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, G a r r i s o n, Grantham, Graves, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smith, Stipe, Trent, Williams, Young.—33.

Nay: Garrett.—1.

Excused, Baggett, Bradley, Ham, Ham-ilton, Hargrave, Keels, Medearis, Miller, Porter, Rogers, Smalley, Stansberry, Taliaferro, Terrill.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, G a r r i s o n, Grantham, Graves, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols,

Payne, Phillips, Smith, Stipe, Trent, Williams, Young.—33.

Nay: Garrett.—1.

Excused, Baggett, Bradley, Ham, Hamilton, Hargrave, Keels, Medearis, Miller, Porter, Rogers, Smalley, Stansberry, Taliaferro, Terrill.—14.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator McSpadden moved that the vote be reconsidered by which HB 1404 passed.

As provided under Rule 19b, Senator McSpadden moved that the vote be reconsidered by which the Emergency Section of HB 1404 passed.

Senator Ferrell asked for consideration of his motion to reconsider the vote by which HB 1405 failed of passage, which motion was adopted, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Ham, Hamilton, Hargrave, Luton, Medearis, Miller, Porter, Stansberry, Taliaferro.—11.

THIRD READING

On the question of passage of House Bill 1405, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Terrill, Trent, Williams, Young.—36.

Nay: Smalley.—1.

Excused: Baggett, Bradley, Ham, Hargrave, Luton, Medearis, Miller, Porter, Stansberry, Stipe, Taliaferro.—11.

The bill was declared passed.

HB 1405 was referred for engrossment.

THIRD READING

SB 339 was called up for further consideration.

Senator Rogers asked to be made a co-author of SB 339, which was the order.

SB 339 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Young.—33.

Excused: Baggett, Birdsong, Bradley, Ham, Hargrave, Howard, Howell, Medearis, Miller, Murphy, Porter, Smith, Stansberry, Taliaferro, Williams.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Capps, Garrett, Ham, Hargrave, Holden, Keels, Medearis, Miller, Nichols, Porter, Stansberry, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 339 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Smalley asked for consideration of his motion to reconsider the vote by which HB 1325 passed, which motion was tabled upon motion of Senator Luton.

HB 1325 referred for engrossment.

PENDING SENATE ACTION ON CCR

Upon motion of Senator McSpadden, the Senate refused to adopt the CCR on SB 91 and requested further conference, said Bill to be re-referred to the GCCA.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Smalley, the request of the Honorable House for a conference on HB 1440 was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1440: Senators Smalley, Payne, and Boecher.

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, with Senator Payne presiding, who made the following announcements:

The Senate, in Executive Session and upon motion of Senator Inhofe, advised and consented to the confirmation of IRVINE E. UNGERMAN, Tulsa, as a Member of the State Board of Corrections for a six (6) year term ending March 15, 1977, and effective upon Senate confirmation. Mr. Ungerman succeeds Mr. Pat Malloy.

The Senate, in Executive Session and upon motion of Senator Stipe, advised and consented to the confirmation of MRS. ELNA KIRKLAND JUERGENS, McAlester, as a Member of the State Board of Education for a six (6) year term ending July 1, 1977, and effective upon Senate confirmation. Mrs. Juergens succeeds Mr. Glenn Yaha.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 14, 109, 149, 159, 226 and 275.

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 47.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

CONFERENCE COMMITTEE REPORT

The following Second CCR on SB 7 was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred SB 7—By Grantham, Luton, Lamb of the Senate and Boettcher, Conaghan of the House, entitled:

An Act relating to bailiffs; *** directing recodification; 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:

No. 1. That the House recede from Amendment No. 1 and Amendment No. 3, and the Senate accept Amendments 2, 4, 5, 6, 7, and 8.

No. 2. That the following Conference Committee Amendments be adopted:

No. 1. Page 1, Section 1, Line 21 by deleting the words and numerals "fifty thousand (50,000)" and inserting in lieu the words and numerals "forty thousand (40,000)"

No. 2. Page 1, Section 1, Line 31, after the word "month" Strike lines 32, 33, and 34 and insert the following: "unless in

counties of over three hundred thousand (300,000) the appointing Judge certifies that such bailiff is a competent legal secretary who is qualified in typing, shorthand, or stenograph machine, plus general office procedure, and that the duties of such bailiff shall include that of secretary to the Judge, in which event such salary shall not exceed Five Hundred Fifty Dollars (\$550.00) per month, said salary to be established in all counties by the concurring order of a majority of the district and associate district judges regularly serving in the county."

No. 3. Page 1, Line 10, Make Title to conform - After the word "COUNTIES;" and before the word "REPEALING" insert "PROVIDING FOR CERTIFICATION OF CERTAIN BAILIFFS AS LE-

GAL SECRETARIES IN CERTAIN COUNTIES;"

FOR THE SENATE: Grantham, Luton and Garrison.

FOR THE HOUSE: Boettcher, Conaghan and York.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, May 20, 1971, at 11:00 o'clock A.M., which motion prevailed.

BILL RELEASED

Engrossed HB 1357 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, May 20, 1971, at 11:00 o'clock A.M.

Seventy-seventh Legislative Day

Thursday, May 20, 1971

Pursuant to adjournment, the Senate was called to order by Senator Payne, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Baggett, Bradley, Capps, Garrett, Ham, Miller, Porter, Taliaferro.—8.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Nichols:

Let us seek guidance for this day from Him who blesses all the earth — all men everywhere.

Let us observe a minute of silent prayer on behalf of Senator Taliaferro.

For all that we are, for all that we have accomplished, for the privilege of choice, even if our choice may have been wrong in the eyes of other men, yet Father, as we stand for what we believe to be right, for each privilege and blessing of life, we thank you.

We do come asking for forgiveness for the errors of life, that we have committed against you or our fellow man, also for our impatience with others as well as with ourself.

We ask for guidance through this day, and for your divine presence in our lives as these men search out the ways of truth and direction for their people.

As we enter into deliberations, we realize that we each carry our own special interest in our hearts, but Father, we ask that we may be able to lay aside these interests and search for what is best for the most.

Father, these men do not have an easy task, for upon them rest the welfare of the people of Oklahoma. The welfare of all people regardless of who they are or where they live. We therefore pray that as we cast shadows across our wonderful state, that these shadows will be for all mankind as refreshing as a spring shower, as lasting as the seasons of the years.

Thank you Father for the privilege of being thy servant and the opportunity of serving these men.

President Pro Tempore Smith presiding.

The following remarks of Reverend Wayne Sigler are incorporated herein at the request of President Pro Tempore Smith:

The past three days as Chaplain of the Oklahoma State Senate has been for me a new experience and a great honor, not only for me but for all the ministers and churches of Senator Nichol's district. And we wish to say, thank you gentlemen for the privilege to serve you in this capacity.

As I roamed the hills of Missouri as a boy, my dreams did not include this past week but to each of you who make up the Senate of our great state of Oklahoma. You shall always be in my prayers, and

I thank God I have had the good fortune to have known and served you in this capacity.

The Journal for the last legislative day was declared approved.

COMMUNICATIONS

A delegation from Tulsa Junior College represented by the following: Debbie Allyn - Tulsa; Joseph Digges, Tulsa; James M. Smith, Tulsa; Randall Knowles, Sand Springs, David S. Jones, Jr., Tulsa and Dr. Al Phillips, President of the College, presented the Senate with a scroll of 1142 signatures, and the following communication which is herein incorporated upon the request of President Pro Tempore Smith:

STATE LEGISLATURE PEOPLE OF OKLAHOMA

Honorable Sirs:

We the students of Tulsa Junior College wish to express our sincere appreciation to the Legislators of the State of Oklahoma for the time and effort put forth in the establishment of Tulsa Junior College.

The undersigned are but a small fraction of the students now receiving the benefits of Tulsa Junior College. These names do not reflect the many thousands of students who will receive benefits in the years to come from this institution.

We would like to present this scroll to the State of Oklahoma as a small token of thanks.

The following communication was read and is incorporated herein upon the unanimous consent request of Senator Terrill: The Honorable Denzil D. Garrison

Oklahoma State Senate
State Capitol
Oklahoma City, Oklahoma 73105
Dear Senator Garrison,

On behalf of all the Oklahoma families of men Missing-in-action or Prisoner-of-war, I would like to express our deep

appreciation to you for your efforts in planning the Joint Session to honor our men.

It was indeed a great tribute to our loved ones and it made us all so very proud. I know how proud they will be someday when they learn just how much their great state of Oklahoma did care!

I would especially like to thank you for your kind attention to my son, Eddie. By having him made an Honorary Page in the Senate you gave him the thrill of his lifetime! He hasn't talked of anything else and can hardly wait until he is 14 now!

Again may I say Thank You for all your efforts and please say Thank you to all who had any part in planning the Joint Session.

Sincerely,
Barbara Fieszel

Mrs. Clifford W. Fieszel —Oklahoma State Coordinator National League of Families of American Prisoners and those Missing In Southeast Asia.

UNANIMOUS CONSENT REQUEST

President Pro Tempore Smith asked unanimous consent, which was granted, that the Rules be suspended for the balance of this legislative session and that Citations be used in place of Resolutions for commendations, congratulations, and condolences to individuals or organizations or to give recognition to an important event; and, that such Citations shall issue upon the signature of the President Pro Tempore, acting on behalf of the Oklahoma State Senate, and such Citations shall not be enrolled or reflected in the Senate Journal, except upon special action taken thereon by the Senate.

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 201—Commerce.

SB 292—Commerce.

SB 325—Industrial and Labor Relations.

SB 330—Judiciary.

SB 344—Roads and Highways, co-authored by Senators Lane and Phillips.

SB 345—Judiciary.

SB 346—Industrial and Labor Relations.

SB 349—Roads and Highways, co-authored by Senator Phillips.

SB 354—Judiciary.

SB 355—Revenue and Taxation.

SJR 31—Roads and Highways.

HB 1060—Parks, Forestry, Industrial Development.

HB 1175—Revenue and Taxation.

DO PASS, as amended:

SB 351—Revenue and Taxation.

WITHOUT RECOMMENDATION:

SB 291—Revenue and Taxation.

FIRST READING

The following Bills and Resolutions were introduced and read the first time:

SB 357—By Graves—An Act relating to industrial housing; adopting the standards of the Federal Department of Housing and Urban Development for factory-built housing, housing prototypes, subsystems, materials and components on a statewide basis; making certificate of State Director of Federal Agency prima facie evidence of acceptability of products and materials; and declaring an emergency.

SB 358—By Murphy—An Act pertaining to the Oklahoma State System of higher education; providing that boards of regents, institutions and agencies in the system may purchase general liability insurance; providing that premiums shall be paid from nonstate appropriated funds; fixing limits of liability; providing for waiver of state immunity to agencies purchasing said insurance; and declaring an emergency.

SJR 33—By Smith of the Senate and

Privett of the House—A Joint Resolution relating to banks and trust companies; amending Section 415, Chapter 161, O.S.L. 1965, as last amended by Section 7, Chapter 321, O.S.L. 1970 (6 O.S. Supp. 1970, § 415); providing, subject to board approval, for drive-in or walk-up facilities separated from a bank's main building; providing a maximum of distance, or method for calculating the same; providing remedial relief to concerned parties; providing penalties; and declaring an emergency.

SECOND READING

The following Bills were read the second time and referred to Committees indicated:

SB 356—Agriculture.

HB 1420—Wildlife.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1192—By Harrison, McCune, Wayland, Bengtson, York, Draper, Kilpatrick, Bamberger, Hill (Archibald), Gooden, Boettcher, Wiedemann, Coffin, Cox and Robinson—An Act relating to the termination of joint tenancy and/or life tenancy; prescribing procedure for determining death; prescribing procedure thereof in lieu of, and as an alternative of, judicial determination thereof; directing codification; and declaring an emergency.

HB 1235—By Witt of the House and Phillips and Garrison of the Senate—An Act creating the Eastern Trails Museum Commission; stating purpose; providing for membership, appointment, qualifications and term of office; authorizing reimbursement of travel expenses; providing for removal of Commissioner; requiring bond; prescribing organization of Commission, quorum, officers, meetings and an annual report; designating duties of secretary; stating records shall be open for inspection; granting powers and authority; designating location of museum; creating a revolving fund in the State

Treasury, authorizing expenditures and requiring annual audit; providing for severability; and declaring an emergency.

HB 1443—By Cox, Spearman, Fine, Sanguin, Elder, Bradley, Harper, Wynn, Wiedemann, Coffin, Gooden and Boatner—An Act relating to revenue and taxation; providing for exemption from estate tax one-half value of homestead owned by decedent and surviving spouse as joint tenants and acquired during coverture; declaring provisions will not repeal, modify or alter 68 O.S. Supp. 1970, § 807 (a), Subsection 1; and declaring and emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 165, 194, as coauthored by Sparkman, Bradley and Green, SB 217 and SB 315, as co-authored by Willis.

The above numbered Bills were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 310, 343, SCR 48, HBs 1352, 1366, 1405 and 1455 each correctly engrossed.

SRs 48 and 49 each correctly enrolled.

Engrossed SBs 310, 343, and SCR 48 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1352, 1366, 1405 and 1455, together with engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SRs 48 and 49 were properly signed and ordered transmitted to the Secretary of State.

COMMITTEE REPORT

DO PASS: SB 356—Agriculture.

GENERAL ORDER

SB 308 by Grantham of the Senate and Boettcher, et al, of the House was read and considered.

Senators Dahl, McGraw, Holden and

Breckinridge asked to be made co-authors of SB 308, which was the order.

Upon motion of Senator Grantham, SB 308, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 308, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 308 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Murphy, Rogers, Williams, Young.—24.

Nay: Boecher, Hamilton, Howell, Luton, Medearis, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent.—13.

Excused: Baggett, Berrong, Bradley, Capps, Garrett, Ham, Howard, Miller, Porter, Stansberry, Taliaferro.—11.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Grantham moved that the vote be reconsidered by which SB 308 failed of passage.

GCCA - APPOINTMENT

President Pro Tempore Smith announced the appointment of Senator Martin as an alternate to the General Conference Committee on Appropriations.

GENERAL ORDER

SJR 22 by Young of the Senate and Hancock of the House was read and considered.

Upon motion of Senator Young, SJR 22 was advanced to engrossment.

By unanimous consent, upon request of

Senator Young, SJR 22 was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 22, as amended, was read for the third time at length, as follows:

SJR 22, as amended—By Young of the Senate and Hancock of the House—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 27 of Article II of the Constitution of the State of Oklahoma requiring persons to testify or produce evidence tending to establish guilt of others although self-incriminating; providing for immunity of persons so testifying or producing evidence; and repealing laws in conflict.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Section 27 of Article II of the Constitution of the State of Oklahoma:

§ 27. Any person having knowledge or possession of facts that tend to establish the guilt of any other person or corporation [charged with an offense against] UNDER the laws of the state, shall not be excused from giving testimony or producing evidence, when legally called upon so to do, on the ground that it may tend to incriminate him under the laws of the state; but no person shall be prosecuted or subjected to any penalty or forfeiture for or on account of any transaction, matter, or thing concerning which he may so testify or produce evidence. ALL OTHER PROVISIONS OF THE CONSTITUTION OR THE LAWS OF THIS STATE IN CONFLICT WITH THE PROVISIONS OF THIS CONSTITUTIONAL AMENDMENT ARE HEREBY EXPRESSLY REPEALED.

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 Section 27 of Article II of the Constitution of the State of Oklahoma to provide that persons may be required to testify or produce evidence tending to establish the guilt of others although incriminating as to themselves and providing for immunity from prosecution, penalty or forfeiture for persons so required to testify or produce evidence 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 above ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. The proposed amendment to the Constitution of the State of Oklahoma as set forth in Section 1 of this Resolution shall be submitted at the next special election 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, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keets, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Berrong, Bradley,

Capps, Garrett, Ham, Howard, Lane, Miller, Porter, Stipe, Taliaferro.—12.

The Resolution was declared passed.

The question being, "Shall **SJR 22**, by Young of the Senate and Hancock of the House entitled:

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 27 of Article II of the Constitution of the State of Oklahoma requiring persons to testify or produce evidence tending to establish guilt of others although self-incriminating; providing for immunity of persons so testifying or producing evidence; and repealing laws in conflict.

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 as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next special election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—33.

Nay: Rogers.—1.

Excused: Baggett, Birdsong, Bradley, Capps, Garrett, Ham, Hargrave, Inhofe, McCune, Miller, Nichols, Porter, Stipe, Taliaferro.—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 22, as amended, was ordered referred for engrossment.

GENERAL ORDER

SJR 23 by Young of the Senate and Hancock of the House was read and considered.

Upon motion of Senator Young, **SJR 23** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SJR 23** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 23, as amended, was read for the third time at length, as follows:

SJR 23, as amended—By Young of the Senate and Hancock 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 II, Section 18, of the Constitution of the State of Oklahoma; providing for the composition of a Grand Jury and the number concurring to find an indictment or true bill; providing for convening of a Grand Jury on order of District Judge upon his own motion, upon petition of qualified electors, or upon application of the Attorney General; providing number required on petition; and providing that Grand Jury requested by Attorney General may investigate multi-county criminal activities.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd 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 II, Section 18, of the Constitution of the State of Oklahoma:

§ 18. A grand jury shall be composed of twelve (12) persons, any nine (9) of whom concurring may find an indictment or true bill. A grand jury shall be convened upon the order of a DISTRICT

judge [of a court having the power to try and determine felonies,] upon his motion; or such grand jury shall be ordered by [such] A DISTRICT judge upon the filing of a petition therefor signed by qualified electors of the county equal to one percent (1%) of the population of the county according to the last preceding Federal Decennial Census, with the minimum number of required signatures being two hundred (200) and the maximum being five hundred (500); and further providing that in any calendar year in which a grand jury has been convened pursuant to a petition therefor, then any subsequent petition filed during the same calendar year shall require double the minimum number of signatures as were required hereunder for the first petition; OR SUCH GRAND JURY SHALL BE ORDERED CONVENED UPON THE FILING OF A VERIFIED APPLICATION BY THE ATTORNEY GENERAL OF THE STATE OF OKLAHOMA WHO SHALL HAVE AUTHORITY TO CONDUCT THE GRAND JURY IN INVESTIGATING CRIMES WHICH ARE ALLEGED TO HAVE BEEN COMMITTED IN SAID COUNTY OR INVOLVING MULTI-COUNTY CRIMINAL ACTIVITIES; WHEN SO ASSEMBLED SUCH GRAND JURY SHALL HAVE POWER TO INQUIRE INTO AND RETURN INDICTMENTS FOR ALL CHARACTER AND GRADES OF CRIME. ALL OTHER PROVISIONS OF THE CONSTITUTION OR THE LAWS OF THIS STATE IN CONFLICT WITH THE PROVISIONS OF THIS CONSTITUTIONAL AMENDMENT ARE HEREBY EXPRESSLY REPEALED.

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 II, Section 18, of the Constitution of the State of Oklahoma to provide for composition of grand juries and means of convening grand juries on order of district judge or on petition; providing that grand jury convened on application of Attorney General may investigate multi-county criminal activities and return indictments for all character and grades of crime

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 above ballot title, with the Secretary of State, and one copy with the Attorney General.

SECTION 4. This proposed amendment to the Constitution of the State of Oklahoma as set forth in SECTION 1 of this Resolution shall be submitted at the next special election to the people of Oklahoma for their approval or rejection as and in the manner provided by law.

On the question of passage of Resolution, the roll call was as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—35.

Nay: Stipe.—1.

Excused: Baggett, Birdsong, Bradley, Capps, Crow, Garrett, Ham, Keels, Miller, Nichols, Porter, Taliaferro.—12.

The Resolution was declared passed.

The question being, "Shall **SJR 23**, by Young of the Senate and Hancock of the House entitled:

A Joint Resolution directing the Secre-

tary of State to refer to the people for their approval or rejection a proposed amendment to Article II, Section 18, of the Constitution of the State of Oklahoma; providing for the composition of a grand jury and the number concurring to find an indictment or true bill; providing for convening of a grand jury on order of district judge upon his own motion, upon petition of qualified electors, or upon application of the Attorney General; providing number required on petition; and providing that grand jury requested by Attorney General may investigate multi-county criminal activities.

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 as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next special election, as provided in Section 1, of Article 24, of the Constitution of Oklahoma?"

The roll was ordered called and resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Baggett, Bradley, Capps, Garrett, Ham, Keels, Lamb, Miller, Porter, Smalley, Taliaferro.—11.

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 23, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 1199 by Sandlin, et al, of the House

and Luton, Lamb and Rogers of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1199** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1199** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1199 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Crow, Dahl, Ferrell, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—28.

Nay: Baldwin, Birdsong, Boecher, Breckinridge, Inhofe, Keels, McCune, Rogers.—8.

Excused: Baggett, Bradley, Capps, Field, Garrett, Ham, Howard, Howell, Miller, Porter, Smith, Taliaferro.—12.

The bill was declared passed.

Senator Porter asked to be shown present, which was the order.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Birdsong, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Nay: Baldwin, Boecher, Breckinridge, McCune.—4.

Excused: Baggett, Berrong, Bradley, Capps, Crow, Garrett, Ham, Howard, Keels, Miller, Taliaferro.—11.

The emergency was declared passed.

GENERAL ORDER

HB 1124 by Willis, et al, of the House and McSpadden, Hamilton and Murphy of the Senate was read and considered.

Senators Berrong and Terrill asked to be made co-authors of **HB 1124**, which was the order.

Senator Garrett asked to be shown present, which was the order.

Senator Crow presiding.

Senator McSpadden moved to amend **HB 1124**, Page 1 as follows: by striking the enacting clause, which amendment was declared adopted.

Upon motion of Senator McSpadden, **HB 1124**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1124**, as amended, was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baggett, Bradley, Capps, Ham, Howard, Miller, 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, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Lu-

ton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baggett, Bradley, Capps, Ham, Howard, Miller, Taliaferro.—7.

The emergency was declared passed.

HB 1124 was referred for engrossment.

GENERAL ORDER

SB 242 by Baggett, McSpadden, Hamilton, Crow, Miller and McCune of the Senate and Atkins of the House was read and considered.

Senators Birdsong, Ferrell, Lamb, Payne, Rogers and Terrill asked to be made co-authors 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 on 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: Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Boecher, Bradley, Capps, Ham, Hargrave, Howard, Medearis, Miller, Smalley, Taliaferro, Trent.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong,

Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Williams, Young.—36.

Excused: Baggett, Boecher, Bradley, Capps, Ham, Hargrave, Howard, Medearis, Miller, Smalley, Taliaferro, Trent.—12.

The emergency was declared passed.

SB 242 was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1232 by Spearman, et al, of the House and Porter, Howell, Birdsong, Lamb and Hamilton of the Senate was read and considered.

Senator Rogers asked to be made a co-author of HB 1232, which was the order.

Upon motion of Senator Porter, HB 1232, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Porter, HB 1232, as co-authored, was considered engrossed and placed on 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, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Terrill, Williams.—37.

Excused: Baggett, Bradley, Capps, Ham, Howard, Medearis, Miller, Smith, Taliaferro, Trent, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Terrill, Williams.—37.

Excused: Baggett, Bradley, Capps, Ham, Howard, Medearis, Miller, Smith, Taliaferro, Trent, Young.—11.

The emergency was declared passed.

HB 1232 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 340 by Phillips and Murphy of the Senate and Briscoe of the House was read and considered.

Senator Phillips moved to amend SB 340, Page 3, Line 6 1/2 as follows:

By adding a new section, to be designated Section 2, as follows: and renumber succeeding section.

"SECTION 2. 82 O.S. 1961, § 870, is amended to read as follows:

§ 870. The District shall have power and is hereby authorized to issue from time to time, as the need thereof arises, bonds for corporate purposes of not to exceed [One Hundred Ten Million Dollars (\$110,000,000.00)] ONE HUNDRED SEVENTY MILLION DOLLARS (\$170,000,000.00), in such amount or amounts as are necessary or convenient to the exercise of the powers, rights, privileges and functions conferred upon it by this Act, or any other act or law, and without limitations of the generality of the powers, rights and privileges heretofore granted, for acquiring a steam generating plant and related facilities located at the Oklahoma Ordnance Works near Chouteau, Oklahoma, and to extend, improve and reconstruct the

same; and for constructing, installing and acquiring dams, reservoirs, hydroelectric power plants, electric generating plants; plants for the production of steam for heating and processing purposes; and all and any facilities of every kind necessary or convenient for the production and generation of electric power and energy within the boundaries of the District; and for acquiring, constructing and installing transmission lines, substations and all facilities necessary or convenient to the sale, resale, interchange and distribution of electric power and energy; and for carrying on the business and functions of the District, as is now or hereafter may be authorized by law; and for acquiring additions and improvements to and extensions of facilities, at any time existing, of the District; and for the acquisition of lands and rights-of-way for such use as is now, or may be, authorized by law for the construction, replacement and repair of any dams, plants or other facilities of the District; and to enable it to finance, in cooperation with any other agency of government, the development and utilization of the water resources and rights in waters vested in said District for such purposes as are, or may be, authorized by the laws of Oklahoma, and for financing and refinancing present outstanding obligations of the District, including the payment of any claims, charges, or interest on bonds required to be paid. The bonds herein authorized (herein referred to as "bonds" or "such bonds") may either be (1) sold for cash, at public or private sale, at such price or prices as the Board shall determine, provided that the interest cost of the money received therefor, computed to maturity in accordance with standard bond tables in general use by banks and insurance companies, shall not exceed six per centum (6%) per annum, or (2) may be issued on such terms as the Board shall determine in exchange for property of any kind, real, personal, or mixed, or any interest therein which the Board shall deem necessary or convenient for any such

corporate purposes, or (3) may be issued in exchange for like principal amounts of other obligations of the District, matured or unmatured. The proceeds of sale of such bonds shall be deposited in such bank or banks or trust company or trust companies, and shall be paid out pursuant to such terms and conditions, as may be agreed upon between the District and the purchasers of such bonds. All such bonds shall be authorized by resolutions of the Board concurred in by at least four (4) of the members thereof, and shall bear such date or dates, mature at such time or times, bear interest at such rate or rates (not exceeding six per centum (6%) per annum) payable annually or semi-annually, be in such denominations, be in such form, either coupon or registered, carry such registration privileges as to principal only or as to both principal and interest, and as to exchange of coupon bonds for registered bonds or vice versa, and exchange of bonds of one denomination for bonds of other denomination, be executed in such manner and be payable at such place or places within or without the State of Oklahoma as such resolution or resolutions may provide. Any resolution or resolutions authorizing any bonds may contain provisions which shall be part of the contract between the District and the holders thereof from time to time (a) reserving the right to redeem such bonds at such time or times, in such amounts and at such prices, not exceeding one hundred and five per centum (105%) of the principal amount thereof, plus accrued interest, as may be provided, (b) providing for the setting aside of sinking funds or reserve funds and the regulation and disposition thereof, (c) pledging to secure the payment of the principal of and interest on such bonds and of the sinking fund or reserve fund payments agreed to be made in respect of such bonds all or any part of the gross or net revenues thereafter received by the District in respect of the property, real, personal or mixed, to be acquired and/or constructed with such bonds or the proceeds thereof, or all or

any part of the gross or net revenues thereafter received by the District from whatever source derived, (d) prescribing the purposes to which such bonds or any bonds thereafter to be issued, or the proceeds thereof, may be applied, (e) agreeing to fix and collect rates and charges sufficient to produce revenues adequate to pay the items specified in subdivisions (a), (b), (c) and (d) of § 868, Title 82, O.S. 1951, and prescribing the use and disposition of all revenues, (f) prescribing limitations upon the issuance of additional bonds and upon the agreements which may be made with the purchasers and successive holders thereof, (g) with regard to the construction, extension, improvement, reconstruction, operation, maintenance and repair of the properties of the District, carrying of insurance upon all or any part of said properties covering loss or damage or loss of use and occupancy resulting from specified risk, (h) fixing the procedure, if any, by which, if the District shall so desire, the terms of any contract with the holders of such bonds may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given, (i) for the execution and delivery by the District to a bank or trust company authorized by law to accept trusts, or to the United States of America or any office or agency thereof, of indentures and agreements for the benefit of the holders of such bonds setting forth any or all of the agreements herein authorized to be made with or from the benefit of the holders of such bonds and such other provisions as may be customary in such indentures or agreements, and (j) such other provisions, not inconsistent with the provisions of the Act, as the Board may approve.

Any such resolution and any indenture or agreement entered into pursuant thereto may provide that in the event that (a) default shall be made in the payment of the interest on any or all bonds when and as the same shall become due and pay-

able, or (b) default shall be made in the payment of the principal of any or all bonds when and as the same shall become due and payable, whether at the maturity thereof, by call for redemption or otherwise, or (c) default shall be made in the performance for any agreement made with the purchasers or successive holders of any bonds, and such default shall have continued such period, if any, as may be prescribed by said resolution in respect thereof, the trustee under the indenture or indentures entered into in respect of the bonds authorized thereby, or if there shall be no such indenture, a trustee appointed in the manner provided in such resolution or resolutions by the holders of twenty-five per centum (25%) in aggregate principal amount of the bonds authorized thereby and at the time outstanding may, and upon the written request of the holders of twenty-five per centum (25%) in aggregate principal amount of the bonds authorized by such resolution or resolutions at the time outstanding, shall, in his or its own name, but for the equal and proportionate benefit of the holders of all of such bonds, and with or without possession thereof.

(1) By mandamus or other suit, action or proceeding at law or in equity, enforce all rights of the holders of such bonds,

(2) Bring suit upon such bonds and/or the appurtenant coupons,

(3) By action or suit in equity, require the District to account as if it were the trustee of an express trust for the bondholders,

(4) By action or suit in equity, enjoin any acts or things which may be unlawful or in violation of the rights of the holders of such bonds, and/or

(5) After such notice to the District as such resolution may provide, declare the principal of all of such bonds due and payable, and if all defaults shall have been made good, then with the written consent of the holder or holders of twenty-five per centum (25%) in aggregate principal amount of such bonds at the time outstand-

ing annul such declaration and its consequence; provided, however, that the holders of more than a majority in principal amount of the bonds authorized thereby and at the time outstanding by instrument or instruments in writing delivered to such trustee have the right to direct and control any and all action taken or to be taken by such trustee under this paragraph. Any such resolution, indenture or agreement may provide that in any such suit, action or proceeding, any such trustee, whether or not all of such bonds shall have been declared due and payable, and with or without possession of any thereof, shall be entitled as of right to the appointment of a receiver who may enter and take possession of all or any part of the properties of the district and operate and maintain the same, and fix, collect, and receive rates and charges sufficient to provide revenues adequate to pay the items set forth in subparagraph (a), (b), (c) and (d) of § 868, Title 82, O.S. 1951, and the costs and disbursements of such suit, action or proceeding, and to apply such revenues in conformity with the provisions of this Act and the resolution or resolutions authorizing such bonds. In any suit, action or proceeding by any such trustee, the reasonable fees, counsel fees and expense of such trustee and of the receiver or receivers, if any, shall constitute taxable disbursements and all costs and disbursements, and all costs and disbursements allowed by the court shall be a first charge upon any revenues pledged to secure the payment of such bonds. Subject to the provisions of the Constitution of the State of Oklahoma, the courts of the County of Craig, or other county wherein the domicile may be situated, shall have jurisdiction of any such suit, action or proceeding by any such trustee on behalf of the bondholders and of all property involved therein. In addition to the powers hereinabove specifically provided for, each such trustee shall have and possess all powers necessary or appropriate for the exercise of any thereof, or incident to the

general representation of the bondholders in the enforcement of their right.

Before any bonds shall be sold by the District, a certified copy of the proceedings for the issuance thereof, including the form of such bonds, together with any other information which the Attorney General of the State of Oklahoma may require, shall be submitted to the Attorney General and if he shall find that such bonds have been issued in accordance with law he shall approve such bonds and execute a certificate to that effect which shall be filed in the office of the Auditor of the State of Oklahoma and be recorded in a record kept for that purpose. No bonds shall be issued until the same shall have been registered by the Auditor, who shall so register the same if the Attorney General shall have filed with the Auditor his certificate approving the bonds and the proceedings for the issuance thereof as hereinabove provided. All bonds approved by the Attorney General as aforesaid, and registered by the Auditor as aforesaid, and issued in accordance with the proceedings so approved shall be valid and binding obligations of the District and shall be incontestable for any cause from and after the time of such registration. It is the intent of the Legislature that the Authority may acquire the steam electric generating plant at the Oklahoma Ordnance Works from the United States of America, taking title thereto and subject to such restrictions and conditions that may be provided under the terms of the National Industrial Reserve Act of 1948 (Public Law 883, 80th Congress, 2nd Session) and the National Security Clause promulgated by the United States as applying to the sale of such plant," which amendment was declared adopted.

Upon motion of Senator Phillips, SB 340, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, SB 340, as amended, was

considered engrossed and placed on 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: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Nay: Baldwin.—1.

Excused: Baggett, Bradley, Capps, Ferrell, Garrett, Ham, Hargrave, Howard, Howell, Keels, Miller, Porter, Smalley, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Nay: Baldwin.—1.

Excused: Baggett, Bradley, Capps, Ferrell, Garrett, Ham, Hargrave, Howard, Howell, Keels, Miller, Porter, Smalley, Taliaferro.—14.

The emergency was declared passed.

SB 340 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Inhofe asked for consideration of his motion to reconsider the vote by which **SB 230** passed.

Senator Stipe moved to table the Inhofe motion, which motion failed of adoption.

The vote occurring on the Inhofe motion,

it was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Rogers, Stansberry, Trent, Williams, Young.—31.

Nay: Garrett, Smith, Stipe, Terrill.—4.

Excused: Baggett, Bradley, Capps, Ham, Hargrave, Howard, Howell, Keels, Medearis, Miller, Porter, Smalley, Taliaferro.—13.

THIRD READING

Senator Inhofe asked unanimous consent that further consideration of **SB 230** be deferred for this legislative day, which was the order.

GENERAL ORDER

HB 1365 by Mountford, et al, of the House and Phillips of the Senate was read and considered.

Upon motion of Senator Phillips, **HB 1365** was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, **HB 1365** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1365 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Luton, McGraw, McSpadden, Martin, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—30.

Nay: Birdsong, McCune, Murphy, Rogers.—4.

Excused: Baggett, Bradley, Capps,

Ham, Hargrave, Howard, Keels, Lane, Medearis, Miller, Nichols, Porter, Stansberry, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Excused: Baggett, Bradley, Capps, Garrett, Ham, Hargrave, Howard, Keels, McGraw, Miller, Nichols, Payne, Stansberry, Taliaferro, Trent.—15.

The emergency was declared passed.

HB 1365 was referred for engrossment.

GENERAL ORDER

SB 328 by Stipe was read and considered.

Senator Stipe moved that SB 328 be advanced to engrossment, which motion failed of adoption.

Senator Martin moved to amend SB 328, Page 1, Lines 3 and 4, by adding after the word "Corrections" the following: "and the Industrial Development And Park Department", and amend title to conform thereto, which amendment was declared adopted.

Senator Martin moved to amend SB 328, Page 2, Lines 3 and 4, by striking after the word "of" on Line 3 and before the word "shall" on Line 4, the words "the State Board of Corrections", and substituting in lieu thereof: "the respective agencies herein mentioned", which amendment was declared adopted.

Senator Rogers moved to amend SB 328, Page 1, Line 3, by inserting after the word "of" and before the word "the", the following: "any state board, agency, or department" and striking the words "the State Board of Corrections".

Senator Garrison raised a point of order stating that the Senate, having adopted the Martin amendment, Senator Rogers should amend his amendment to incorporate the second Martin amendment, which the Chair sustained.

Senator Stipe asked unanimous consent that further consideration of SB 328 be momentarily deferred, with amendments attached thereto, which was the order.

GENERAL ORDER

HB 1453 by Wolfe (Stephen), et al, of the House and Garrison, Luton and Howell of the Senate was read and considered.

Upon motion of Senator Garrison, HB 1453 was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, HB 1453 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1453 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, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams.—33.

Excused: Baggett, Baldwin, Bradley, Capps, Grantham, Ham, Hargrave, Howard, Keels, Medearis, Miller, Nichols, Stansberry, Taliaferro, Young.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Phillips, Porter, Rogers,

Smalley, Smith, Stipe, Terrill, Trent, Williams.—33.

Excused: Baggett, Baldwin, Bradley, Capps, Grantham, Ham, Hargrave, Howard, Keels, Medearis, Miller, Nichols, Stansberry, Taliaferro, Young.—15.

The emergency was declared passed.

HB 1453 was ordered withheld pursuant to Rule 19-f.

GENERAL ORDER

SB 328 was taken up for further consideration.

Senator Rogers moved to amend his first amendment to SB 328, Page 1, Line 3, by adding after the word "Corrections" in his first amendment, the following: "and Industrial Development and Park Department".

The Rogers amendment, as amended, was declared adopted.

Senator Rogers moved to amend SB 328, Page 1, Line 5, by striking after the word "of" and before the word "the", the following: "State Board of Corrections and Industrial Development and Park Department" and insert in lieu thereof: "the controlling board, agency or department", which amendment was declared adopted.

Senator Rogers moved to amend SB 328, Page 2, Line 3, by striking after the word "by" and before the word "the", the following: "the State Board of Corrections and Industrial Development and Park Department" and inserting in lieu thereof: "any such state board, agency, or department", which amendment was declared adopted.

Upon motion of Senator Stipe, SB 328, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 328, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 328 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Boecher, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stipe, Terrill, Trent, Williams.—29.

Nay: Birdsong, Ferrell, Grantham, Hargrave, Howell, McCune, Smith, Young.—8.

Excused: Baggett, Baldwin, Bradley, Capps, Ham, Howard, Keels, Medearis, Miller, Stansberry, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Ferrell, Howell, McCune, Rogers.—4.

Excused: Baggett, Baldwin, Bradley, Capps, Garrett, Ham, Howard, Keels, Miller, Phillips, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 328 was referred for engrossment.

THIRD READING

Senator Berrong asked unanimous consent that SB 327 be stricken from the calendar, to which Senator Hamilton raised objection.

Senator Berrong asked unanimous consent to withdraw his former request, which was the order.

SB 327 was taken up for further consideration.

SB 327 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Lane, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Stipe, Terrill, Trent, Williams.—25.

Nay: Ferrell, Hargrave, Howell, Luton, McCune, Rogers, Smith, Young.—8.

Excused: Baggett, Baldwin, Birdsong, Boecher, Bradley, Capps, Ham, Howard, Keels, Lamb, Medearis, Miller, Porter, Stansberry, Taliaferro.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Ferrell, Rogers.—2.

Excused: Baggett, Baldwin, Boecher, Bradley, Capps, Ham, Howard, Keels, Lamb, Medearis, Miller, Porter, Stansberry, Taliaferro.—14.

The emergency was declared passed.

SB 327 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous con-

sent, which was granted, that **SB 357** by Graves, which was read for the first time today, be allowed to be reported out of Committee after the cut-off date — May 20, 1971.

Senator Murphy asked unanimous consent, which was granted, that **SB 358** which was read for the first time today, be allowed to be reported out of Committee after the cut-off date — May 20, 1971.

President Pro Tempore Smith asked unanimous consent, which was granted, that **SJR 33**, which was read for the first time today, be allowed to be reported out of Committee after the cut-off date — May 20, 1971.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 298 and **339** each correctly engrossed.

Engrossed **SBs 298** and **339** were each properly signed and ordered transmitted to the Honorable House for consideration.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, May 24, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILLS RELEASED

Engrossed **HBS 1232, 1453, and 1481** were each properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, May 24, 1971, at 1:00 o'clock P.M.

Seventy-eighth Legislative Day

Monday, May 24, 1971

Pursuant to adjournment, the Senate was called to order by Senator Capps, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—42.

Excused: Bradley, Lane, Phillips, Porter, Stipe, Taliaferro.—6.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Bob Sunderland, Pastor, Emmanuel Baptist Church, Enid, Oklahoma, and incorporated upon request of Senator Lamb:

Heavenly Father, we thank you very much for the opportunity of another work week. My prayer for these senators, as they face the responsibilities of these next four days, is that You might give them a positive mental attitude, a pleasant disposition, and the wisdom to seek Your counsel. I know that these men have a super abundance of ambition or they would not be in this place of honor, because the Senate is not a position you fall into but a position that you climb into.

My prayer today is that these men might take the ambition and drive and the enthusiasm that has brought them to this building and direct it toward the purpose of good government for the people of the State of Oklahoma. In Christ's name. Amen.

The Journal for the last legislative day was declared approved.

COMMUNICATION

The following communication was read and is incorporated herein upon the unanimous consent request of Senator Garrison:

Dear Senator Garrison:

Mr. J. Marsh Thomson on the staff of Vice President Agnew has given me the resolution which was adopted by the Oklahoma Legislature concerning Americans and Oklahomans who are prisoners of war in Southeast Asia. I am happy to accept this resolution on behalf of the President and to express his appreciation and gratitude to you and the other members of the Oklahoma Legislature for your concern and compassion for these men and their families.

I would like to assure you and your fellow legislators that there is no matter held in higher priority by the President than that of the prisoners of war and those missing in all of Southeast Asia. He has directed that no effort be spared to secure the early release of the prisoners and a strict accounting of all who are missing.

Please be assured that your resolution

will receive proper attention. With every good wish,

Sincerely,

James D. Hughes
Brigadier General, United States Air Force
Military Assistant to the President

INTRODUCTION

Senator Ferrell asked unanimous consent that the rules be suspended for a special introduction of Jerry Goldsby, Guthrie, newly elected state President of the Future Farmers of America, who in turn introduced David Carey, past president of the Guthrie FFA, and that they be granted the privileges of the floor for this legislative day in order that David Carey be permitted to address the Senate. David Carey gave a very inspiring and appropriate address on "What the American Flag Means To Me."

COMMITTEE REPORTS

The following Bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

SB 288—Commerce.

SB 305—Commerce.

HB 1242—Wildlife, co-authored by Senators Dahl and Lane.

DO PASS, as amended:

SB 304—Banks and Banking.

FIRST READING

The following Resolution was introduced and read the first time:

SJR 34—By Smith—A Joint Resolution directing the Secretary of State to refer to the people an amendment to Article V of the Oklahoma Constitution relating to apportionment of the State Legislature; creating the Legislative Reapportionment Commission; providing for selection of members thereof; directing Commission to apportion the Legislature; providing for review of Commission's apportionment

by Oklahoma Supreme Court; defining authority and fixing duties of the court; authorizing Legislature to enact laws to implement and expedite the amendments; declaring amendments to be self-executing; repealing conflicting sections of Oklahoma Constitution; providing for ballot title; and ordering a special election.

SECOND READING

The following Bills and Resolutions were read the second time and referred to Committees indicated:

SB 357—Municipal Government.

SB 358—Education - Higher.

SJR 33—Banks and Banking.

HB 1192—Governmental Reform.

HB 1235—Appropriations and Budget.

HB 1443—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed **SB 91**, re-referring said Bill to GCCA.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1414—By Privett and Finch—An Act relating to employment security; amending 40 O.S. 1961, §§ 213, as last amended by Section 1, Chapter 213, O.S.L. 1970, 214, as amended by Section 2, Chapter 398, O.S.L. 1967, 218, 229 and 233 (40 O.S. Supp. 1970, §§ 213 and 214 (e)); providing for payment of benefits and performance of certain services under provisions of the Oklahoma Employment Security Act; prescribing eligibility and qualifications to receive benefits under said Act; providing for period, election and termination of employer's coverage under Oklahoma Employment Security Act; defining words, terms and phrases; providing for cooperation and reciprocal arrangements with the federal and other governments; prescribing basis, under certain circumstances, for the payment of additional benefits; prescribing payment of

benefits, and method of financing of payments of benefits, to certain employees of the state and other states, of instrumentalities of the state and other states, of certain nonprofit organizations, and in certain instances, certain employees of political subdivisions; providing for operative date of certain sections; 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 1232, 1357, 1453 and 1481.**

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1047—By Cox of the House and Ferrell of the Senate—A Concurrent Resolution commending the Chandler High School Track Team for winning the 1971 Class 2A State Track Championship; and directing distribution.

Consideration of the above Resolution was deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 143, 163**, as amended and co-authored, **SB 186**, as amended.

HAs to SB 143 read as follows, and consideration deferred:

Authors: Add the following coauthors: Murphy and Witt of the House.

Amendment No. 1. Amend Page 6, Section 206, Line 21, by adding after the word "is" the following: "gubernatorially proclaimed".

Amendment No. 2. Amend Page 6, Section 206, Line 29, by deleting the word "forests" and insert in lieu thereof: "the lands described in subsection A. of this section".

Amendment No. 3. Amend Page 7, Section 206, Line 7½, by inserting a new subsection E. as follows: "Any person who violates this section is guilty of a misdemeanor punishable by a fine of not more than Five Hundred Dollars (\$500.00), or by imprisonment for not more than one year, or by both".

Amendment No. 4. Amend Page 7, Section 208, Lines 22-26, after the word "areas" on Line 22, delete the remainder of the sentence through the word "burnings." on Line 26 and change the word "In" to "in".

Amendment No. 5. Amend Page 7, Section 208, Lines 33-35, by deleting the sentence beginning with the word "Provided," on Line 33 through the word "Super-vision." on Line 35.

Amendment No. 6. Amend Page 14, Section 310, Line 13, by substituting a semicolon (;) for the period (.) and add the following: "provided, however, that the necessary trimming and removal of said trees to permit the construction, repair and maintenance of lines and appurtenances of public utilities and public service corporations shall not be considered to be a willful and intentional cutting down, injuring or destroying of said trees."

Amendment No. 7. Amend Page 16, Section 401, Line 34, by deleting the figures "498," and change the figures "748" to "747", and delete the words and figures ", except for § 742", and Amend Title on Line 12½ by deleting the following: "498, 741 through 748, except for § 742," and insert the following: "741 through 747,". and Amend Title on Line 9, after the words "relating to burning;" by adding the following: "providing defenses and circumstances relating thereto; providing for proclamation of emergency drought conditions;"

HA to SB 163 read as follows, and consideration deferred:

Authors: Add the following coauthors:

Gooden, Bamberger and Taggart of the House.

Amendment No. 1. Amend Page 2, Section 4, Line 1, by adding a new Section 4 to read as follows: "SECTION 4. It shall be the duty of all state agencies and departments, and city, county and other units of local government to cooperate with the State Department of Health in carrying out the purposes and intent of this act."

And renumbering the following sections.

HA to SB 186 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 28, Section 2, by striking the entire Section 2, Lines 28 through Line 33. And amend Title on Lines 12 and 12½ by deleting the following: "and making an appropriation thereto".

SECOND CONFERENCE COMMITTEE REPORT

The following Second CCR on SB 91 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 91, Entitled: (Pollution Control * * * 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 Engrossed House Amendment No. 1.

2. Restore the Title of Bill 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; and declaring an emergency."

3. That the following Conference Committee Amendment to the Engrossed Senate Bill No. 91, be adopted:

Page 1, Line 20, delete the words and numbers "One Hundred Thousand Dollars (\$100,000.00)" and substitute in lieu thereof the words and numbers "Fifty Thousand Dollars (\$50,000.00)".

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Boecher, Grantham, Trent, Luton, Lane, Murphy, Martin, Smalley, Nichols.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Greenhaw, Hargrave, Mountford, Sanguin.

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:

(Oklahoma Tax Commission * * * and * * * 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 Engrossed House Amendment No. 1.

2. Restore the Title 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; and declaring an emergency."

3. That the following Conference Committee Amendment be adopted:

Page 2, Section 3, Line 13, after the "period" add a sentence to read, "No employee of the Oklahoma Tax Commission shall be paid a salary in excess of \$1,535.00 per month unless such salary and position are specifically set by statute."

SENATE CONFEREES: Hamilton, Vice-Chairman, Baldwin, Rogers, Boecher, Grantham, Lane, Luton, Murphy, Smalley, Nichols, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Greenhaw, Hargrave, Mountford, Sanguin.

BILL WITHDRAWN

Senator Smalley asked unanimous consent that **SB 246** be withdrawn from the Calendar and referred to the Committee on Municipal Government, which was the order.

RESOLUTION

Senator Miller introduced **SR 50**.

Senator Miller asked unanimous consent that all members of the Senate be made co-authors of **SR 50**, which was the order.

SR 50, as co-authored, was read at length as follows, adopted upon motion of Senator Miller and ordered referred for enrollment:

SR 50—By Miller, Nichols, Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Ter-

rill, Trent, Williams and Young—A Resolution congratulating Sarah Jane Rodgers, Holdenville, Oklahoma, for being selected by the Oklahoma Federation of Democratic Women's Clubs as "Outstanding Democratic Woman of the Year" of the State; and directing distribution.

WHEREAS, Sarah Jane Rodgers of Holdenville, Oklahoma, was recently accorded the Oklahoma Federation of Democratic Women's Clubs highest honor by being selected as the State's Outstanding Democratic Woman of the Year, congratulations are in order; and

WHEREAS, Mrs. Rodgers was active in political campaigns of Preston Moore, Governor David Hall, and Congressman Carl Albert, and was in charge of and attended to the Federation's campaign activities in the Third District; and

WHEREAS, Mrs. Rodgers has served as Secretary, Chairman and Co-Chairman of her precinct, on several committees and as Secretary and Vice-President of the Third District of the Federation of Democratic Women's Clubs, of which she is now President; and

WHEREAS, Mrs. Rodgers, wife of James W. Rodgers, Jr., Mayor of Holdenville, mother of Bill Rodgers, a cadet at the Air Force Academy, Bob, Becky and Beverly Rodgers, students in Holdenville High School, deserves commendation for her active political leadership, and congratulations upon being selected as aforesaid by the Federation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. Sarah Jane Rodgers is hereby congratulated upon being selected as Outstanding Democratic Woman of the Year of the State by the Oklahoma Federation of Democratic Women's Clubs.

SECTION 2. An authenticated copy of this Resolution shall be sent to Mrs. Rodgers. Senator Murphy presiding.

GENERAL ORDER

SB 292 by Garrison of the Senate and Frates of the House was read and considered.

Upon motion of Senator Garrison, **SB 292** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **SB 292** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 292 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Stansberry, Terrill, Williams, Young.—38.

Excused: Bradley, Howard, Lane, Phillips, Porter, Rogers, Smith, Stipe, Taliaferro, Trent.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Stansberry, Terrill, Williams, Young.—38.

Excused: Bradley, Howard, Lane, Phillips, Porter, Rogers, Smith, Stipe, Taliaferro, Trent.—10.

The emergency was declared passed.

SB 292 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Luton asked unanimous consent,

which was granted, to reconsider the vote by which **HB 1199** was passed, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Smalley, Stansberry, Terrill, Williams.—32.

Nay: Boecher, Hargrave.—2.

Excused: Baggett, Bradley, Howard, Lane, Martin, Miller, Phillips, Porter, Rogers, Smith, Stipe, Taliaferro, Trent, Young.—14.

Senator Luton moved to reconsider the vote by which **HB 1199** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Luton moved to reconsider the vote by which **HB 1199** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Consideration of **HB 1199** was deferred momentarily.

SB 356 by Crow of the Senate and Stratton of the House was read and considered.

Upon motion of Senator Crow, **SB 356** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 356** was considered engrossed and placed on 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb,

McCune, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Terrill, Williams.—28.

Nay: Baldwin, Berrong, Birdsong, Boecher, Hargrave, Keels, Luton, McGraw, McSpadden, Martin, Rogers, Stansberry, Trent.—13.

Excused: Bradley, Lane, Phillips, Porter, Stipe, Taliaferro, Young.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Terrill, Williams.—34.

Nay: Baggett, Baldwin, Birdsong, Keels, Rogers, Trent.—6.

Excused: Bradley, Lamb, Lane, Phillips, Porter, Stipe, Taliaferro, Young.—8.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Stipe moved that the vote be reconsidered by which SB 356 passed.

GENERAL ORDER

SB 351 by Smith was read and considered.

Senators Berrong and Smith moved to amend SB 351, Page 1, Line 2, by striking after the word "the" and before the word "One", the following language "calendar year is" and substitute therefor "1970 calendar year was", which amendment was declared adopted.

Senators Berrong and Smith moved to amend SB 351, Page 1, Lines 3, 4 and 5 as follows: by striking after the word "more," on Line 3, and before the word "shall" on Line 6 the following language: "according to estimate of the Commis-

sioner of Insurance who shall make the same upon the basis of his records for the previous year," which amendment was declared adopted.

Senators Berrong and Smith moved to amend SB 351, Pages 1 and 2, as follows: Page 1, Line 6 after the word "returns" and before the word "by" insert the words "each year"

Page 2, Line 6 after the word "year" delete the comma,"

Page 2, Line 10 after the word "mail" and before the word "to" insert the following language "on or before June 5, 1971,"

Page 2, Line 12 after the word "return" delete the comma "," and insert a period "." and delete the remainder of the paragraph, which amendment was declared adopted.

Senators Berrong and Smith moved to amend SB 351, Page 2, Line 16 by adding after the word "all" and before the word "sums," the word "quarterly", which amendment was declared adopted.

Senators Berrong and Smith moved to amend SB 351, Page 3, Line 7 by striking after the word "be" on Line 6 and before the word "deposited", "immediately" and substituting therefor after the word "deposited" and before the word "to" on Line 7, the following language: "on the day of receipt", which amendment was declared adopted.

Senator Hamilton moved to amend SB 351, Page 3, Line 4, by adding after the words "per annum" "from the date said payment should have been paid," which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, SB 351, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 351, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, ~~Howell~~, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—39.

Nay: Inhofe, Stansberry.—2.

Excused: Bradley, Lane, Miller, Phillips, Porter, 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—39.

Nay: Inhofe, Stansberry.—2.

Excused: Bradley, Lane, Miller, Phillips, Porter, Stipe, Taliaferro.—7.

The emergency was declared passed.

SB 351 was referred for engrossment.

President Pro Tempore Smith moved that rule 19-f be suspended for the purpose of immediately releasing **SB 351** upon its being reported properly engrossed, which motion was adopted.

GENERAL ORDER

SJR 14 by Medearis and Hamilton was read and considered.

Upon motion of Senator Medearis, **SJR 14** was advanced to engrossment.

By unanimous consent, upon request of Senator Medearis, **SJR 14** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SJR 14, as amended, was read for the third time at length, as follows:

SJR 14—By Medearis and Hamilton.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X, Section 10, of the Oklahoma Constitution which provides for increased rates of taxation for certain school improvements; requiring certain school districts from which high school students are transferring to make an appropriation to receiving districts; providing for enforcement of payment; requiring approval of the State Board of Education for certain additional levies; permitting levies needed to make the required appropriation; providing a ballot title; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment of Article X, Section 10, of the Constitution of the State of Oklahoma, to read as follows:

§ 10. For the purpose of erecting public buildings in counties or cities, or for the purpose of raising money for a building fund for a school district which may be used for erecting, remodeling or repairing school buildings, and for purchasing furniture, the rates of taxation herein limited may be increased, when the rate of such increase and the purpose for which it is intended shall have been submitted to a vote of the people, and a majority of the qualified voters of such county, city, or school district, voting at such election shall vote therefore: Provided, that such increase shall not exceed five (5) mills on the dollar of the assessed value of the

taxable property in such county, city, or school district.

WHERE SCHOOL DISTRICTS ARE TRANSFERRING STUDENTS FROM A DEPENDENT DISTRICT TO ANOTHER DISTRICT FOR A HIGH SCHOOL EDUCATION AND THE SENDING DISTRICT IS NOT VOTING A FIVE-MILL BUILDING FUND LEVY IN THE 1970-71 SCHOOL YEAR, THE SENDING DISTRICT SHALL PAY TO THE RECEIVING DISTRICT AN AMOUNT PER CHILD BASED ON THE FOLLOWING FORMULA:

1. FIRST, THERE IS DETERMINED THE AMOUNT THAT WOULD BE RAISED ASSUMING THAT THE SENDING DISTRICT IS VOTING THE FIVE-MILL BUILDING BOND LEVY.

2. NEXT, THERE IS COMPUTED THE PERCENTAGE OF STUDENTS BEING TRANSFERRED OF THE TOTAL NUMBER OF STUDENTS OF THE SENDING DISTRICT.

3. THEN, THE PERCENTAGE ARRIVED AT IN STEP TWO IS DIVIDED INTO THE AMOUNT DETERMINED BY STEP ONE, AND THE RESULT IS THE AMOUNT THAT WOULD BE PAID; PROVIDED HOWEVER, IF THE SENDING DISTRICT IS VOTING SOME MILLS, PURSUANT TO THIS SECTION, BUT NOT THE TOTAL OF FIVE (5) MILLS, THEN THE AMOUNT IN STEP ONE WOULD BE THE DIFFERENCE BETWEEN THE AMOUNT THAT WOULD BE RAISED IF THE FULL FIVE (5) MILLS WERE VOTED AND THE AMOUNT PRESENTLY BEING VOTED.

IF THE SENDING DISTRICT SHALL FAIL TO APPROPRIATE SAID AMOUNT, THE STATE DEPARTMENT OF EDUCATION SHALL WITHHOLD SAID AMOUNT FROM THE FUNDS OF THE SENDING DISTRICT AND PAY SAME TO THE RECEIVING DISTRICT. THE ABOVE AMOUNTS PAID TO THE RECEIVING DISTRICT WILL NOT BE CHARGED AGAINST THE MINIMUM PROGRAM OF SAID DISTRICT.

SHOULD THE SENDING DISTRICT NEED TO VOTE AND UTILIZE ANY ADDITIONAL MILLAGE ABOVE THE AMOUNT BEING VOTED IN 1970-71, IT WILL BE NECESSARY FOR THEM TO JUSTIFY SAME TO THE STATE BOARD OF EDUCATION IN ORDER TO REDUCE THE AMOUNTS REQUIRED TO BE PAID HEREINABOVE. THE SENDING DISTRICT MAY VOTE SUCH AMOUNT OF MILLAGE AS IS NEEDED TO MAKE THE ABOVE APPROPRIATION TO THE RECEIVING DISTRICT UNDER THE PROVISIONS OF THIS SECTION.

SECTION 2. The ballot title for the proposed Constitutional Amendment as set forth in SECTION 1 of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No.

State Question No.

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a Constitutional Amendment amending Article X, Section 10, Oklahoma Constitution, which provides for increased rates of taxation for certain school improvements to require certain dependent school districts from which high school students are transferring to make an appropriation to the receiving district, to provide for enforcement of payment by the Department of Education, to require sending districts to obtain approval of the State Board of Education for certain additional levies, and to permit sending districts to vote such levies as needed to make the required appropriation

be approved by the people?

☐ YES

SHALL THE PROPOSED AMENDMENT BE APPROVED?

☐ NO

SECTION 3. The President Pro Tempore of the Senate shall, immediately after the effective date of this Resolution, prepare and file one copy thereof, including the

above ballot title, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, whichever occurs first, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McGraw, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Nay: Field, Hargrave, McSpadden, Martin.—4.

Excused: Boecher, Bradley, Keels, Lane, McCune, Miller, Phillips, Porter, Stipe, Taliaferro.—10.

The Resolution was declared passed.

The question being, "Shall SJR 14, by Medearis and Hamilton 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, Section 10, of the Oklahoma Constitution which provides for increased rates of taxation for certain school improvements; requiring certain school districts from which high school students are transferring to make an appropriation to receiving districts; providing for enforcement of payment; requiring approval of the State Board of Education for certain additional levies; permitting levies needed to make the required appropriation; providing a ballot title; and ordering a special election.

be ordered referred by the Legislature of

the State of Oklahoma for approval or rejection at a special election to be held throughout the State of Oklahoma on the date of the next statewide primary election or special election, as provided in Section 4 of said Resolution, which Special Election is hereby ordered and authorized on the date of the next statewide primary election or special election, whichever occurs first, 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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Williams.—35.

Excused: Bradley, Garrison, Holden, Keels, Lane, Miller, Phillips, Porter, Stansberry, Stipe, Taliaferro, Trent, Young.—13.

The Presiding Officer, in open session, declared that a constitutional two-thirds majority of the members elected to and constituting the Senate had voted in favor of calling the Special Election.

SJR 14, as amended, was ordered referred for engrossment.

GENERAL ORDER

HB 1199 was considered further.

Senator Luton moved to amend HB 1199, Page 1, as follows: by striking on the 2nd line of the title after the word "officers;" all the remaining language in the title, which amendment was declared adopted.

Senator Luton moved that HB 1199 be advanced to engrossment.

Senator Garrett moved to table the Luton motion, which motion failed of adoption the roll call thereon being as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Dahl, Garrett, Graves, Ham, Howell, McCune, McGraw, Rogers.—12.

Nay: Baldwin, Berrong, Boecher, Crow, Ferrell, Field, Garrison, Grantham, Hamilton, Holden, Howard, Inhofe, Lamb, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Smith, Stansberry, Terrill, Trent, Williams, Young.—26.

Excused: Bradley, Hargrave, Keels, Lane, Miller, Phillips, Porter, Smalley, Stipe, Taliaferro.—10.

The vote occurring on the Luton motion, it was declared adopted.

By unanimous consent, upon request of Senator Luton, **HB 1199**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1199 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Lamb, Luton, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Smith, Terrill, Trent, Williams, Young.—25.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Hargrave, Howard, Howell, Inhofe, McCune, Martin, Rogers, Stansberry.—12.

Excused: Bradley, Crow, Ham, Keels, Lane, McGraw, Phillips, Porter, Smalley, Stipe, Taliaferro.—11.

The bill was declared passed.

Senator Stipe asked to be shown present, which was the order.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—32.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Inhofe, McCune, Stansberry.—7.

Excused: Bradley, Ham, Keels, Lane, McGraw, Phillips, Porter, Taliaferro, Trent.—9.

The emergency was declared passed.

HB 1199 was referred for engrossment.

Senator Rogers presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 242 and 327, SJRs 22 and 23 and HBs 1124, 1325 and 1365 each correctly engrossed.

SBs 101, 165, 194, 217 and 315 each correctly enrolled.

Engrossed **SBs 242 and 327 and SJRs 22 and 23** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1124, 1325 and 1365**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 101, 165, 194, 217 and 315** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1175 by Fine and Andrews of the House and Smalley of the Senate was read and considered.

Senator Lane asked to be shown present, which was the order.

Senator Baggett moved to amend **HB 1175**, Page 2, Line 4 as follows: by substituting the words "Five Dollars (\$5.00)" for the words "Four Dollars (\$4.00)", which amendment was tabled upon motion of Senator Nichols, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Inhofe, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Trent, Williams, Young.—28.

Nay: Baggett, Garrett, Graves, Holden,

Howell, Keels, Lamb, Miller, Rogers, Stipe.—10.

Excused: Birdsong, Bradley, Howard, Lane, McGraw, Medearis, Phillips, Porter, Taliaferro, Terrill.—10.

Senator Baggett moved to amend **HB 1175**, Page 2, Line 7 as follows: by substituting the words "Seventy-five Cents (\$.75)" for the words "Fifty Cents (\$.50)", which amendment was tabled upon motion of Senator Nichols.

Senator Miller moved to amend **HB 1175**, Page 2, Line 18 as follows: by increasing the tax on strong beer from "Ten Dollars (\$10.00)" per barrel to "Twelve Dollars (\$12.00)" per barrel, which amendment was tabled upon motion of Senator Nichols, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Grantham, Graves, Ham, Inhofe, Keels, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Smalley, Smith, Trent, Williams.—24.

Nay: Baggett, Birdsong, Crow, Ferrell, Hamilton, Hargrave, Holden, Howell, Lamb, Miller, Rogers, Stansberry, Young.—13.

Excused: Bradley, Garrison, Howard, Lane, McGraw, Medearis, Phillips, Porter, Stipe, Taliaferro, Terrill.—11.

Senator Baggett moved to amend **HB 1175**, Page 4, Lines 9 thru 18 as follows: by striking Section 3 and renumbering succeeding sections, which amendment was tabled upon motion of Senator Nichols.

Senator Garrett moved to amend **HB 1175**, Page 4, Line 12 as follows: by adding after the word "Constitution" and before the period ".", insert the following: "Except 10% of said collections which shall be returned to the county where collected to be used in payment of the expense of operation of the district attorneys office."

Senator Garrett asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator Baggett moved to amend **HB**

1175, Page 5, Lines 3 and 4 by striking Lines 3 and 4 and substitute therefor the following: "date of approval by the Governor.", which amendment was tabled upon motion of Senator Nichols.

Senator Baggett moved to amend **HB 1175**, Page 5, Lines 5 thru 8 by striking Section 5 and substitute the following: "Section 5. No manufacturer shall sell alcoholic beverages to a wholesaler or Class B wholesaler licensed under the Alcoholic Beverage Control Act at a price higher than the lowest price at which such manufacturer sells or offers to sell such alcoholic beverages in any other state.", which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Dahl, Field, Garrison, Grantham, Ham, Hamilton, Hargrave, Howard, Inhofe, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Williams.—28.

Nay: Baggett, Birdsong, Crow, Garrett, Graves, Holden, Howell, Keels, Lamb, Miller, Young.—11.

Excused: Bradley, Breckinridge, Ferrell, Lane, Phillips, Porter, Rogers, Stansberry, Taliaferro.—9.

Senator Miller moved to amend **HB 1175**, Page 5, Line 5 as follows: by adding a new Section 5. "Every licensed retailer shall be required to affix to every container of spirits, light wine, wine or sparkling wine, the store license number as assigned by The Alcoholic Beverage Control Board. Said number shall be affixed in such manner that removal shall require continuous application of steam or water, and renumber succeeding sections and amend title to conform, which amendment was tabled upon motion of Senator Smalley.

Senator Smalley moved to amend **HB 1175**, Page 5, Line 5 as follows: by striking the section and replace with "No distiller shall sell alcohol to a wholesaler licensed

under the Alcoholic Beverage Control Act at a rate higher than the lowest rate at which such distiller sells in any other state", which amendment was declared adopted.

Upon motion of Senator Smalley, **HB 1175**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HB 1175**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1175 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—32.

Nay: Breckinridge, Ferrell, Garrison, Grantham, Inhofe, McCune, McGraw, Payne, Williams.—9.

Excused: Bradley, Lane, Phillips, Porter, Stansberry, Taliaferro, Young.—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, Capps, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—32.

Nay: Breckinridge, Ferrell, Garrison, Grantham, Inhofe, McCune, McGraw, Payne, Williams.—9.

Excused: Bradley, Lane, Phillips, Porter, Stansberry, Taliaferro, Young.—7.

The emergency was declared passed.

HB 1175 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 328, 340 and **HB 1199** each correctly engrossed.

Engrossed **SBs 328** and **340** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1199**, together with engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 48**, as co-authored by entire House membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 101, 165, 194, 217, and 315**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1366**, requesting Conference and referring said Bill to **GCCA**.

PENDING SENATE ACTION ON CCRs

The **CCR** on **HB 1328** was adopted upon motion of Senator Rogers.

HB 1328, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hargrave, Keels, Lamb, Lane, McGraw, Medearis, Nichols, Phillips, Porter, Stansberry, Taliaferro.—15.

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hargrave, Keels, Lamb, Lane, McGraw, Medearis, Nichols, Phillips, Porter, Stansberry, Taliaferro.—15.

The emergency was declared passed.

HB 1328, together with Conference Committee Report thereon, was ordered returned to Honorable House.

RESOLUTION

SCR 49 by Smith, Howard and Hargrave of the Senate and Privett of the House was introduced and read as follows:

SCR 49—By Smith, Howard and Hargrave of the Senate and Privett of the House—A Concurrent Resolution welcoming the Honorable Wilbur D. Mills, member of Congress from the State of Arkansas, on the occasion of his address to a Joint Session of the House of Representatives and Senate of the Oklahoma Legislature; extending the invitation of the Legislature to the Oklahoma Congressional Delegation to attend said session as guests of the Legislature; and directing distribution.

President Pro Tempore Smith asked unanimous consent that all members of the Senate be made co-authors of **SCR 49**, which was the order.

SCR 49, as co-authored, was read at length, adopted upon motion of President

Pro Tempore Smith and ordered referred for engrossment.

GENERAL ORDER

SB 341 by Murphy was read and considered.

Upon motion of Senator Murphy, **SB 341** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **SB 341** was considered engrossed and placed on 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: Berrong, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Nay: Garrison, McCune.—2.

Excused: Baggett, Baldwin, Boecher, Bradley, Dahl, Ferrell, Ham, Medearis, Phillips, Porter, Stansberry, Taliaferro.—12.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Nay: Garrison, McCune.—2.

Excused: Baggett, Baldwin, Boecher, Bradley, Dahl, Ferrell, Ham, Medearis, Phillips, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.
SB 341 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Garrett asked for consideration of Senator Smalley's motion to reconsider the vote by which SB 248 failed, which motion was adopted, the roll call thereon being as follows:

Aye: Baggett, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—33.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Ham, Lane, McGraw, Medearis, Miller, Phillips, Porter, Stansberry, Taliaferro, Trent, Young.—15.

Senator Garrett moved to reconsider the vote by which SB 248 was considered engrossed and placed upon third reading and final passage, which motion was adopted.

Senator Garrett moved to reconsider the vote by which SB 248 was advanced to engrossment, which motion was adopted.

GENERAL ORDER

Senator Garrett moved to amend SB 248, Page 1, Line 1 by striking Section 1 and substituting the following language:

"SECTION 1. Any city situated in three or more counties, which contains large areas of rural land not served by water and sewer facilities by said city, shall recognize and permit the use of private roadways in either platted or unplatted areas and shall issue building permits to property owners abutting upon said private roadways without complying with standards as provided by dedicated streets under the following conditions:

"(1) That said private roadway easement is at least 50 feet in width.

"(2) That the property abutting said pri-

vate roadway shall contain not less than two (2) acres.

"(3) That said property is more than 1/4 mile from sewer and water facilities furnished by said municipality.

"(4) That said private roadway shall not be dedicated to the public but reserved for future dedication, and until such future dedication, be the private property of the abutting property owners.

"(5) That said private roadways shall be maintained by the owners of the property within the subdivision.

"(6) That said city shall have no responsibility for their maintenance or repair.

"(7) If said property is platted, there shall be emblemized on the face of said plat, clearly conspicuous, a notice that the streets and drives have not been dedicated to the public, and that said streets shall be maintained by the private property owners within the subdivision, but that said streets shall always be open to police, fire and other official vehicles of all state, federal, county and city agencies.

"(8) That every deed shall clearly acknowledge that said roadway is private and not maintained by said city.

"(9) That prior to the sale of any parcel in said subdivision, a conspicuous sign be posted at the entrance to said subdivision: "Private roadway not maintained by said city."

"(10) Provided that at any time thereafter a petition of at least 60% of the owners, in area, to improve and dedicate said street, shall bind all of said owners thereby, to permanently improve said street or roadway in compliance with the requirements of said city.

"(11) That all other ordinances and planning commission regulations pursuant to the provision of Chapter 34, Title 11 of the Oklahoma Statutes relating to subdivisions not in conflict herewith shall be applicable in such cases." which amendment was declared adopted.

Upon motion of Senator Garrett, **SB 248**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 248**, as amended, was considered engrossed and placed on 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stipe, Williams.—32.

Excused: Baldwin, Boecher, Bradley, Ham, Hamilton, Lamb, Luton, Medearis, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill, Trent, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stipe, Williams.—32.

Excused: Baldwin, Boecher, Bradley, Ham, Hamilton, Lamb, Luton, Medearis, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill, Trent, Young.—16.

The emergency was declared passed.

SB 248 was referred for engrossment.

GENERAL ORDER

HB 1498 by Privett, et al, of the House and Smalley of the Senate was read and considered.

Senators Smith, Birdsong, Hamilton and

Grantham asked to be made co-authors of **HB 1498**, which was the order.

Senator Hamilton moved to amend **HB 1498**, Page 2, Line 9, by adding after the word "income." a semicolon and the following language: "provided, however, that the dividend, distribution of earnings and/or interest exclusion provided for hereinabove, shall not be cumulative to the maximum dividend exclusion allowed by the Internal Revenue Code. Any dividend exclusion already allowed by said Code and reflected in the taxpayer's Oklahoma taxable income, together with exclusion allowed herein, shall not exceed the total of One Hundred Dollars (\$100.00) per individual or Two Hundred Dollars (\$200.00) per couple filing a joint return." which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, **HB 1498**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **HB 1498**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1498 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, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smith, Stipe, Williams, Young.—34.

Nay: Baggett.—1.

Excused: Baldwin, Bradley, Field, Ham, McCune, Miller, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill, Trent.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smith, Stipe, Williams, Young.—34.

Nay: Baggett.—1.

Excused: Baldwin, Bradley, Field, Ham, McCune, Miller, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill, Trent.—13.

The emergency was declared passed.

HB 1498 was referred for engrossment.

DECLARATION OF VOTE

Senators McCune, Miller, Field, and Smalley asked that the record show that had they been present at the time of Third Reading and final passage of HB 1498, they would have voted AYE on the Bill, which was the order.

President Pro Tempore Smith presiding.

GENERAL ORDER

SB 349 by Luton and Phillips was read and considered.

Upon motion of Senator Luton, SB 349 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, SB 349 was considered engrossed and placed on 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: Dahl, Field, Garrett, Graves, Holden, Howard, Inhofe, Luton, McSpadden, Smalley, Williams.—11.

Nay: Baggett, Birdsong, Boecher, Capps, Ferrell, Garrison, Grantham, Howell, Keels, Lane, McCune, McGraw, Martin, Murphy, Payne, Rogers, Smith, Stipe, Young.—19.

Excused: Baldwin, Berrong, Bradley,

Breckinridge, Crow, Ham, Hamilton, Hargrave, Lamb, Medearis, Miller, Nichols, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent.—18.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Luton moved that the vote be reconsidered by which SB 349 failed of passage.

GENERAL ORDER

SB 280 by Smalley was read and considered.

Senator Garrison asked to be made a co-author of SB 280, which was the order.

Upon motion of Senator Smalley, SB 280, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, SB 280, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 280 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Hamilton.—1.

Excused: Baldwin, Bradley, Breckinridge, Crow, Ham, Hargrave, Keels, Lamb, Medearis, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden,

Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Williams, Young.—32.

Nay: Hamilton.—1.

Excused: Baldwin, Bradley, Breckinridge, Crow, Ham, Hargrave, Keels, Lamb, Medearis, Phillips, Porter, Stansberry, Taliaferro, Terrill, Trent.—15.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Smalley moved that the vote be reconsidered by which **SB 280** passed.

As provided, under Rule 19b, Senator Smalley moved that the vote be reconsidered by which the Emergency Section of **SB 280** passed.

GENERAL ORDER

SB 228 by Holden and McCune was read and considered.

Senator McGraw asked to be made a co-author of **SB 228**, which was the order.

Senator Garrett moved to amend **SB 228**, Page 5, Line 3, by deleting after the word "operate" and before the word "any", the words "or ride upon".

Senator Terrill presiding.

Senator Hamilton moved to table the Garrett amendment, which motion prevailed.

Senator Baggett moved to amend **SB 228**, Page 5, Line 17, by striking the sentence beginning on Line 17, which amendment was declared adopted.

Senator Garrison moved to amend **SB 228**, Page 6, Line 3, by adding a new Section 2 as follows: By adding the severability clause, and amending the title to conform, and renumber the following section, which amendment was declared adopted.

Upon motion of Senator Holden, **SB 228**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon motion of Senator Holden, **SB 228**, as co-authored and amended, was considered engrossed and placed on 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, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Payne, Smalley, Stipe, Terrill, Williams, Young.—20.

Nay: Hargrave, Miller, Trent.—3.

Excused: Baldwin, Bradley, Breckinridge, Crow, Graves, Ham, Keels, Lamb, Medearis, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Williams, Young.—32.

Nay: Hargrave.—1.

Excused: Baldwin, Bradley, Breckinridge, Ham, Holden, Keels, Lamb, McSpadden, Medearis, Phillips, Porter, Rogers, Stansberry, Taliaferro, Trent.—15.

The emergency was declared passed.

SB 228 was referred for engrossment.

GENERAL ORDER

SB 346 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 346** was advanced to engrossment.

By unanimous consent, upon request of Senator Baggett, **SB 346** was considered

engrossed and placed on third reading and final passage.

THIRD READING

SB 346 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baldwin, Bradley, Breckinridge, Crow, Ham, Hargrave, Howell, Keels, Lamb, McGraw, Medearis, Nichols, Phillips, Porter, Stansberry, 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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Inhofe, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baldwin, Bradley, Breckinridge, Crow, Ham, Hargrave, Howell, Keels, Lamb, McGraw, Medearis, Nichols, Phillips, Porter, Stansberry, Taliaferro.—16.

The emergency was declared passed. SB 346 was referred for engrossment. President Pro Tempore Smith presiding.

PENDING SENATE ACTION ON HAS

HAs to SB 33 were called up for consideration.

Senator Howard asked unanimous consent that further consideration be deferred this legislative day, which was the order.

Upon motion of President Pro Tempore Smith, HAs to SB 6 were rejected and conference requested. President Pro Tempore Smith appointing as Senate Conferees the following:

SB 6: Senators Smith, Smalley, and Rogers.

Upon motion of Senator Martin, HAs to SB 120 were rejected and conference requested, said Bill to go to GCCA.

Senator Payne presiding.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator McSpadden, the request of the Honorable House for further conference on HB 1133 was ordered granted, said Bill to be referred to GCCA.

Senator Birdsong moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, May 25, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Birdsong, the senate adjourned to meet Tuesday, May 25, 1971, at 1:00 o'clock P.M.

Seventy-ninth Legislative Day

Tuesday, May 25, 1971

Pursuant to adjournment, the Senate was called to order by Senator Martin who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams.—40.

Excused: Bradley, Hargrave, Howell, Keels, Porter, Rogers, Taliaferro, Young.—8.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Lamb:

Eternal God, our heavenly Father, we thank you again for the gift of another day. Yesterday, we were inspired at the opening of this Senate by a young American concerned about our flag and patriotism. Today we pray that you would remind us that flag wavers are no better than flag burners if there is not a basic honesty, a sense of right, and moral cleanliness.

Father remind these Senators daily that they are sinful men. Make them constantly aware of their particular weakness that they might guard against tempta-

tion. Give them the strength to overcome. Remind them occasionally of King David, who at the height of his political career, became vulnerable and committed a sin that left a scar on everyone in the kingdom. Give the men in these chambers a clear picture of their wide influence. Give them the will to know what's right and the courage to do it. Finally Father, give them a glad spirit that is contagious as they work between bells today, I ask this in the name of Jesus Christ, whom to know is life eternal. Amen.

The Journal for the last legislative day was declared approved.

ANNOUNCEMENT

Senator Grantham announced that Dr. J. Murphree of Ponca City will be Doctor of the Day, Wednesday, May 26, 1971, and will conduct Emphysema Free Lung Capacity tests for all Senators and Senate employees. These tests will be conducted between 9:30 A.M., and 4 P.M. in Room 432.

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:

HB 1281—Appropriations and Budget, co-authored by Senator Ferrell.

HB 1283—Appropriations and Budget co-authored by Senator Ferrell.

HB 1286—Appropriations and Budget, co-authored by Senator Ferrell.

HB 1490—Education - Common, co-authored by Senator Trent.

SB 358—Education - Higher.

DO PASS, as amended:

SB 86—Appropriations and Budget.

SB 332—Commerce.

SJR 33—Banks and Banking.

HB 1235—Appropriations and Budget.

HB 1483—Commerce.

FIRST READING

The following Bill was introduced and read the first time:

SB 359—By Stansberry and McCune—An Act relating to legislative apportionment; amending, with respect to Senate District 40, 47 and 52, Section 4, Senate Bill No. 53, 1st Session of the 33rd Legislature; fixing the boundaries of Senate Districts 40, 47 and 52 and declaring an emergency.

SECOND READING

The following Resolution was read the second time and referred to the Committee indicated.

SJR 34—Constitutional Revision and Redistricting.

Senator Payne asked unanimous consent that **HB 1414** be printed and placed directly on the Calendar without reference to a committee, which was the order.

HB 1414—Direct to calendar.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 22, 1971, of Enrolled SBs 4, 191, 247, and 259 entitled:

SB 4—By Terrill, et al, of the Senate and Abbott, et al, of the House—An Act relating to schools; amending 70 O.S. 1961, § 20-1, as amended by Section 1 of Chapter 331, O.S.L. 1970 (70 O.S. Supp. 1970, § 20-1), relating to suspension and expulsion of pupils, to make it unnecessary to publish, post and furnish copies of regulations pertaining to suspension of pupils; and declaring an emergency.

SB 191—By Graves, et al of the Senate

and Nance, et al, of the House—An Act relating to higher education; providing for the creation, award and administration of State Tuition Aid Grants for use by qualified students in accredited institutions of collegiate grade; making act effective only after funding by special appropriation, gift or grant; and declaring an emergency.

SB 247—By Grantham of the Senate and McCune of the House—An Act relating to courts; amending 22 O.S. 1961, § 1068, to relieve the appealing party of the burden of presenting the entire record; directing codification; and establishing the effective date.

SB 259—By Rogers, et al, of the Senate and Cate, et al, of the House—An Act relating to schools; amending Section 1, Chapter 58, O.S.L. 1963 as last amended by Section 1, Chapter 30, O.S.L. 1970 (70 O.S. Supp. 1970 § 6-1a); providing for the applicability of this act to all employees of institutions, agencies and boards comprising the Oklahoma State System of Higher Education, both private; making provisions retroactive; and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 24, 1971, of Enrolled SBs 226 and 275 entitled:

SB 226—By Garrison, et al, of the Senate and Sullivan of the House—An Act relating to schools; amending Section 3, Chapter 82, O.S.L. 1970 (70 O.S. Supp. 1970, § 625.3); providing certain terms and conditions for the repayment of monies loaned from the Oklahoma Rural Medical Education Scholarship Fund; *** and declaring an emergency.

SB 275—By Baggett of the Senate and Sullivan and Hancock of the House—An Act relating to trusts and pools; amending 79 O.S. 1961 §§ 1 and 25; prohibiting certain restraints of trade or commerce; providing recourse for injured parties; providing statute of limitations; and declaring an emergency.

DECLARATION OF VOTE

Senator Terrill asked that the record show had he been present at the time of Third Reading and final passage of **HB 1498** he would have voted AYE on the Bill and its emergency, which was the order.

RESOLUTIONS

Senator Boecher introduced **SR 51**.

Senator Boecher asked unanimous consent that all members of the Senate be made co-authors of **SR 51**, which was the order.

SR 51, as co-authored, was read at length as follows, adopted upon motion of Senator Boecher and ordered referred for enrollment:

SR 51—By Boecher, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution designating the week in each year in which November 16 falls as Oklahoma Heritage Week, and designating the Oklahoma Memorial Association as the coordinating and planning agency for statewide observance of Oklahoma's unique and colorful heritage.

WHEREAS by a merging of Indian Territory and Oklahoma Territory the last State carved from lands of the Louisiana Purchase became, on November 16, 1907, the forty-sixth State of the Union; and

WHEREAS, the melding of the two territories provided the State of Oklahoma, and its citizens of this day, with the most unusual historical background of any in the Nation, it is fitting that tribute be paid to the memory of those who shared in our State's creation and those whose sacrifices, industry and desire for oppor-

tunity under individual freedom wrought us such good fortune; and

WHEREAS, it is entirely appropriate that those of generations now living and generations yet unborn make observance our rich heritage in an entire week rather than a single day. The entire week in which November 16 falls should be declared and observed as "Oklahoma Heritage Week"; and

WHEREAS, the Oklahoma Memorial Association, a nonprofit philanthropic organization and sponsor of the Oklahoma Hall of Fame, whose purpose it is to enhance this State's historical heritage and to honor men and women of the State, past and present, who have distinguished themselves and added to the State's history is capable of coordinating and planning the annual observance of Oklahoma Heritage Week and willing to assume such task.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The week in each year in which November 16 falls is hereby declared to be "Oklahoma Heritage Week", beginning on a Sunday when November 16 falls on such day or a following day of the week through Saturday.

SECTION 2. The Oklahoma Memorial Association, aforementioned herein, is hereby designated as the coordinating and planning agency for statewide annual observance of "Oklahoma Heritage Week", and is charged with the duty of creating observance thereof through pulpits and mass communication media, through public and parochial schools, through private and state insitutions of higher learning and other dignified noncommerical means, so that the patriotism and idealism of our heritage be not forgotten but the lives of the citizens of the state may be enriched by reminders from our history.

Senator Payne introduced **SR 52**.

Senator Payne asked unanimous con-

sented that all members of the Senate be made co-authors of **SR 52**, which was the order.

SR 52, as co-authored, was read at length as follows, adopted upon motion of Senator Payne and ordered referred for enrollment:

SR 52—By Payne, Baggett, Baldwin Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, 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-third Oklahoma Legislature; and directing distribution of this Resolution.

WHEREAS, the Southwestern Bell Telephone Company has selected six of its most gracious and lovely employees to serve as telephone operators and supervisors for the State Senate during the First Session of the Thirty-third Legislature, being Peggy Davis, Dorothy Langford, Loutricious Anderson, Corine Johnson, operators, and Dean Adams and Armeda Russell, 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 1ST

SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate extends to the Southwestern Bell Telephone Company and to its employees, Peggy Davis, Dorothy Langford, Loutricious Anderson, Corine Johnson, Dean Adams and Armeda Russell, its appreciation for their services.

SECTION 2. 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.

PENDING SENATE ACTION

HCR 1047 by Cox of the House and Ferrell of the Senate was called up for consideration.

Senator Ferrell asked unanimous consent that all members of the Senate be made co-authors of **HCR 1047**, which was the order.

HCR 1047, as co-authored, was read at length, adopted upon motion of Senator Ferrell, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1482—By Sanders and Cox—An Act relating to labor; pertaining to the practice of certain types of employment; creating the Oklahoma Solicitors' Employment Act; defining terms; stating purpose and providing exceptions; requiring each employer to register with the administrator of the Department of Consumer Affairs, including the data on employees; requiring a bond; prescribing penalties for failure to register; allowing certified copy of completed registration form as prima facie evidence; designating certain requirements for the employment contract; allowing customer to void contract where employer failed to register; allowing employee regular compensation de-

spite employer's failure to register; prohibiting the use of unfair or deceptive employment practices; providing for penalties; providing for employee action against employer and recovery therefrom; allowing class action; requiring court clerk to mail the petition and judgment or decree of civil action by employee to the Attorney General and administrator of the Department of Consumer Affairs; allowing where permanent injunction or order is rendered, to be prima facie evidence; providing for Attorney General to bring action against employer using or about to use unfair or deceptive employment practices; requiring notice; prescribing penalties for violations; providing for severability; and declaring an emergency.

HB 1484—By Riggs—An Act relating to civil procedure; providing for stay of execution of judgment in an action for forcible entry and detention of real property upon compliance by defendant with certain requirements; providing for appeal and deposit of rent; directing codification; repealing Section 11, Chapter 172, O.S.L. 1968 (12 O.S. Supp. 1970, § 1148.11); and providing for effective date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1352 and 1405, as amended.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 23, as amended and co-authored.

HA to SCR 23 read as follows, and consideration deferred:

Authors: Add the following coauthor: Payne of the House.

Amendment No. 1. Amend Page 2, Section 2, Lines 2 and 3, by striking the following language: on Line 2: "and the Dean of the Medical School" and the last

"and" on Line 2, and on Line 3: "the other faculty members thereof"

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1352, 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 adoption of and transmitting for consideration Engrossed: HCRs 1031, 1048, 1049 and 1050.

HCR 1031—By Andrews—A Concurrent Resolution requesting the Oklahoma State Regents for Higher Education to appropriate certain monies to Central State College upon its becoming a University in order to establish a wrestling program.

HCR 1048—By Payne of the House and Lane of the Senate—A Concurrent Resolution directing the executive committee of the State Legislative Council to refer to an appropriate standing committee for interim study the need for establishing minimums in State Welfare Assistance vis-a-vis increases in Social Security Benefits; and directing such standing committee to report its findings and recommendations to the executive committee of the Legislative Council and the 2nd Session of the 33rd Oklahoma Legislature.

HCR 1049—By Sandlin of the House and Nichols and Miller of the Senate—A Concurrent Resolution commending and congratulating the 1971 Holdenville High School Baseball Team, the "Wolverines", and their coach, Andy Mace, for winning the State Class 2A Baseball Championship and directing distribution.

HCR 1050—By Wiedemann of the House and Boecher of the Senate—A Concurrent Resolution relating to designating the first week in June of each year as "PBX Operators Week"; providing therefor; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 6, and naming House Conferrees as follows: McCune, Cotner, and Odom.

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 1139, 1143 and 1391.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1139 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 1139, Entitled:

(An Act Relating To The State Bureau Of Investigation And Making An Appropriation Thereto; *** And Declaring An Emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. Add Lane of the Senate and Townsend of the House as Co-authors.

2. That the Senate recede from Engrossed Senate Amendment No. 1.

3. The Conference Committee Substitute for the Engrossed House Bill No. 1139 attached hereto, be adopted.

CCS for HB 1139—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act Relating To The State Bureau Of Investigation And Making an Appropriation Thereto; Stating The Purpose; Au-

thorizing The Director To Create Positions And Fix The Salaries Of Necessary Employees; Making An Appropriation For The Purchase Of Automobiles; Making An Appropriation For The Purchase Of Regulated Drugs And Other Evidence Costs; Making An Appropriation For Construction; Providing Lapse Dates; 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 State Bureau of Investigation, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Seven Hundred Thirty-five Thousand Two Hundred Thirty Dollars (\$735,230.00), or so much thereof as may be necessary to carry out the duties imposed upon the State Bureau of Investigation by law.

SECTION 2. In accordance with the provisions of Chapter 98, O.S.L. 1969 (74 O.S. Supp. 1970, § 154), the Director shall appoint and fix the duties and compensation of employees necessary to perform the duties imposed upon the State Bureau of Investigation by law.

SECTION 3. There is hereby appropriated to the State Bureau of Investigation, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, the sum of Forty Thousand Dollars (\$40,000.00), for the purchase of automobiles. The appropriation made by this Section shall not be subject to the provisions of 47 O.S. 1961, §§ 151 and 156, as amended.

SECTION 4. There is hereby appropriated to the State Bureau of Investigation, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Ten Thousand Dollars (\$10,000.00), for the purpose of purchasing regulated drugs to be used as evidence in narcotic cases and fees for

informers or special employees and other associated expenses necessary to apprehend and convict violators of the regulated drug laws of the State of Oklahoma. The Director of the State Bureau of Investigation, and the Director of State Finance are hereby authorized and directed to promulgate in writing the necessary rules and regulations requiring strict accountability relative to the expenditure of the above appropriation.

SECTION 5. There is hereby appropriated to the State Bureau of Investigation, from the Income Tax Adjustment Fund, not otherwise appropriated, the sum of Forty Thousand Dollars (\$40,000.00), or so much thereof as may be necessary for the construction of a building near or integrated into the new headquarters facilities of the Department of Public Safety.

SECTION 6. The appropriations made by Sections 1, 3 and 4 in this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year. The appropriation made in Section 5 of this act from the Income Tax Adjustment Fund shall not be subject to fiscal year limitations and shall be available for expenditures and encumbrance purposes for a period of thirty (30) months from the date this act is approved.

SECTION 7 The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden,

Chairman, Hamilton, Vice - Chairman, Baldwin, Boecher, Grantham, Howard, Murphy, Martin, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Davis, Fine, Greenhaw, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following CCR on HB 1143 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 1143, Entitled:

(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 following recommendations:

1. That Murphy, Rogers, Terrill, Lane and Nichols of the Senate and Skeith, Bamberger and Townsend of the House be added as Co-authors.

2. That the Senate recede from Engrossed Senate Amendments 1 thru 4.

3. That the Conference Committee Substitute Bill for the Engrossed House Bill No. 1143 be adopted.

CCS for HB 1143—By Willis, Miskelly, Skeith, Bamberger and Townsend of the House and McSpadden, Hamilton, Murphy, Rogers, Terrill, Lane and Nichols of the Senate.

An Act relating to the State Highway Department; making an appropriation thereto; providing for transfer of funds; specifying the purposes for which appropriated funds may be used; limiting expenditures for audits; providing for construction of roads to lakes, historic sites, park access roads and industrial sites; providing for special maintenance projects; authorizing expenditure for administrative functions imposed by Highway Safety Act;

amending Section 2, Chapter 134, O.S.L. 1970; requiring allocation of certain funds by Commissioners' districts; providing for obligation of funds; providing that obligation of funds shall be subject to the provisions of Title 62, Sections 41.1 through 41.38, Oklahoma Statutes of 1961; making appropriation nonfiscal; 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 State Highway Department, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Eighteen Million Nine Hundred Thirty-two Thousand Four Hundred Fifty-three Dollars (\$18,932,453.00). Said appropriation shall be transferred and is hereby appropriated to the State Highway Construction and Maintenance Fund and shall be expended in the same manner and for the same purposes as is provided by law for other monies accruing to the credit of the State Highway Construction and Maintenance Fund.

SECTION 2. Payment to the State Examiner and Inspector, during the fiscal year ending June 30, 1972, from funds accruing to the State Highway Construction and Maintenance Fund, for auditing accounts of the State Highway Department, shall not exceed one-tenth of one percent (1/10 of 1%) of the total warrants issued by the State Highway Department during the fiscal year ending June 30, 1971. Provided further, that during the fiscal year ending June 30, 1972, not less than One Million Two Hundred Fifty Thousand Dollars (\$1,250,000.00) of the funds dedicated to new construction shall be used for construction of lake roads, park access roads and roads to historic sites, and that not less than One Million Dollars (\$1,000,000.00) of funds so dedicated, shall be used for

the construction of roads to existing industrial sites.

SECTION 3. Special maintenance projects under Fifty Thousand Dollars (\$50,000.00) should be performed and carried out by state special maintenance crews, who may also carry out projects above said amount, if in the judgment of the Highway Commission the same shall be in the best interest of the State of Oklahoma, except that special maintenance projects involving asphaltic material overlay may be let to contract if the same shall be in the best interests of the state in the judgment of the Commission.

SECTION 4. The State Highway Department is hereby authorized to expend up to Twenty-five Thousand Dollars (\$25,000.00) of the funds accruing to the State Highway Construction and Maintenance Fund, for the fiscal year ending June 30, 1972, to carry out the administrative functions imposed by the Highway Safety Act, Chapter 347, Oklahoma Session Laws 1967 (47 O.S. Supp. 1970, §§ 40-107, et seq.).

SECTION 5. Section 2, Chapter 134, O.S.L. 1970, is hereby amended to read as follows:

Section 2. All funds collected and placed in the State Treasury and credited to the State Highway Construction and Maintenance Fund not appropriated in Section 1 and Section 3 are hereby appropriated to be used and expended in the same manner and for the same purposes as other monies accruing to the State Highway Construction and Maintenance Fund. Of the additional funds appropriated in this section, **[Three Million Dollars (\$3,000,000.00)] TWO MILLION DOLLARS (\$2,000,000.00)** thereof shall be transferred to a revolving fund to be known as the Highway Advance Right-of-Way Acquisition and Management Fund created by House Bill No. 1601 of the 32nd Legislature, 2nd Session.

SECTION 6. Of the monies accruing to the State Highway and Construction and Maintenance Fund and dedicated 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 7. No obligation shall be incurred during any fiscal year in excess of the total amount of monies accruing to the State Highway Construction and Maintenance Fund during such fiscal year. 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 8. To prevent obligations being incurred in excess of the revenue to be collected during any fiscal year, all monies accruing to the State Highway Construction and Maintenance Fund shall be subject to the provisions to Title 62, §§ 41.1 through 41.38, Oklahoma Statutes 1961, as now or hereafter amended.

SECTION 9. The appropriation 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 provision hereof shall be held void, the decision of the court so holding shall not affect or im-

pair any of the remaining parts or provisions of this act.

SECTION 11. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Murphy, Martin, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman Miskelly, Vice-Chairman, Bradley, Davis, Fine, Greenhaw, Mountford, Odom, Sanguin, Skeith, Sparkman.

Mr. President

and

Mr. Speaker:

We, your General Conference Committee on Appropriations, to whom was referred Engrossed Senate Bill Number 1391, Entitled:

(Unpaid Claims and Warrants Cancelled by Statute *** and Declaring an Emergency)

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the Conference Committee Substitute for Engrossed House Bill No. 1391, attached hereto, be adopted.

CCS for HB 1391—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act making appropriations from designated State funds to pay unpaid claims and warrants cancelled by statutes; providing lapse date; providing that provisions of this Act are severable; 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:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
608538	P. E. De Priest	P. E. De Priest	\$ 9.64
937579	J. A. Shannon	J. A. Shannon	10.57
775553	A. J. Silva	A. J. Silva	30.51
684894	G. M. Mills	G. M. Mills	5.84
521134	Estate of K. Mitchell	Estate of K. Mitchell	701.53
593543	L. J. Gray	American Exchange Bank and Trust Company	94.17
599993	O. P. Hendricks	O. P. Hendricks	22.63
653812	O. P. Hendricks	O. P. Hendricks	22.63
033358	C. W. Johnson	C. W. Johnson	11.70
219287	C. S. Pechtel	C. S. Pechtel	6.90
898181	J. P. Johnson	J. P. Johnson	17.34
935911	L. G. Heath	L. G. Heath	67.60
198037	L. A. Buck	L. A. Buck	20.93
309494	R. E. Story	First National Bank, Tahlequah	31.25
792516	Oklahoma Gas & Electric	Oklahoma Gas & Electric	96.77
834944	Oklahoma Gas & Electric	Oklahoma Gas & Electric	76.35
862584	Oklahoma Gas & Electric	Oklahoma Gas & Electric	74.78
339658	Frank C. Sneed	Frank C. Sneed	65.20
594942	Oklahoma Gas & Electric	Oklahoma Gas & Electric	108.96
811566	Mobil Oil Corporation	Mobil Oil Corp.	245.86
101363	M. A. Hall, Jr.	M. A. Hall, Jr.	209.44
853195	R. J. Morgan	R. J. Morgan	16.95
593714	R. J. Morgan	R. J. Morgan	16.95
905715	R. J. Morgan	R. J. Morgan	17.10
844583	R. J. Morgan	R. J. Morgan	17.10
731371	J. E. Kitchell	J. E. Kitchell	263.66

SECTION 2. There is hereby appropriated out of any monies in the Revolving Fund of Griffin Memorial Hospital, the following amounts for payment to the current holders of the following warrants:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
486886	Strange-Jones Wholesale Company	Strange-Jones Wholesale Company	72.31
936770	Hampton's Flowers	Hampton's Flowers	30.00

SECTION 3. There is hereby appropriated out of any monies in the Revolving Fund of Southwestern State College, the following amount for payment to the current holder of the following warrant:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
641613	Curtin Scientific Co.	Curtin Sci. Co.	\$105.50

SECTION 4. There is hereby appropriated out of any monies in the Revolving Fund of the University of Oklahoma, the following amounts for payment to the current holders of the following warrants:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
491840	Curtin Scientific Co.	Curtin Sci. Co.	\$222.47
567615	Xerox Corporation	Xerox Corporation	75.00

SECTION 5. There is hereby appropriated out of any monies in the Department of Highway Construction and Maintenance Fund, the following amounts for payment to the current holders of the following warrants:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
530261	F. Gray Oil Co.	First National Bank of Davis	\$30.00
121817	Henderson Abbott	Henderson Abbott	20.00

SECTION 6. 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 holders of the following warrants:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
633776	J. L. Weldon	J. L. Weldon	\$ 38.65
160359	Texaco Inc.	Texaco Inc.	106.43

SECTION 7. There is hereby appropriated out of any monies in the Repairs to Mentally Retarded Schools Fund of the Oklahoma Public Welfare Commission, the following amount for payment to the current holder of the following warrant:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
731925	Aloe, Division of Brunswick Corp.	Aloe, Division of Brunswick Corp.	\$251.86

SECTION 8. 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:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
199609	Leonard W Rozin, M. D.	Leonard W Rozin, M. D.	\$ 10.00
201367	Leonard W Rozin, M.D.	Leonard W. Rozin, M.D.	10.00
204603	Leonard W Rozin, M.D.	Leonard W Rozin, M.D.	20.00
056697	W D. Chambers, D.O.	W D. Chambers, D.O.	45.00
180220	Choctaw County Memorial Hospital	Choctaw County Memorial Hospital	40.00
153113	Choctaw County Memorial Hospital	Choctaw County Memorial Hospital	3.00
129500	Claremore Health Center	Claremore Health Center	40.00
015287	St. Mary's Hospital	St. Mary's Hospital	2.50
061314	G. E. Finley, M.D.	G. E. Finley, M.D.	50.00
066650	G. E. Finley, M.D.	G. E. Finley, M.D.	50.00
066664	G. E. Finley, M.D.	G. E. Finley, M. D.	50.00
083994	John H. Gardner, M.D.	John H. Gardner, M.D.	175.00
037160	Elva Cargill	Elva Cargill	93.00
006923	Elva Cargill	Elva Cargill	90.00
056248	G. E. Finley, M.D.	G. E. Finley, M. D.	50.00
066666	G. E. Finley, M.D.	G. E. Finley, M. D.	50.00
036680	G. E. Finley, M.D.	G. E. Finley, M. D.	50.00

WARRANT

NUMBER	TO WHOM ISSUED	NUMBER	TO WHOM ISSUED
056236	G. E. Finley, M.D.	G. E. Finley, M.D.	50.00
87479	Paul C. Gallaher, M.D.	Paul C. Gallaher, M.D.	101.00
96564	Leonard W. Rozin, M.D.	Leonard W. Rozin, M.D.	16.00
96565	Leonard W. Rozin, M.D.	Leonard W. Rozin, M.D.	13.00
96567	Leonard W. Rozin, M.D.	Leonard W. Rozin, M.D.	41.00
96568	Leonard W. Rozin, M.D.	Leonard W. Rozin, M.D.	8.00
96569	Leonard W. Rozin, M.D.	Leonard W. Rozin, M.D.	28.00
96570	Leonard W. Rozin, M. D.	Leonard W. Rozin, M.D.	18.00
41613	G. E. Finley, M.D.	G. E. Finley, M.D.	50.00
57000	G. E. Finley, M.D.	G. E. Finley, M.D.	50.00
195567	August C. Gauchat, M.D.	Austin C. Gauchat, M.D.	10.00
212616	Charles A. Royer, M.D.	Martha Reed	25.00
218675	Stilwell Municipal Hospital	Stilwell Municipal Hospital	40.95
187333	St. Mary's Hospital	St. Mary's Hospital	45.50

SECTION 9. There is hereby appropriated out of any monies in the Oklahoma Department of Public Welfare Fund for Mentally Retarded (Pauls Valley State School) the following amount for payment to the current holder of the following warrant:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
579015	Vogart Company, Inc.	Vogart Company, Inc.	\$ 48.45

SECTION 10. There is hereby appropriated out of any monies in the Agency Relationship Fund of the Oklahoma Department of Public Welfare, the following amounts for payment to the current holders of the following warrants:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
632911	The Uniform Shoppe	The Uniform Shoppe	38.00
471060	Norwood Welch Funeral Home	Norwood Welch Funeral Home	80.00
004221	Florence M. Lake	Mrs. T. A. Nation	3.52

SECTION 11. There is hereby appropriated out of any monies in the Oklahoma Department of Public Welfare Administration Fund, the following amounts for payment to the current holders of the following warrants:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
670282	S. Herron	Mrs. S. Herron	126.57
426123	A. C. Gauchat, M.D.	A. C. Gauchatt, M.D.	10.00
427936	A. C. Guachat, M.D.	A. C. Gauchat, M.D.	10.00
503935	G. E. Finley, M.D.	G. E. Finley, M.D.	20.00
720537	J. R. McNally	J. R. McNally	76.08
720538	J. R. McNally	J. R. McNally	126.52

SECTION 12. There is hereby appropriated out of any monies in the State Combined Adult Categories Fund of the Oklahoma Public Welfare Commission, the following amount for payment to the current holders of the following warrants or orders:

WARRANT

NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
0076274	June Smith, Gdn. for Glynnie Miles	June Smith, Gdn. for Glynnie Miles	89.00
0076658	Lena Hood, Gdn. for Linette Hood	Lena Hood, Gdn. for Linette Hoods	91.00
0056175	Delbert E. Bales	Delbert E. Bales	2.00
119747	Loretta Watson	Loretta Watson	67.00
0848049	Gertrud E. Wylie	Carl Lyans, Adm. of Skyline Ter- race Nursing Home	89.00
0924047	Gertrud E. Wylie	Carl Lyans, Adm. of Skyline Ter- race Nursing Home	89.00
0072385	Gertrud E. Wylie	Carl Lyans, Adm. of Skyline Ter- race Nursing Home	89.00
0060136	Clarence E. Timmons	Clarence E. Timmons	100.00
0502160	Laura V. Love	Laura V. Love	54.00
0888977	Thomas S. Rice	Thomas S. Rice	98.00
0067495	Martha L. Boykin	Martha L. Boykin	100.00
0261327	Frank Williams	Frank Williams	60.00
0786134	Effie L. Lovell	Ray Parks	100.00
0100445	Grace B. Carey	Mrs. Ina Biby, Admr. of the Estate of Grace B. Carey	98.00
0918307	Grace B. Carey	Mrs. Ina Biby, Admr. of the Estate of Grace B. Carey	98.00
0396054	Lucille Jordan	Jettye Williams	100.00
0862763	Della McCall	L. W. Dilldine	45.00
567814	Tom Cornshucker	Bott's Wholesale c/o Security Bank & Trust Co., Miami, Oklahoma 74354	58.00

SECTION 13. There is hereby appropriated out of any monies in the Department of Public Welfare Title XIX Revolving Fund, the following amounts for payment to the current holders of the following warrants:

WARRANT NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
091716	George Tugmon	Fannie Tugmon	132.48
168978	A. C. Gauchat, M.D.	A. C. Gauchat, M.D.	84.80
202287	L. W. Rozin, M.D.	L. W. Rozin, M.D.	20.00
301028	Donald R. Whitaker, D.O.	Donald R. Whitaker, D.O.	13.00
143873	L. W. Rozin, M.D.	L. W. Rozin, M.D.	10.00
330997	Dalton-McLellan	Dalton-McLellan	6.59

SECTION 14. There is hereby appropriated out of any monies in the Department of Public Welfare Aid to Families with Dependent Children Fund, the following amounts for payment to the current holders of the following warrants:

WARRANT NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
07963	Anna Belcher	O. K. Market	90.00
166403	Mary Valdez	Mary Valdez	185.00
85247	Lydia Barnhart	Bott's Wholesale c/o Se- curity Bank & Trust Co..	

WARRANT NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
85244	Lela D. Lay	Miami, Oklahoma 74354 Bott's Wholesale c/o Se- curity Bank & Trust Co., Miami, Oklahoma 73454	82.00 73.00

SECTION 15. There is hereby appropriated out of any monies in the Department of Public Welfare Fund for Mentally Retarded (Enid State School), the following amount for payment to the current holder of the following warrant:

WARRANT NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
583479	Scrivner-Boogaart, Inc.	Scrivner-Boogaart, Inc.	1,895.80

SECTION 16. There is hereby appropriated out of any monies in the Department of Public Welfare Dependent Children's Institutional Operation Fund (Whitaker State Orphans' Home) the following amount for payment to the current holder of the following warrant:

WARRANT NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
943071	A. H. Robins	A. H. Robins	12.23

SECTION 17. The Oklahoma Tax Commission is hereby directed to pay from the Oklahoma Tax Commission Official Depository Account 108 the following amount to the current holder of the following warrant:

WARRANT NUMBER	TO WHOM ISSUED	CURRENT HOLDER	AMOUNT
359317	J. E. & E. J. Chancey	J. E. & E. J. Chancey	43.64

SECTION 18. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Murphy, Martin, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Davis, Fine, Greenhaw, Mountford, Odom, Sanguin, Skeith, Sparkman.

MESSAGE FROM THE HOUSE

Advising rejection of **SA**s to Engrossed

HB 1124, requesting Conference and referring said Bill to **GCCA**.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 120**, and referring said Bill to **GCCA**.

PENDING SENATE ACTION ON CCRs

Upon motion of Senator McSpadden, the

Conference Committee Report on **HB 1128** was declared adopted.

HB 1128, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Smith, Stipe, Terrill, Trent, Williams.—35.

Excused: Bradley, Hamilton, Hargrave, Howell, Keels, Murphy, Phillips, Porter, Rogers, Smalley, Stansberry, Taliaferro, Young.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Smith, Stipe, Terrill, Trent, Williams.—35.

Excused: Bradley, Hamilton, Hargrave, Howell, Keels, Murphy, Phillips, Porter, Rogers, Smalley, Stansberry, Taliaferro, Young.—13.

The emergency was declared passed.

HB 1128, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 80** was declared adopted.

Senator Howell asked to be shown present, which was the order.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—34.

Excused: Baggett, Bradley, Garrett, Hamilton, Hargrave, Keels, Medearis, Murphy, Phillips, Porter, Rogers, Taliaferro, Trent, Young.—14.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—34.

Excused: Baggett, Bradley, Garrett, Hamilton, Hargrave, Keels, Medearis, Murphy, Phillips, Porter, Rogers, Taliaferro, Trent, Young.—14.

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 **HB 1121** was declared adopted.

HB 1121, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nich-

ols, Payne, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—34.

Excused: Boecher, Bradley, Dahl, Hamilton, Hargrave, Keels, Medearis, Murphy, Phillips, Porter, Rogers, Taliaferro, Trent, Young.—14.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—34.

Excused: Boecher, Bradley, Dahl, Hamilton, Hargrave, Keels, Medearis, Murphy, Phillips, Porter, Rogers, Taliaferro, Trent, Young.—14.

The emergency was declared passed.

HB 1121, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 72 was declared adopted.

Senator Young asked to be shown present, which was the order.

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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Boecher, Bradley, Hamilton, Hargrave, Howard, Keels, Luton, Medearis, Murphy, Phillips, Porter, Taliaferro, Trent.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—35.

Excused: Boecher, Bradley, Hamilton, Hargrave, Howard, Keels, Luton, Medearis, Murphy, Phillips, Porter, Taliaferro, Trent.—13.

The emergency was declared passed.

SB 72, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

DECLARATION OF VOTE

Senators Murphy and Young asked that the record show had they been present at the time of Third Reading and final passage of SBs 72, 80 and HB 1128, they would have voted AYE on the Bills, which was the order.

PENDING SENATE ACTION ON CCRs

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Howard, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Garrison, Hamilton, Hargrave, Holden, Howell, Keels, McGraw,

Phillips, Porter, Stansberry, Taliaferro.—12.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Howard, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Garrison, Hamilton, Hargrave, Holden, Howell, Keels, McGraw, Phillips, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.

SB 79, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator McSpadden moved that the Senate reject the Conference Committee Report on SB 84 and HB 1116 and request further conferences, said Bills re-referred to the GCCA which motion was declared adopted.

Senator Rogers asked to be shown present, which was the order.

Upon motion of Senator McSpadden, the Conference Committee Report on SB 85 was declared adopted.

SB 85, as amended 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Garrison,

Hargrave, Keels, McSpadden, Phillips, Porter, Smith, 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Boecher, Bradley, Garrison, Hargrave, Keels, McSpadden, Phillips, Porter, Smith, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 85, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on HB 1145 was declared adopted.

HB 1145, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Garrett, Hargrave, Keels, Murphy, Phillips, Porter, Smalley, Stansberry, Taliaferro.—10.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham,

Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Garrett, Hargrave, Keels, Murphy, Phillips, Porter, Smalley, Stansberry, Taliaferro.—10.

The emergency was declared passed.

HB 1145, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1147** was declared adopted.

HB 1147, as amended 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Berrong, Bradley, Garrison, Hamilton, Hargrave, Holden, Keels, Phillips, Porter, Smith, Stansberry, Taliaferro.—12.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Berrong, Bradley, Garrison, Hamilton, Hargrave, Holden, Keels, Phil-

lips, Porter, Smith, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1147, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 88** was declared adopted.

SB 88, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Field, Hargrave, Keels, McCune, Nichols, Phillips, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Field, Hargrave, Keels, McCune, Nichols, Phillips, Porter, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 88, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, 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, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Young.—34.

Nay: Baldwin, Ferrell, Howard, Murphy, Rogers, Williams.—6.

Excused: Berrong, Bradley, Hargrave, Keels, Phillips, Porter, Stansberry, Taliaferro.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Young.—35.

Nay: Baldwin, Ferrell, Howard, Rogers, Williams.—5.

Excused: Berrong, Bradley, Hargrave, Keels, Phillips, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

SB 91, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Hargrave asked to be shown present, which was the order.

Upon motion of Senator McSpadden, the Conference Committee Report on **SB 78** was declared adopted.

SB 78, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Hamilton, Keels, Porter, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Hamilton, Keels, Porter, Taliaferro.—5.

The emergency was declared passed.

SB 78, together with Conference Committee Report thereon, was ordered Transmitted to Honorable House.

Upon motion of Senator McSpadden, the Conference Committee Report on **HB 1137** was declared adopted.

HB 1137, as amended 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, Capps, Crow, Dahl, Field, Garrett, Grantham,

Ham, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Bradley, Ferrell, Garrison, Graves, Hamilton, Hargrave, Holden, Keels, Porter, Smalley, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Grantham, Ham, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Bradley, Ferrell, Garrison, Graves, Hamilton, Hargrave, Holden, Keels, Porter, Smalley, Taliaferro.—11.

The emergency was declared passed.

HB 1137, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator McSpadden moved that the Senate reject the Conference Committee Report on HB 1134 and ask for a further conference, said Bill re-referred to GCCA, which motion was declared adopted.

BILL WITHDRAWN

Senator Murphy asked unanimous consent that SB 337 be withdrawn from the Calendar and re-referred to the Committee on Commerce, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 14, SBs 228, 292, 341, 346, 351, SCR 49 and HBs 1175 and 1498 each correctly engrossed.

SCR 48 and SR 50 each correctly enrolled.

Engrossed SJR 14, SBs 228, 292, 341, 346, 351, and SCR 49 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HBs 1175 and 1498, together with Engrossed SAs, were properly signed and ordered returned to the Honorable House.

Enrolled SCR 48 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 50 was properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1210, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1199, requesting Conference and referring said Bill to GCCA.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1325, requesting Conference and naming Conferees as follows: York, Abbott, and Clemons.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1415, requesting Conference and naming Conferees as follows: Odom, Fine, and Murphy.

RESOLUTIONS

President Pro Tempore Smith introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 50—By Smith of the Senate and Abbott of the House—A Concurrent Resolution directing the Oklahoma Commission on Education to study the Oklahoma State System of Higher Education with emphasis on accountability in certain areas and report to the 2nd Session of the 33rd Oklahoma Legislature; directing certain officials of the Oklahoma State System of High-

er Education and their offices to extend services and assistance in conducting and expediting the study; and directing distribution.

Senator Ham introduced **SCR 51**, consideration of which was deferred for this legislative day:

SCR 51—By Ham—A Concurrent Resolution regretfully noting the death of Anna Minton, former National Committeewoman of the State Democratic party; extending sympathy; and directing distribution.

GENERAL ORDER

HB 1155 by Abbott, et al, of the House, and Miller and Terrill of the Senate was read and considered.

Senator Payne asked to be made a co-author of **HB 1155**, which was the order.

Senator Boecher presiding.

Senator Stipe moved to amend **HB 1155**, Article V, Page 3, Line 35, by inserting after the word "provided," and before the word "Provided", the following: "Employees of the United States Government and the State of Oklahoma shall be eligible to serve on the board of education of any school district," which amendment was declared adopted.

Senator Payne presiding.

Senator Crow moved to amend **HB 1155**, Article V, Page 4, Line 1, by striking after the word "territory" and before the word "one", the words "not more than" and inserting therefor the words, "at least"; and, by striking on Line 3, "the same" and inserting therefor the word "each", which amendment was declared adopted.

Senator Baggett moved to amend **HB 1155**, Article V, Page 7, Lines 26, et seq, by striking Section 5-109 and substituting the following: "Section 5-109. If any school district has a board of education composed of more than five (5) members on the effective date of this Act, such board may, on or before September 1, 1971, elect by resolution to continue to have that number of members comprising the board of ed-

ucation of such district." which amendment was declared adopted.

Senator Ferrell moved to amend **HB 1155**, Article V, Page 9, Line 23, by adding the word "for", and before the word "the", the following: "a period extending until the next regular school district election, at which time an election conducted as provided for in this code shall be held to fill any balance of", which amendment was declared adopted.

Senator Baggett moved to amend **HB 1155**, Article VI, Page 5, Line 12, by inserting after the word "year", and before the word "Each", the following: "The school district may exclude not more than the first two (2) days of absence due to illness from sick leave benefits as part of its plan." which amendment was declared adopted.

Senator Baggett moved to amend **HB 1155**, Article VI, Page 5, Lines 26 through 30, by striking the sentence which reads: "The State Board of Education shall reimburse the school districts with additional State Aid for fifty percent (50%) of the money paid school teachers for sick leave during the fiscal year from monies appropriated for said purpose, for fiscal years beginning after June 30, 1971." which amendment was declared adopted.

Senator Howell moved to amend **HB 1155**, Article VI, Page 9, Line 14, by adding after the word "request" another sentence as follows: "All information regarding pupils and their parents or relatives obtained by a counselor shall be deemed confidential and privileged communications and this information shall be properly safeguarded by the school district and used only for the educational benefit of the pupil." which amendment was tabled on motion of Senator Miller.

Senator Garrison raised the question of "No Quorum". the Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Hamilton moved that **HB 1155**,

as co-authored and amended, be advanced to engrossment.

Senator Luton moved to table the Hamilton motion to advance, which motion failed of adoption, upon roll call as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Howell, Inhofe, Lamb, Luton, McCune, McGraw.—15.

Nay: Crow, Dahl, Graves, Hamilton, Holden, Howard, Lane, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Stipe, Trent, Williams, Young.—19.

Excused: Birdsong, Boecher, Bradley, Ferrell, Ham, Hargrave, Keels, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill.—14.

The vote occurring on the Hamilton motion, it was declared adopted.

Senator Baggett moved that further consideration of **HB 1155** be deferred and the same rereferred to the Committee on Education-Common, which motion was tabled upon motion of Senator Miller.

By unanimous consent, upon request of Senator Miller, **HB 1155**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

Senator Baldwin presiding.

Senator Payne presiding.

THIRD READING

HB 1155 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Baldwin, Field, Garrison, Luton, McGraw, Smalley.—7

Excused: Bradley, Hargrave, Keels, Porter, Rogers, Stipe, Taliaferro.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smith, Stansberry, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Baldwin, Field, Garrison, Luton, McGraw, Smalley.—7

Excused: Bradley, Hargrave, Keels, Porter, Rogers, Stipe, Taliaferro.—7

The emergency was declared passed.

HB 1155 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for consideration of his motion to reconsider the vote by which **SB 308** failed of passage.

Senator Smalley moved to table the Grantham motion, which motion to table failed of adoption upon roll call as follows:

Aye: Baggett, Boecher, Field, Graves, Hamilton, Howell, Medearis, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent.—14.

Nay: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Rogers, Stansberry, Williams, Young.—27.

Excused: Bradley, Dahl, Hargrave, Keels, Martin, Porter, Taliaferro.—7.

The vote occurring on the Grantham motion, it was declared adopted upon roll call as follows:

Aye: Baldwin, Berrong, Birdsong, Boe-

17 cher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Holden, Howard, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Stansberry, Williams, Young.—28.

Nay: Baggett, Field, Graves, Hamilton, Howell, Medearis, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—14.

Excused: Bradley, Ham, Hargrave, Keels, Porter, Taliaferro.—6.

Senator Grantham moved to reconsider the vote by which **SB 308** was considered engrossed and placed upon third reading and final passage, which motion was adopted.

Senator Grantham moved to reconsider the vote by which **SB 308** was advanced to engrossment, which motion was adopted.

Senator Grantham asked unanimous consent that **SB 308** be withdrawn from the calendar and rereferred to the Committee on Revenue and Taxation, which was the order.

President Pro Tempore Smith asked unanimous consent that a copy of **SB 308** be given to the Tax Study Committee of the Senate for study during the interim, which was the order.

GENERAL ORDER

SB 325 by Stipe of the Senate and Monks of the House was read and considered.

Upon motion of Senator Stipe, **SB 325** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 325** was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Graves, Hamilton, Holden, Lamb, Lane, Luton, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Trent, Young.—26.

Nay: Breckinridge, Ferrell, Garrison, Grantham, Howard, Howell, Inhofe, McCune, McSpadden, Murphy, Smalley, Williams.—12.

Excused: Baggett, Berrong, Bradley, Capps, Ham, Hargrave, Keels, Porter, Stansberry, Taliaferro.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howard, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Berrong, Ferrell, Grantham, Howell, McCune, Williams.—6.

Excused: Baldwin, Bradley, Ham, Hargrave, Inhofe, Keels, McGraw, Porter, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 325 was referred for engrossment.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, May 26, 1971, at 1:00 o'clock P.M., which motion prevailed.

BILL RELEASED

Engrossed **HB 1404** was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, May 26, 1971, at 1:00 o'clock p.m.

Eightieth Legislative Day

Wednesday, May 26, 1971

Pursuant to adjournment, the Senate was called to order by Senator Howell, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—43.

Excused: Bradley, Breckinridge, Ferrell, Porter, Taliaferro.—5.

Senator Crow presiding.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Lamb:

Heavenly Father, we thank you for your continued presence and the confidence we have of your interest in what is happening here. Father, I sense that these men have divided minds and are anxious for this session to come to a close. Please give them a renewed interest in their job so that they will not simply count the days, but make the days count. We ask this in Christ's name. Amen.

The Journal for the last legislative day was declared approved,

COMMITTEE REPORTS

The following Bills were reported by the Committees named, ordered printed and

placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1250—Judiciary, co-authored by Senator Young.

DO PASS, as amended:

SB 30—Parks, Forestry and Industrial Development.

SB 314—Commerce.

HB 1278—Judiciary, co-authored by Senator Grantham.

HB 1419—Environmental Quality—Co-authored by Senator Howard.

HB 1479—Social Welfare.

FIRST READING

The following Bills and Resolutions were introduced and read the first time:

SJR 35—By Luton of the Senate and Odom of the House—An Act establishing the Oklahoma Commission on reorganization of the State Executive Department; providing for appointment of members of Commission, organization thereof, and defining its authority and duties; providing for payment of per diem and travel; providing for an Executive Director and prescribing his duties; authorizing Commission to accept grants, gifts, and bequests, and to enter into contracts; requiring cooperation of state officers and officials; vesting authority in commission to issue subpoenas, administer oaths and take depositions; and declaring an emergency.

SJR 36—By Young—A Joint Resolution providing for continuation of study and investigation of the Office of State Insurance Commissioner commenced pursuant to Senate Resolution No. 40, First Session of the Thirty-Third Legislature; authorizing and directing the Senate Standing Com-

mittee on Insurance to continue and to complete said study and investigation during the 1971 Legislative interim; vesting certain study and investigatory authority in said Committee; empowering said Committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, and punish for contempt; authorizing the granting to witnesses of immunity from criminal prosecution; authorizing employment of investigators, counsel, reporters, secretaries, and other necessary personnel; authorizing payment of salaries, per diem, expenses and travel expenses for Committee members and staff; providing for the payment of witness fees; requiring a written report of findings and recommendations; and declaring an emergency.

SB 360—By Howell—An Act to provide for the establishment of standards of construction for factory manufactured mobile homes; to provide certain definitions; to require compliance with the standards of construction as a condition precedent to the selling of or offering to sell any new factory manufactured movable home for use in this state; to provide for reciprocity with other states; to provide for seal and fees; to provide for administration; to provide for the inspection and the enforcement of this Act; and to provide for liability.

SB 361—By Payne—An Act relating to animals; defining terms; providing one who permits his domestic animals to be unrestrained or to run at large shall be guilty of committing a misdemeanor; fixing penalty upon a conviction thereof; and declaring an emergency.

Senator Luton asked unanimous consent that **SJR 35** be printed and placed directly on the Calendar without reference to a committee, which was the order.

COMMITTEE REPORT

The Insurance Committee submitted its Interim Committee Report, in accordance with **SR 40** and shown at length upon request of Senator Young, as follows:

BEFORE THE INSURANCE

COMMITTEE OF THE STATE SENATE STATE OF OKLAHOMA IN THE MATTER OF THE INVESTIGATION OF JOE B. HUNT, INSURANCE COMMISSIONER OF THE STATE OF OKLAHOMA

INTERIM COMMITTEE REPORT THE SENATE INSURANCE COMMITTEE

submits herewith its Interim Committee Report to the State Senate in accordance with Senate Resolution No. 40.

The Committee has held three meetings, the first of which was an organizational meeting, the second was conducted in order to set rules for the conduct of said investigation and the third meeting was held for the purpose of hearing evidence which was transcribed by a Court Reporter. The Committee received into evidence 44 exhibits.

At this time, due to the press of other legislative business, the Committee does not want to make any specific findings pertaining to this investigation, but reports they have heard the evidence of Judge Robert Simms, Tulsa, Oklahoma, Paul Thieman, Jr., Attorney at Law, Tulsa, Oklahoma and Paul Wm. Polin, Corporate Planning and Development Consultant, Tulsa, Oklahoma. The Committee has secured transcripts of various hearings pertaining to Community National Life Insurance Company. Judge Simms, who is the Judge handling Receivership Case in the Community National Life Insurance Company Case, has indicated to the committee some recommendations which the Committee feels should be studied regarding future legislation. There is also a need for additional time in which to study over the numerous exhibits and discuss them. The Committee has requested information from the State Insurance Commissioner's Office which in all fairness to that office, it should be granted more time in which to secure same.

Therefore, in view of the above statements, the Committee makes the following recommendations:

1. That this Committee Investigation be extended as set forth in the Resolution.

2. That the Committee be adequately staffed with an Attorney, investigator, court reporter and other necessary personnel to make a thorough study of the matters pertaining to the subject matter of the Resolution.

3. The Committee is therefore requesting that a Joint Resolution be passed, a copy of which is attached hereto and made a part hereof, to carry out the recommendations of this Committee.

Respectfully submitted,
Ed Berrong, Chairman
Jimmy Birdsong
Leon Field
Cleeta John Rogers
James Inhofe
Al Terrill
John W Young

Senator Young asked unanimous consent, which was granted, that **SJR 36** on first reading today, be shown at length as follows:

SJR 36—By Young—A Joint Resolution providing for continuation of study and investigation of the Office of State Insurance Commissioner commenced pursuant to Senate Resolution No. 40, First Session of the Thirty-Third Legislature; authorizing and directing the Senate Standing Committee on Insurance to continue and to complete said study and investigation during the 1971 Legislative interim; vesting certain study and investigatory authority in said Committee; empowering said Committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, and punish for contempt; authorizing the granting to witnesses of immunity from criminal prosecution; authorizing employment of investigators, counsel, reporters, secretaries, and other necessary personnel; authorizing payment of salaries, per diem, expenses and travel expenses for Committee members and staff; providing for the payment of witness fees; requiring a writ-

ten report of findings and recommendations; and declaring an emergency.

WHEREAS, the Senate of the State of Oklahoma, on the 12th day of May, 1971, adopted Senate Resolution No. 40, authorizing and directing the Senate standing Committee on Insurance to conduct

“a comprehensive and detailed study and investigation of the Office of State Insurance Commissioner, including, but not limited to, the effectiveness of present state insurance regulatory programs; policies and proceedings in the administration of state insurance laws and the adequacy thereof; overall effectiveness of the office in achieving the twin goals of regulation to provide (a) protection to the insurance-buying public, and (b) solvency and stability of the insurance industry; qualifications of staff members and salaries paid; conduct of the State Insurance Commissioner and staff members in personal relationships with the insurance industry; general management and operation of the office; and related matters of concern to the Legislature and to the public.”; and

WHEREAS, pursuant to said Senate Resolution No. 40, the Senate standing Committee on Insurance has commenced its study and investigation pursuant to the duties placed upon it by the Senate; and

WHEREAS, it is the opinion of the Insurance Committee and the Senate that said study and investigation cannot be completed prior to the sine die adjournment of the First Session of the Thirty-third Oklahoma Legislature; and

WHEREAS, said Insurance Committee should be authorized and empowered to continue its study and investigation during the 1971 legislative interim, in order that it may effectively discharge its duties.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate standing Committee on Insurance, First Session, Thirty-

third Legislature, is hereby authorized, empowered and directed to continue and to complete, during the 1971 legislative interim, the study and investigation directed by said Senate Resolution No. 40, and, in addition thereto, said Committee is hereby authorized to study and investigate all aspects of the insurance industry of this state.

SECTION 2. Said Committee is hereby authorized and empowered to issue all process known to courts of record, including the power to subpoena witnesses, documents and records; administer oaths; compel, take and record testimony; grant immunity from prosecution to witnesses who invoke the privilege against self incrimination; and to punish for contempt any disobedience of process and any contumacious or disorderly conduct.

SECTION 3. Said Committee chairman, upon approval of the President Pro Tempore, is hereby authorized to employ and fix compensation for such investigators, counsel, service officers, secretaries, reporters and other personnel as may be necessary during the course of the investigation, and as may be necessary to cause to be prepared a verbatim transcript, including documentary evidence, as may be presented during the hearings conducted by said Committee and for other purposes.

SECTION 4. All expenses necessary for the conduct of the study and investigation and the members of said Insurance Committee, its staff and employees shall be paid from funds appropriated for the operation of the State Senate. The members of the Insurance Committee shall be paid the sum of Twenty-five Dollars (\$25.00) per diem for each day of attendance at meetings held in the course of the investigation plus ten cents (10 cents) per mile for necessary travel.

SECTION 5. Witness fees, as required by the laws of this state for civil cases shall be paid from funds appropriated for the operation of the State Senate.

SECTION 6. Said Insurance Committee

at the conclusion of its investigation shall make a written report to the Oklahoma State Senate of its findings and recommendations.

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.

Senator Young, citing rule 8-(e), asked unanimous consent that Representative Heber Finch be added as House author of **SJR 36**, which was the order.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 359—Constitutional Revision and Redistricting.

HB 1482—Commerce.

HB 1484—Judiciary.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 25, 1971, of Enrolled SBs **14**, **109**, **149**, and **159** entitled:

SB 14—By Williams of the Senate and Thornhill of the House—An Act relating to elections; amending 26 O.S. 1961, § 26 O.S. 1961, § 93.18, as amended by Section 5, Chapter 32, O.S.L. 1967 (26 O.S. Supp. 1970, § 93.18); providing restriction on change of party affiliation; providing for certain exceptions; providing for voting in primaries; and declaring an emergency.

SB 109—By Garrison and Grantham of the Senate and Boettcher, Pierce and Payne of the House—An Act relating to corporations; amending 18 O.S. 1961, § 803, as last amended by Section 1, Chapter 95, O.S.L. 1970 (18 O.S. Supp. 1970, § 803); defining terms of the Professional Corporation Act; including physical therapists within the definition of "Professional Service"; and declaring an emergency.

SB 149—By Berrong and Murphy of the Senate and Stratton et al of the House

—An Act relating to revenue and taxation; providing application date for homestead exemption; permitting existing homestead exemption to continue without reapplying; prescribing conditions for continuation of homestead exemption; specifying filing place; directing signature and oath on application * * * repealing Section 2409 of Section 2, Chapter 501, O.S.L. 1965, as amended by Sections 1 and 2, Chapter 222, O.S.L. 1968 (68 O.S. Supp. 1970, § 2409); and providing for severability.

SB 159—By Howard and Smith of the Senate and Riggs and Randle of the House—An Act relating to motor vehicles; amending 47 O.S. 1961, § 22.22A; making it unlawful for any person not duly appointed and qualified as a messenger for a motor license agent to hold himself out to others as qualified to so act, and acting, for such agent; and prescribing punishment for violations of provisions of this Act.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1154—By Bengtson—An Act relating to boxing; providing for the creation of a Boxing Commission; defining terms; designating the qualifications and appointment of members to the Commission; prescribing for the organization of the Commission and defining quorum; providing powers and duties of Commission; subjecting Commission to the Administrative Procedures Act; providing for employees and office space of Commission; prohibiting certain financial interest by employees and members; vesting Commission with sole direction, control and jurisdiction of boxing and sparring and making exceptions thereto; authorizing fees for and issuance of licenses and permits; directing contents of applications and requirements for applicants thereof; imposing bond for certain applicants; granting power to with-

hold, suspend or revoke licenses and permits and prescribing the conditions for such; authorizing temporary suspension of license or permit without hearing and the forfeiture of purses; providing for hearings by Commission and procedures thereto; authorizing subpoena, production of books and records, and investigation of licensee and permittee; requiring reports from promoters; regulating advertisement and tickets to contest or exhibition and place where held; empowering Commission to regulate contracts between professional boxers, manager and promoter; providing penalties for violating this Act; directing five percent of total gross receipts be paid to Commission; transmitting monies received by Commission to State Treasury; providing for creation of a Medical Advisory Board; designating selection, appointment and duties of Board; authorizing boxing and sparring with exception; directing Commission to prescribe rules and regulations for boxing and sparring; permitting Commission to require medical insurance on boxers; requiring physical examination of boxer before contest or exhibition and directing a written report thereof; directing physician's attendance at boxing or sparring event; designating physician from approved list; directing presence of deputy at boxing or sparring events and prescribing duties thereto; limiting financial interest concerning boxer; requiring license for direct or indirect connection with boxing or sparring and penalty for violation; making provisions severable; and declaring an emergency.

HB 1350—By Finch, Monks, Wynn, Williamson and Holaday—An Act relating to public health and safety; defining terms; providing for labels; requiring the use of safety glazing materials in certain hazardous locations; making violations hereof a misdemeanor; providing an effective date; and declaring an emergency.

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 1121, 1128, 1137, 1145, 1147, 1210, and 1404.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1047.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 48.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1365, requesting Conference and referring said Bill to the GCCA.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HBs 1116 and 1134 and SB 84 and referring said Bills to the GCCA.

RESOLUTIONS

Senator Miller introduced SCR 52:

SCR 52—By Miller of the Senate and Abbott and Sandlin of the House—A Concurrent Resolution commending the Ada High School "Cougars" track team and coach for winning the Class 3-A track championship; and directing distribution.

SCR 52 was read at length, adopted upon motion of Senator Miller and ordered referred for engrossment.

Senator Miller introduced the following resolution:

SCR 53—By Miller of the Senate and

Abbott and Sandlin of the House—A Concurrent Resolution commending the Ada High School golf team and its coach for winning the Class 3-A State Championship; and directing distribution.

SCR 53 was read at length, adopted upon motion of Senator Miller and ordered referred for engrossment.

PENDING SENATE ACTION

HCR 1048 by Payne of the House and Lane of the Senate was called up for consideration.

HCR 1048 was read at length, adopted upon motion of Senator Lane, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 248 and 325 each correctly engrossed.

SRs 51 and 52 each correctly enrolled.

Engrossed SBs 248 and 325 were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SRs 51 and 52 were properly signed and ordered transmitted to the Secretary of State.

CONFERENCE COMMITTEE REPORTS

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 office of the State Examiner and Inspector and making appropriations thereto; *** and declaring an emergency.

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

a. Page 1, Line 28, strike the figure "243,023.00" and insert in lieu thereof the figure "249,631.00".

b. Page 1, Line 30, strike the figure "318,692.00" and insert in lieu thereof the figure "325,300.00."

c. Add a new section 3 to read: "SECTION 3. Any unappropriated balance in the State Examiner and Inspector Fund at the close of the fiscal year ending June 30, 1971, in excess of Fifty Thousand Dollars (\$50,000.00) shall revert to the General Revenue Fund of the State Treasury."

3. Renumber the old Section 3 to read Section 4 and the remaining Sections to conform thereto.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Cate, Fine, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Townsend.

The following CCR on SB 65 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 65, Entitled:

(Office of the District Courts and 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. Add Grantham, Luton and Smith of the Senate and Bamberger, Davis and Mountford of the House as co-authors.

2. That the House recede from Engrossed House Amendments Nos. 1 and 2.

3. That the Conference Committee Substitute for Engrossed Senate Bill No. 65, attached hereto, be adopted.

CCS for SB 65—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to courts; making an appropriation to the Office of District Courts and stating the purpose; providing for the payment of salaries, travel and other expenses for authorized personnel of the District Courts within certain limitations; amending Section 3, Chapter 378, O.S.L. 1968, as amended by Section 1, Chapter 228, O. S.L. 1970 (74 O.S. Supp. 1970, § 296), relating to special judges' salaries; amending Section 1, Chapter 378, O.S.L. 1968 (74 O.S. Supp. 1970, § 294), relating to District Judges' and Industrial Court Judges' salaries; amending Section 2, Chapter 378, O.S.L. 1968, as amended by Section 2, Chapter 228, O.S.L. 1970 (74 O.S. Supp. 1970, § 295), relating to associate District Judges' salaries; providing effective date for Sections 4, 5 and 6 of this Act; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. There is hereby appropriated to the Office of the District Courts, from any monies in the General Revenue Fund of the State Treasury, and from the State Judicial Fund of the State Treasury, created in Section 11, Chapter 412, O.S.L. 1968 (20 O.S. Supp. 1970, § 1310), for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to carry out the duties imposed upon the Office of the District Courts by law:

	Fiscal Year Ending June 30, 1972
General Revenue Fund	\$1,320,000.00
State Judicial Fund	2,986,130.00
Total	\$4,306,130.00

SECTION 2. The Office of the District Courts is authorized to expend, for the fiscal year ending June 30, 1972, the funds appropriated in Section 1 of this act, but such amount shall not exceed the following schedule:

Personal Services (Including employee retirement and insurance costs)	\$4,255,545.00
Contractual Services-Travel	50,585.00
Total	\$4,306,130.00

SECTION 3. The number and compensation of officials and employees payable from the appropriations made in this act shall be subject to the following schedule:

TITLE	Number Authorized	Mini- mum	Maxi- mum
District Judge	51	\$20,500	\$20,500
Associate District Judge	87	13,500	17,500
Special Judge	42	10,000	13,500
Court Reporter	127	6,600	9,000
Secretary to Administrative Judicial Chief	9	3,600	5,000
Total	316		

SECTION 4. Section 3, Chapter 378, O. S.L. 1968, as amended by Section 1, Chapter 228, O.S.L. 1970 (74 O.S. Supp. 1970, § 296), is amended to read as follows:

§ 296. The annual salary of each special judge shall be as follows: Not less than Twelve Thousand Five Hundred Dollars (\$12,500.00) nor more than Thirteen Thousand Five Hundred Dollars (\$13,500.00) for lawyer special judges, and [Eight Thousand Five Hundred Dollars (\$8,500.00)] NOT LESS THAN TEN THOUSAND DOL-

LARS (\$10,000.00) NOR MORE THAN TWELVE THOUSAND FIVE HUNDRED DOLLARS (\$12,500.00) for nonlawyer special judges, payable monthly by the state.

SECTION 5. Section 1, Chapter 378, O. S.L. 1968 (74 O.S. Supp. 1970, § 294), is amended to read as follows:

§ 294. The annual salary of each district judge and Judge of the Industrial Court shall be [Seventeen Thousand Five Hundred Dollars (\$17,500.00)] TWENTY THOUSAND FIVE HUNDRED DOLLARS (\$20,500.00), payable monthly by the state.

SECTION 6. Section 2, Chapter 378, O. S.L. 1968, as amended by Section 2, Chapter 228, O.S.L. 1970 (74 O.S. Supp. 1970, § 295), is amended to read as follows:

§ 295. The annual salary of each associate district judge in each county, the population of which is three hundred thousand (300,000), or more, according to the latest Federal Decennial Census, shall be [Sixteen Thousand Five Hundred Dollars (\$16,500.00)] SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00), payable monthly by the state. Except that any associate district judge who was, on January 1, 1968, receiving an annual salary as judge, larger than that herein provided shall not be subject to a reduction in amount thereof but the difference between the rate of his salary prior to said date and that herein specified shall be paid from the court fund of the county. The total of such judicial salaries when paid in part from the court fund shall be used in calculation of any other benefits such as entitlement to retirement or superannuation benefits.

The annual salary of each associate district judge in counties under three hundred thousand (300,000) population, according to the latest Federal Decennial Census, shall be as follows: in counties of less than ten thousand (10,000) population, a salary of not less than [Twelve Thousand Five Hundred Dollars (\$12,500.00)] THIRTEEN THOUSAND FIVE HUNDRED

DOLLARS (\$13,500.00) nor more than [Thirteen Thousand Five Hundred Dollars (\$13,500.00)] FOURTEEN THOUSAND FIVE HUNDRED DOLLARS (\$14,500.00); in counties of ten thousand (10,000) to three hundred thousand (300,000) population, a salary of [Fourteen Thousand Five Hundred Dollars (\$14,500.00)] FIFTEEN THOUSAND FIVE HUNDRED DOLLARS (\$15,500.00) per year; and all salaries shall be payable monthly by the state.

SECTION 7 Sections 4, 5 and 6 of this act shall not become effective until July 1, 1971.

SECTION 8. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Bradley, Cate, Fine, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Townsend.

The following CCR on SB 74 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 74, Entitled:

(Will Rogers Memorial Commission and 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 Engrossed House Amendment No. 1.
2. That the following Conference Committee Amendment be adopted:

a. Page 1, Lines 17 and 18, strike the words and figure "Sixty-two Thousand Seven Hundred Six Dollars (\$62,706.00)" and insert in lieu thereof "Sixty-seven Thousand Seven Hundred Six Dollars (\$67,706.00)".

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Cate, Fine, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Townsend.

The following CCR on SB 83 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 83, 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 Engrossed House Amendment No. 1.

2. That the following Conference Committee amendment be adopted:

a. Restore the title to read:

'An Act relating to the Oklahoma Aeronautics Commission and making an appropriation thereto; stating the purpose; fixing the salary of the Director of Aeronautics; limiting expenditures for workshops; reappropriating certain funds and stating the purpose; providing lapse date; making the provisions of this act severable and declaring an emergency.'

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Cate, Fine, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Townsend.

The following CCR on **SB 89** 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 89, Entitled:

(Liquefied Petroleum Gas Board and 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 Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Restore the Title to read:

"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; providing maximum salary for the administrator; providing for transfer of unappropriated balance at end of the fiscal year; providing for lapse date; making provisions of this Act severable; and declaring an emergency."

b. Page 1, Line 25, strike the figure "85,000.00" and insert in lieu thereof the figure "90,793.00"

c. Page 1, Line 26, strike the figure "45,680.00" and insert in lieu thereof the figure "48,680.00"

d. Page 1, Line 27, strike the figure "130,680.00" and insert in lieu thereof the figure "139,473.00".

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Cate, Fine, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Townsend.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1498**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1455**, requesting Conference and naming Conferees as follows: Finch, Spearman, Cox, Miskelly, Clemmons, Camp, Boettcher and Harper, alternate.

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 72, 78, 79, 80, 85, 88, and 91 (Second CCR)**.

The above numbered Bills, as amended

in Conference, were referred for enrollment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SJR 16 by Young was read and considered.

Senators Hamilton and Inhofe asked to be made co-authors of **SJR 16**, which was the order.

Senator Young moved to amend **SJR 16**, Page 2, Line 11, by omitting after the word "days" on Line 10, and before the word "In" on Line 14, the entire paragraph and substitute the following: § 27. "The Legislature shall hold regular BIENNIAL sessions as herein provided, but this shall not prevent the calling of A special SESSION of the Legislature by the Governor.", which amendment was tabled upon motion of Senator Hamilton.

Senators Luton and Smalley moved to amend **SJR 16**, Page 2, Line 18 by adding after the word "budgetary" and before the word "matters" "or revenue"

Senator Smalley asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator Baggett moved to amend **SJR 16**, Page 2, Line 18 as follows: by substituting the word "fiscal" for the word "budgetary" and by making the same substitution on Page 3, Line 13.

Senator Young moved to table the Baggett amendment, which motion failed of adoption.

The vote occurring on the Baggett amendment, it was declared adopted.

Senator Hamilton moved to amend **SJR 16**, Page 3, Line 14 as follows: by adding after the word "days" a comma ", and on odd years to be limited to 90 Legislative days, with the Governor to have right to call special sessions.", which amendment was declared adopted.

Senator Payne asked unanimous consent that the title of **SJR 16** be amended

to conform to the resolution, which was the order.

Upon motion of Senator Young, **SJR 16**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SJR 16**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

Senator Young moved to reconsider the vote by which **SJR 16** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Young moved to reconsider the vote by which **SJR 16** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Hamilton moved to amend **SJR 16**, Page 2, Lines 17 and 18 as follows: by striking after the word "Legislature" on Line 17, and before the word "shall" on Line 18 all language, which amendment was declared adopted.

Upon motion of Senator Hamilton, **SJR 16**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SJR 16**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

Senator Hamilton asked unanimous consent that further consideration of **SJR 16** be deferred momentarily, which was the order.

GENERAL ORDER

SB 305 by Baggett was read and considered.

Upon motion of Senator Baggett, **SB 305** was advanced to engrossment.

By unanimous consent, upon request of

Senator Baggett, **SB 305** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 305 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Breckinridge, Ferrell, Hargrave, Howard, Porter, Smith, 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Bradley, Breckinridge, Ferrell, Hargrave, Howard, Porter, Smith, Taliaferro.—8.

The emergency was declared passed.

SB 305 was referred for engrossment.

BILLS WITHDRAWN

Senator Howell asked unanimous consent that **SB 329** and **SB 342** be withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation, which was the order.

Senator Martin asked unanimous consent that **SB 347** be withdrawn from the Calendar and re-referred to the Commit-

tee on Public and Mental Health, which was the order.

Senator Ferrell asked to be shown present, which was the order.

RESOLUTIONS

Senator Martin introduced **SR 53**.

SR 53 was read at length as follows, adopted upon motion of Senator Martin and ordered referred for enrollment:

SR 53—By Martin—A Resolution designating the gothic arch stone bridge and attached stone shelter in Lake Murray State Park as the “E. J. Johnson Memorial Bridge”; and authorizing a suitable metal plaque to be affixed to the bridge.

WHEREAS, the late E. J. Johnson, landscape architect and engineer, was the designer of the scenic roads, bridges, campgrounds, picnic areas and many other attractive facilities at Lake Murray State Park; and

WHEREAS, Lake Murray State Park, Oklahoma’s largest state park, is recognized throughout the Southwest as being one of the state’s most beautiful and scenic parks, which recognition is due in large measure to the artistic talent of E. J. Johnson; and

WHEREAS, it is fitting and proper to designate the gothic arch stone bridge and attached stone shelter on the Main Road at Lake Murray State Park as the “E. J. Johnson Memorial Bridge”, and it is deemed to be appropriate to authorize a suitable metal plaque to be affixed to the bridge to read: “E. J. Johnson Memorial Bridge”.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The gothic arch stone bridge and attached stone shelter on the Main Road at Lake Murray State Park is hereby designated the “E. J. Johnson Memorial Bridge”

SECTION 2. The Industrial Development

and Park Department is authorized and directed to permit a suitable metal plaque to be affixed to the aforesaid bridge to read "E. J. Johnson Memorial Bridge".

President Pro Tempore Smith presiding.

Senator Crow introduced SCR 54.

SCR 54 was read at length as follows, adopted upon motion of Senator Crow and ordered referred for engrossment:

SCR 54—By Crow of the Senate and Stratton of the House—A Concurrent Resolution relating to State Meat Inspection Programs; memorializing the Congress of the United States to revise the existing double standard system of meat inspection by substituting therefor a system allowing products from state-inspected plants to move in commerce between the several states; and directing distribution.

WHEREAS, forty-four states have now developed their meat inspection programs to such an extent they have been declared equal to that of the federal meat inspection program in achieving the desired objective of providing for clean and wholesome meat to the consuming public; and

WHEREAS, the state meat inspection program and the federal meat inspection program are required by federal law to meet requirements as contained in the Wholesome Meat Act and Regulations of the United States Department of Agriculture; and

WHEREAS, meat products from these state-inspected plants are not allowed to move freely in commerce between states resulting in serious inequities because of restraint of trade to this industry; and

WHEREAS, this inequity also extends within the borders of a state in that such state-inspected meat is not allowed to enter establishments operating under federal supervision, which has caused a loss of markets and effects the entire agri-business economy of individual states; and

WHEREAS, this is truly a double standard in that state-inspected meats produced under identical requirements with those

used by federally inspected meat plants are restricted in commerce; and

WHEREAS, the Wholesome Meat Act provides for a state-federal working relationship in this important consumer protection activity; and

WHEREAS, the states have demonstrated a responsibility in fulfilling their obligations by developing adequate meat inspection programs that comply with federal standards and the President has proposed such programs be returned to the states, as administration at the state level is more responsive to the needs of the people; forces the conclusion, in the interest of efficiency, equity and justice, that the time is at hand for a revision of the federal Wholesome Meat Act.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. That the Congress of the United States be and hereby is respectfully urged to enact such legislation as is necessary to allow meat and meat products from states complying with the Wholesome Meat Act as evidenced by an "equal to" certification by the Secretary of Agriculture to move freely in commerce.

SECTION 2. That Congress, in enacting such legislation, create a single standard of acceptance for all inspected and passed meat and meat food products.

SECTION 3. That officially authenticated copies of this resolution be forwarded to the presiding officers of the House of Representatives and Senate of the Congress of the United States, to the Members of the Oklahoma delegation in Congress, and to the governors and presiding officers of the legislatures of the several states.

SCR 55 by Crow of the Senate and Harper of the House was introduced and read as follows:

SCR 55—By Crow of the Senate and Harper of the House—A Concurrent Resolution calling for a study of the future needs and problems of agricultural production in Oklahoma, with emphasis on the demand in farmland by urban development, industrial growth and economic pressures that may tend to hamper the operation of a financially sound agricultural enterprise; and directing the submission of a report of findings to the Executive Committee of the State Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

SCR 55 was read at length, adopted upon motion of Senator Crow and ordered referred for engrossment.

PENDING SENATE ACTION

SCR 51 by Ham was called up for consideration.

Senator Ham asked unanimous consent that all members of the Senate be made co-authors of **SCR 51**, which was the order.

SCR 51, as co-authored, was read at length, adopted upon motion of Senator Ham and ordered referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Smalley asked for consideration of his motion to reconsider the vote by which **SB 280** passed, which motion was tabled upon motion of Senator Terrill.

Senator Smalley asked for consideration of his motion to reconsider the vote by which the Emergency Section of **SB 280** passed, which motion was tabled upon motion of Senator Terrill.

SB 280 was referred for engrossment.

GENERAL ORDER

SB 86 by McSpadden and Hamilton of the Senate and Willis and Miskelly of the House was read and considered.

Senator Miller moved to amend **SB 86**, Page 4, Line 18 by striking the figures "6,240 - 8,700" and substituting therefor

the figures "9,180 - 12,660", which amendment was declared adopted.

Senator McSpadden moved to amend **SB 86**, Page 7, Line 24 1/2 of the Committee Substitute as follows:

By inserting a new "SECTION 7" to read as follows:

"SECTION 7 Section 25, Chapter 190, O.S.L. 1968, as amended by Section 1, Chapter 90, O.S.L. 1969 (47 O.S. Supp. 1970, § 172.1), is amended to read as follows:

§ 172.1 Future applicants for the position of enforcement officer shall be high school graduates and shall have had at least three (3) years' practical experience in the transportation industry or in the field of law enforcement. Applicants shall have attained the age of twenty-three (23) years. The maximum age for the initial employment of any man employed as an enforcement officer shall be fifty-eight (58) years of age.

Said applicants shall pass a written test or examination on motor carrier law and the rules of the Commission pertaining thereto, for the purpose of establishing the applicant's fitness and ability to perform the duties of an enforcement officer.

[At least one enforcement officer shall reside in Tulsa County and at least one shall reside in Oklahoma County, and at least one officer shall reside in the general northeast, southeast, northwest and southwest geographic region quadrants of this state. The balance of the officers are to be stationed in such areas as the Commission may deem necessary for the promulgation of the most effective enforcement.]

By renumbering the present Sections "7" and "8" to read Sections "8" and "9"

Amend title to conform as follows:

Page 1, Line 13, by inserting after the word "date;" and before the word "making" the following:

"Amending Section 25, Chapter 190, O.S.L. 1968, as amended by Section 1,

Chapter 90, O.S.L. 1969 (47 O.S. Supp. 1970, § 172.1); providing qualifications of enforcement officers appointed by the Corporation Commission;" which amendment was declared adopted.

Senator Miller and Holden moved to amend **SB 86**, Page 9, Line 15 by deleting the figures "5,880 - 8,220" and substituting therefor the figures "7,380 - 10,260", which amendment was declared adopted.

Senator Breckinridge asked to be shown present, which was the order.

Upon motion of Senator McSpadden, **SB 86**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 86**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 86 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smith, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Birdsong, Bradley, Ham, Howard, Keels, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smith, Terrill, Trent, Williams, Young.—35.

Excused: Baggett, Birdsong, Bradley, Ham, Howard, Keels, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

SB 86 was referred for engrossment.

SJR 16 was considered further.

Senator Hamilton moved to reconsider the vote by which **SJR 16** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Hamilton moved to reconsider the vote by which **SJR 16** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Hamilton moved to amend **SJR 16**, Page 2, Lines 6 and 7 as follows: by removing the brackets and restoring the language on Line 6 and by striking the inserted cap letter language on Lines 6 and 7, which amendment was declared adopted.

Upon motion of Senator Hamilton, **SJR 16** as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Hamilton, **SJR 16**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 16, as amended, was read for the third time at length, as follows:

SJR 16, as amended—By Young—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Constitution of the State of Oklahoma; amending Section 26 and 27 of Article V thereof; providing for biennial sessions of the Legislature; providing for a ballot title; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to the Constitution of the State of Oklahoma amending Sections 26 and 27 of Article V thereof, to read as follows:

§26. The MEMBERS OF THE Legislature shall meet in regular session at the seat of government on the first Tuesday after the first Monday in January [of each year, beginning] at twelve o'clock noon, IN THE YEAR NEXT SUCCEEDING THEIR ELECTION, or upon such other day as may be provided by law. [Each regular session of the Legislature shall be limited to ninety legislative days].

§ 27. [The Legislature shall hold regular annual sessions as herein provided, but this shall not prevent the calling of special sessions of the Legislature by the governor.] IN ODD NUMBERED YEARS THE LEGISLATURE SHALL BE LIMITED TO NINETY LEGISLATIVE DAYS. IN EVEN NUMBERED YEARS THE LEGISLATURE SHALL CONFINE ITS BUSINESS TO BUDGETARY MATTERS AND SHALL BE LIMITED TO SIXTY LEGISLATIVE DAYS. SPECIAL SESSIONS, IN CASE OF AN EMERGENCY, MAY BE CALLED BY THE GOVERNOR.

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 Sections 26 and 27 of Article V of the Constitution of the State of Oklahoma to provide that the session of the Legislature in even numbered years shall be limited to budgetary matters and limited to 60 Legislative days.
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 above ballot title, with the Secretary of State and one copy with the Attorney General of the State of Oklahoma.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next ensuing special election held throughout the State, or on the date of the next ensuing statewide primary election, whichever is the earlier, at which the proposed amendment to the Consitution 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: Baldwin, Berrong, Crow, Grantham, Graves, Hamilton, Holden, Inhofe, Lane, Luton, McGraw, Miller, Nichols, Payne, Williams, Young.—16.

Nay: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Ham, Hargrave, Howard, Howell, Lamb, McCune, McSpadden, Martin, Medearis, Murphy, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—28.

Excused: Bradley, Keels, Porter, Taliaferro.—4.

The Resolution was declared failed of passage.

GENERAL ORDER

SB 338 by Grantham of the Senate and McCune, et al, of the House, was read and considered.

Upon motion of Senator Grantham, SB 338 was advanced to engrossment.

By unanimous consent, upon request of

Senator Grantham, **SB 338** was considered engrossed and placed on 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, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37

Excused: Baldwin, Birdsong, Bradley, Capps, Inhofe, Keels, Luton, Nichols, 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, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37

Excused: Baldwin, Birdsong, Bradley, Capps, Inhofe, Keels, Luton, Nichols, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 338 was referred for engrossment.

GENERAL ORDER

SB 345 by Grantham of the Senate and McCune, et al, of the House was read and considered.

Upon motion of Senator Grantham, **SB 345** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SB 345** was considered

engrossed and placed on 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: Baggett, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Birdsong, Bradley, Capps, Garrett, Graves, Ham, Inhofe, Keels, Porter, Taliaferro.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Birdsong, Bradley, Capps, Garrett, Graves, Ham, Inhofe, Keels, Porter, Taliaferro.—11.

The emergency was declared passed.

SB 345 was referred for engrossment.

GENERAL ORDER

SB 288 by Stipe was read and considered.

Senator Stipe asked unanimous consent that further consideration of **SB 288** be deferred momentarily, which was the order.

SB 244 by Stipe was read and considered.

Senator Berrong moved to amend **SB 244**, Page 1, Line 8 by striking after the word "Act" the period (.) and adding a semicolon (;) and inserting the following language "provided that there shall be only one recovery; and the records of the State Industrial Court, including the fact of any award and the amount thereof, shall be admissible in evidence in any civil action; and the judgment in any civil action shall be admissible before the State Industrial Court; and the amount thereof, in either event shall be deducted from the verdict or award.", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 244**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 244**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Birdsong, Capps, Dahl, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—28.

Nay: Berrong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham, McCune, Medearis, Murphy, Stansberry, Williams.—13.

Excused: Bradley, Garrett, Ham, Inhofe, Keels, Porter, Taliaferro.—7

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Mill-

er, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Berrong, Boecher, Crow, Ferrell, Garrison, McCune, Medearis, Murphy, Stansberry, Williams.—10.

Excused: Bradley, Ham, Inhofe, Keels, Porter, Taliaferro.—6.

The emergency was declared passed.

SB 244 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1155 correctly engrossed.

Engrossed **HB 1155**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 253 by Stipe was read and considered.

Senator Baggett moved to amend **SB 253**, Page 3, Line 1 as follows: by striking the word "agricultural" and substitute the words "agriculture, horticulture", which amendment was declared adopted.

Senators Trent and McSpadden moved to amend **SB 253**, Page 3, Line 2 by adding after the word "houses", and before the word "nor" the following: "live stock auction markets", which amendment was declared adopted.

Senator Holden moved to amend **SB 253**, Page 3, Line 4 as follows: by adding after the word "salesmen" and before the word "Section" the following: "Provided further that this section shall not apply to persons subject to and paid under the United States Fair Labor Standards Act or who are otherwise covered by said Act but qualify for specific exemption thereunder."

Senator Stipe moved to table the Holden amendment, which motion failed of adoption the roll call thereon being as follows:

Aye: Baggett, Birdsong, Dahl, Garrett, Graves, Hargrave, Howard, Howell, Luton,

Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Trent.—18.

Nay: Baldwin, Berrong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Grantham, Holden, Lamb, Lane, McCune, McGraw, Medearis, Murphy, Smalley, Stansberry, Williams.—19.

Excused: Bradley, Breckinridge, Ham, Hamilton, Inhofe, Keels, McSpadden, Porter, Taliaferro, Terrill, Young.—11.

The vote occurring on the Holden amendment, it was declared adopted, the roll call thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Grantham, Ham, Holden, Lamb, Lane, McCune, McGraw, Medearis, Murphy, Smalley, Stansberry, Terrill, Williams.—21.

Nay: Baggett, Birdsong, Dahl, Garrett, Graves, Hargrave, Howard, Howell, Luton, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Trent.—18.

Excused: Bradley, Breckinridge, Hamilton, Inhofe, Keels, McSpadden, Porter, Taliaferro, Young.—9.

Senator Murphy moved to amend **SB 253**, Page 3, Line 2 by inserting after the word "houses" and before the word "nor" and following the language of the Trent amendment, "foundries", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 253**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 253**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Garrett moved to reconsider the vote by which **SB 253** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Garrett moved to reconsider the vote by which **SB 253** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Garrett moved to amend **SB 253**, Page 5, Line 14 by striking after the word "employees" and before the word "and" as follows: striking the balance of Section 83 including Lines 15 through 18, Page 5 and Lines 1 through 6 on Page 6, which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 253**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 253**, as amended, was considered engrossed and placed on 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, Birdsong, Dahl, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Lane, Luton, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Trent.—22.

Nay: Baldwin, Berrong, Boecher, Capps, Crow, Ferrell, Field, Garrison, Grantham, Ham, Howell, Keels, Lamb, McCune, Medearis, Murphy, Smalley, Terrill, Williams.—19.

Excused: Bradley, Breckinridge, Inhofe, Porter, Stansberry, Taliaferro, Young.—7.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **SB 253** failed of passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 25**, as co-authored by McCune, Poulos, Kardokus, Beznoska, Harper, Randle, Musgrave, Green, and Boettcher.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

SB 288 by Stipe was considered further.

Upon motion of Senator Stipe, SB 288 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 288 was considered engrossed and placed on 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: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, McGraw, McSpadden, Medearis, Murphy, Payne, Phillips, Smith, Stipe, Trent.—25.

Nay: Baggett, Birdsong, Garrett, Grantham, Graves, Howell, Lamb, Luton, McCune, Martin, Miller, Nichols, Rogers, Smalley, Terrill, Williams.—16.

Excused: Bradley, Breckinridge, Inhofe, Porter, Stansberry, Taliaferro, Young.—7.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, McGraw, McSpadden, Medearis, Murphy, Payne, Phillips, Smith, Stipe, Trent.—25.

Nay: Baggett, Birdsong, Garrett, Grantham, Graves, Howell, Lamb, Luton, McCune, Martin, Miller, Nichols, Rogers, Smalley, Terrill, Williams.—16.

Excused: Bradley, Breckinridge, Inhofe, Porter, Stansberry, Taliaferro, Young.—7.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which SB 288 passed.

Senator Payne presiding.

GENERAL ORDER

SJR 18 by Howard was read and considered.

Senator Howard moved to amend SJR 18, Page 2, Line 8, by restoring after the word "of" and before the word "of", the words "three-fifths" for the words "a majority", which amendment was declared adopted, the roll call thereon being as follows

Aye: Dahl, Ferrell, Garrison, Grantham, Graves, Hamilton, Howard, Keels, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smith, Stipe, Williams.—19.

Nay: Baggett, Baldwin, Birdsong, Boecher, Capps, Field, Garrett, Ham, Hargrave, Howell, Lamb, McCune, McGraw, Rogers, Trent.—15.

Excused: Berrong, Bradley, Breckinridge, Crow, Holden, Inhofe, Lane, Nichols, Porter, Smalley, Stansberry, Taliaferro, Terrill, Young.—14.

Senator Howard moved to amend SJR 18, Page 3, Line 14, by inserting after the word "law." and before the word "Provided", the following: "Provided, further, that if a city or town has an absolute need therefor, such city or town may, with the assent of three-fifths of the voters thereof voting at an election to be held for the purpose, incur indebtedness, in the aggregate exceeding five percent (5%), but not exceeding ten percent (10%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, and such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need unless otherwise provided by law." And by

restoring the words and figures "five percent (5%)" on Line 13, Page 2, and Lines 4 and 5, Page 3, for the words and figures "seven percent (7%)", which amendment was declared adopted.

Upon motion of Senator Howard, **SJR 18**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SJR 18**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 18, as amended, was read for the third time at length, as follows:

SJR 18, as amended—By Howard—A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X, Section 26, of the Oklahoma Constitution, providing a maximum of indebtedness in any one year any county, city, town, school district or other political corporation or subdivision may incur; providing a ballot title; and ordering a special election.

Be it resolved by the Senate and the House of Representatives of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment to Article X, Section 26, of the Oklahoma Constitution:

§ 26. Except as herein otherwise provided, no county, city, township, school district, or other political corporation, or subdivision of the state, shall be allowed to become indebted, in any manner, or for any purpose to an amount exceeding, in any year, the income and revenue provided for such year without the assent of **[three-fifths]** A MAJORITY of the voters thereof, voting at an election, to be held for that purpose, nor in cases requiring such assent, shall any indebtedness be allowed to be incurred to an

amount, including existing indebtedness, in the aggregate exceeding **[five percent (5%)] SEVEN PERCENT (7%)** of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness. Provided, that if a school district has an absolute need therefor, such district may, with the assent of three-fifths of the voters thereof voting at an election to be held for that purpose, incur indebtedness to an amount, including existing indebtedness, in the aggregate exceeding **[five percent (5%)] SEVEN PERCENT (7%)** but not exceeding ten percent (10%) of the valuation of the taxable property therein, to be ascertained from the last assessment for state and county purposes previous to the incurring of such indebtedness, for the purpose of acquiring or improving school sites, constructing, repairing, remodeling or equipping buildings, or acquiring school furniture, fixtures or equipment; and such assent to such indebtedness shall be deemed to be a sufficient showing of such absolute need, unless otherwise provided by law. Provided, further, that any county, city, town, school district, or other political corporation, or subdivision of the state, incurring any indebtedness requiring the assent of the voters as aforesaid, shall, before or at the time of doing so, provide for the collection of an annual tax sufficient to pay the interest on such indebtedness as it falls due, and also to constitute a sinking fund for the payment of the principal thereof within twenty-five (25) years from the time of contracting the same, and provided further that nothing in this section shall prevent any school district from contracting with certificated personnel for periods extending one (1) year beyond the current fiscal year, under such conditions and limitations as shall be prescribed by law.

SECTION 2. The ballot title for the proposed Constitutional amendment as set forth in SECTION 1. of this Resolution shall be in the following form:

BALLOT TITLE

Legislative Referendum No.....

State Question No.....

THE GIST OF THE PROPOSITION
IS AS FOLLOWS:

Shall a Constitutional amendment amending Article X, Section 26, of the Oklahoma Constitution by providing the maximum indebtedness that may be incurred in any year by any county, city, town, school district, or other political corporation or subdivision of the state shall not exceed, in the aggregate, ten percent (10%) of the valuation of the taxable property therein,

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 set forth in SECTION 2. hereof, with the Secretary of State and one copy with the Attorney General.

SECTION 4. A special election is hereby ordered to be held throughout the State of Oklahoma on the date of the next state-wide primary election or special election, whichever occurs first, at which time 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: Dahl, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McGraw, Martin, Medearis, M u r p h y, Nichols, Payne, Smalley, Smith, Terrill, Trent.—23.

Nay: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Ferrell, Garrett, Grantham, Howell, McCune, Phillips, Rogers, Williams.—15.

Excused: Bradley, Breckinridge, Inhofe, McSpadden, Miller, Porter, Stansberry, Stipe, Taliaferro, Young.—10.

The Resolution was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Howard moved to reconsider the vote by which **SJR 18** failed of passage.

GENERAL ORDER

SB 344 by Howard, Phillips, and Lane was read and considered.

Senators Lamb, Birdsong, and Graves asked to be made co-authors of **SB 344**, which was the order.

Upon motion of Senator Howard, **SB 344**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **SB 344**, as co-authored, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Breckinridge, Inhofe, McGraw, McSpadden, Nichols, Porter, Smalley, Stansberry, Taliaferro.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Bradley, Breckinridge, Inhofe, McGraw, McSpadden, Nichols, Porter, Smalley, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 344 was referred for engrossment.

BILLS WITHDRAWN

Senator Luton asked unanimous consent that **SB 258** be withdrawn from the calendar and rereferred to the Committee on Professions and Occupations, which was the order.

Senator Stipe asked unanimous consent that **SB 213** be withdrawn from the calendar and rereferred to the Committee on Industrial and Labor Relations, which was the order.

GENERAL ORDER

SB 304 by Graves was read and considered.

Senator Garrison moved to amend **SB 304**, Page 11, Lines 10, 11, and 12, by striking the brackets, thereby restoring the language deleted, which amendment was declared adopted.

Senator Baggett moved to amend **SB 304**, Page 9, Line 14, et seq, by striking paragraph V, which amendment was tabled upon motion of Senator Hamilton.

Senator Smalley raised the question of "No Quorum" The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Baggett moved to amend **SB 304**, Page 11, Lines 12 and 13, by striking the words "shall have attained his thirty-fifth birthday." which amendment was declared adopted.

Senator Luton presiding.

Senator Garrison moved to amend **SB 304**, Page 11, Lines 13 through 17, by

striking the brackets, thereby restoring the original language.

Senator Graves moved to table the second Garrison amendment, which motion prevailed, the roll call thereon being as follows:

Aye: Baggett, Boecher, Garrett, Graves, Howard, Howell, Keels, Luton, Martin, Medearis, Miller, Murphy, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—19.

Nay: Baldwin, Berrong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Hamilton, Lamb, Lane, McCune, Nichols, Williams, Young.—16.

Excused: Birdsong, Bradley, Breckinridge, Ham, Hargrave, Holden, Inhofe, McGraw, McSpadden, Phillips, Porter, Stansberry, Taliaferro.—13.

Senator Hamilton moved to amend **SB 304**, Page 11, by removing the brackets and restoring all stricken language.

Senator Hamilton asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator McCune moved to amend **SB 304**, Page 12, Line 12, by restoring after the word "Commissioner" on Line 11, and before the word "shall" on Line 14, all language, which amendment was declared adopted.

Senator Baggett moved to amend **SB 304**, Page 12, Lines 11-18, by striking Lines 11 through 18, and the word "examiner" on Line 1 of Page 13, which amendment was tabled upon motion of Senator Graves.

Senators Berrong and Ferrell moved to amend **SB 304**, Page 14, Line 17, by striking after the word "of" on Line 16, and before the words "per annum" the following: "Twenty-two Thousand Five Hundred Dollars (\$22,500.00)" and substituting therefor: "Twenty Thousand Dollars (\$20,000.00)"

Senator Graves moved to table the Berrong-Ferrell amendment, which motion failed of adoption upon roll call as follows:

Aye: Graves, Howard, Luton, Martin,

Miller, Payne, Rogers, Smith, Stipe, Terrill.—10.

Nay: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Howell, Keels, Lamb, Lane, McCune, Medearis, Murphy, Nichols, Smalley, Trent, Williams, Young.—26.

Excused: Bradley, Breckinridge, Ham, Hargrave, Holden, Inhofe, McGraw, McSpadden, Phillips, Porter, Stansberry, Taliaferro.—12.

The vote occurring on the Berrong-Ferrell amendment, it was declared adopted.

Senator Garrison moved to amend **SB 304**, page 14, Lines 17 and 18, by striking the words and figures "Twenty-two Thousand and Five Hundred Dollars (\$22,500.00)" and substituting therefor the words and figures: "Twenty Thousand Dollars (\$20,000.00)"

Senator Garrison asked unanimous consent that his third amendment to **SB 304** be withdrawn, which was the order.

Senator Ferrell and Berrong moved to amend **SB 304**, Page 15, Line 2, by striking after the word "of" on Line 2, and before the words "per annum" on Line 3, the following: "Seventeen Thousand Five Hundred Dollars (\$17,500.00)" and substituting therefor: "Fourteen Thousand Dollars (\$14,000.00)", which amendment was declared adopted.

Senator Garrison moved to amend **SB 304**, Page 15, Lines 2 and 3 by striking the words and figures "Seventeen Thousand and Five Hundred Dollars (\$17,500.00) and substituting therefor the words and figures: "Fifteen Thousand Five Hundred Dollars (\$15,500.00)"

Senator Garrison asked unanimous consent that his fourth amendment to **SB 304** be withdrawn, which was the order.

Senator Garrison moved to amend **SB 304**, Page 18, Lines 12 and 13, by striking the words and figures "Twenty-Five Dollars (\$25.00)" and substituting therefor

the words and figures: "Ten Dollars (\$10.00)"

Senator Graves moved to table the fifth Garrison amendment, which motion failed of adoption.

The vote occurring on the fifth Garrison amendment, it was declared adopted.

Senator Hamilton moved to amend **SB 304**, Page 11, Line 12, by adding after the word "appointment", and before the word "shall", the following: "and shall have had at least five (5) years experience as a bank officer", which amendment was tabled upon motion of Senator Graves.

Senator Hamilton moved to amend **SB 304**, Page 56, Line 6, by adding a new Section 12 as follows: "Section 12. Nothing in this Act shall be construed so as to allow branch banks."

Senator Hamilton asked unanimous consent to amend his third amendment by adding after the word "banks." the following: "And renumber succeeding sections", which was the order.

The vote occurring on the third Hamilton amendment, as amended, it was declared adopted.

Senator Hamilton moved to amend **SB 304**, Page 26, Lines 6 through 8, by restoring Lines 6, 7 and 8, which amendment was declared adopted.

Upon motion of Senator Graves, **SB 304**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Graves, **SB 304**, as amended, was considered engrossed and placed on 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: Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, Mar-

tin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—26.

Nay: Baldwin, Breckinridge, Ferrell, Garrison, Grantham, Hamilton, McCune, Williams.—8.

Excused: Baggett, Berrong, Bradley, Ham, Hargrave, Inhofe, Keels, McGraw, McSpadden, Payne, Phillips, Porter, Stansberry, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Birdsong, Boecher, Capps, Crow, Dahl, Field, Grantham, Graves, Holden, Howard, Lamb, Lane, Luton, Martin, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Smith, Terrill, Trent, Young.—24.

Nay: Baggett, Baldwin, Ferrell, Garrison, Hamilton, Howell, McCune, Stipe, Williams.—9.

Excused: Berrong, Bradley, Breckinridge, Garrett, Ham, Hargrave, Inhofe, Keels, McGraw, McSpadden, Payne, Phillips, Porter, Stansberry, Taliaferro.—15.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Graves moved that the vote be reconsidered by which the Emergency Section of **SB 304** failed of passage.

As provided under Rule 19b, Senator Garrison moved that the vote be reconsidered by which **SB 304** passed.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent

that the time for consideration of his motion to reconsider the vote by which **SB 356** passed, be extended to Tuesday, June 1, 1971, which was the order.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Lane **HAs** to **SB 143** were rejected and conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 143: Senators Lane, Hamilton, and Crow.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Baggett, the request of the Honorable House for conference on **HB 1455** was granted, President Pro Tempore Smith appointing as Senate Conferees the following:

HB 1455: Senators Baggett, Payne, Graves, Howard, Terrill, Field, and Lamb. Alternate—Senator Nichols.

Upon motion of Senator Terrill, made on behalf of Senator Luton, the request of the Honorable House for conference on **HB 1325** was granted, President Pro Tempore Smith appointing as Senate Conferees the following:

HB 1325: Senators Luton, Howard, and Miller.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, May 27, 1971, at 10:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, May 27, 1971, at 10:00 o'clock A.M.

Eighty-first Legislative Day

Thursday, May 27, 1971

Pursuant to adjournment, the Senate was called to order by Senator Luton who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smith, Terrill, Trent, Williams.—35.

Excused: Bradley, Breckinridge, Crow, Holden, Inhofe, Murphy, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Young.—13.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Lamb:

Eternal God, and Heavenly Father, we thank You for remembering us even when we forget You.

Help these men in the final session of this week. Give them the benefit of Your counsel and wisdom.

Remind these Senators that they are more than blood, bone, and hank of hair — remind them that they have a spiritual dimension in their being that should not be neglected. Teach them the folly of making You a back number.

We thank You again for all Your help in the name of Thy son, Jesus Christ — Amen.

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:

Josephine W Freede, 316 N.W 39th, Oklahoma City, Oklahoma, representing Oklahoma City Republican Women's Club.

Mary Helen Swanson, 2716 N.W 60th, Oklahoma City, Oklahoma, representing Oklahoma City Republican Women's Club.

COMMITTEE REPORT — LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

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. Lobby Permits will be issued in the Office of the President Pro Tempore.

Capps, Laura D., 1247 South Pittsburg, Tulsa. Oklahoma Cosmetologist Association.

Henderson, Edith, 4923 East 32nd Street, Tulsa. Oklahoma Cosmetologist Association.

Respectfully submitted,

Ed Berrong
Vice-Chairman
Committee on Lobby Permits

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 360—Commerce.

SB 361—Judiciary.

SJR 36—Senator Rogers asked unanimous consent that **SJR 36** be printed and placed directly on the Calendar without reference to a committee, which was the order.

HB 1154—State and Federal Government.

HB 1350—Industrial and Labor Relations.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 144**, as amended and co-authored.

HAs to SB 144 read as follows, and consideration deferred:

Author: Add the following coauthor: Davis of the House.

Amendment No. 1. Amend Page 1, Section 1, Lines 12, 13 and 14: After the word "the" strike the following words: "General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated," and insert the following words: "funds received by or credited to the account of the State Regents from investments by the State Treasury from proceeds of building bonds as provided by Senate Bill No. 349 and Senate Bill No. 350 of the 1st Session of the 32nd Legislature, or similar funds hereafter provided in legislation vitalizing Section 38, Article 10, Oklahoma Constitution,".

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1497—By Poulos, Privett, Boren, Willis, Anderson, Andrews, Atkins, Avey, Bengtson, Bernard, Beznoska, Boatner,

Briscoe, Coffin, Cole, Conaghan, Cotner, Cox, Doornbos, Duke, Elder, Ferguson, Frates, Gooden, Green, Greenhaw, Hancock, Hargrave, Harper, Harrison, Hill (Ben), Kardokus, Kennedy, McCune, Monks, Pierce, Randle, Riggs, Sanders, Sandlin, Sullivan, Tarwater, Wayland, Whorton, Wickersham, Williamson, Wolfe (Stephen), Wynn, Wixson, and Boettcher of the House and Howard of the Senate—An Act relating to gross production tax; amending Section 3 of House Bill 1181 of the 1st Session of the 33rd Oklahoma Legislature; providing for exemption of production of certain oil and gas wells from gross production tax; and declaring an emergency.

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 1328** and **1498**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1048**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

BILL WITHDRAWN

Senator Terrill asked unanimous consent that **SB 291** be withdrawn from the Calendar and re-referred to the Committee on Revenue and Taxation, which was the order.

MOTION TO RECONSIDER VOTE

Senator McSpadden moved to reconsider the vote by which **SB 86** was passed, which motion was declared adopted upon a roll call as follows:

Aye: Baldwin, Berrong, Boecher, Capps,

Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Howard, Howell, Keels, Lutton, McCune, McGraw, McSpadden, Martin, Payne, Phillips, Smith, Terrill, Trent, Williams.—27.

Excused: Baggett, Birdsong, Bradley, Breckinridge, Crow, Hamilton, Holden, Inhofe, Lamb, Lane, Medearis, Miller, Murphy, Nichols, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Young.—21.

Senator McSpadden moved to reconsider the vote by which **SB 86** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator McSpadden moved to reconsider the vote by which **SB 86** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

SB 86 was considered further.

Senator McSpadden moved to amend **SB 86**, Page 1 as follows: by inserting the enacting clause, which amendment was declared adopted.

Upon motion of Senator McSpadden, **SB 86**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **SB 86**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Crow asked to be shown present, which was the order.

THIRD READING

SB 86 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Lutton, McCune, McGraw, McSpadden, Martin, Miller, Ni-

chols, Payne, Phillips, Smith, Terrill, Trent, Williams.—34.

Excused: Birdsong, Bradley, Breckinridge, Holden, Inhofe, Medearis, Murphy, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Young.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Lutton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Smith, Terrill, Trent, Williams.—34.

Excused: Birdsong, Bradley, Breckinridge, Holden, Inhofe, Medearis, Murphy, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Young.—14.

The emergency was declared passed.

SB 86 was referred for engrossment.

BILL WITHDRAWN

Senator Garrett asked unanimous consent that **HB 1047** be withdrawn from the Calendar and re-referred to the Committee on Judiciary, which was the order.

RESOLUTION

SCR 56 by Crow and Smith of the Senate and Payne of the House was introduced and read as follows:

SCR 56—By Crow and Smith of the Senate and Payne of the House—A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 101 passed by the First Session of the Thirty-third Oklahoma Legislature.

SCR 56 was read at length, adopted upon motion of Senator Crow, and ordered referred for engrossment.

Senator Rogers asked to be shown present, which was the order.

GENERAL ORDER

SB 354 by Young was read and considered.

Senator Garrett asked to be made a co-author of **SB 354**, which was the order.

Senator Payne presiding.

Upon motion of Senator Garrett, **SB 354**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 354**, as co-authored, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Terrill, Trent, Williams.—33.

Excused: Bradley, Breckinridge, Holden, Inhofe, Lane, Medearis, Miller, Murphy, Porter, Smalley, Smith, Stansberry, Stipe, 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, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Terrill, Trent, Williams.—33.

Excused: Bradley, Breckinridge, Holden, Inhofe, Lane, Medearis, Miller, Murphy, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Young.—15.

The emergency was declared passed.

SB 354 was referred for engrossment.

Senators Breckinridge, Holden and Smal-

ley asked to be shown present, which was the order.

GENERAL ORDER

HB 1414 by Privett, et al, of the House and Stipe of the Senate was read and considered.

Senator Payne moved to amend **HB 1414**, Page 1 as follows: by striking the title and substituting therefor the following: "Unemployment Compensation," which amendment was tabled, upon motion of Senator Baldwin, the roll wall thereon being as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrison, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, McCune, McGraw, Nichols, Smalley, Williams.—21.

Nay: Baggett, Birdsong, Dahl, Garrett, Grantham, Graves, Ham, Howard, Luton, McSpadden, Martin, Payne, Phillips, Rogers, Smith, Terrill, Trent.—17

Excused: Bradley, Inhofe, Medearis, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro, Young.—10.

Senator Payne asked unanimous consent that further consideration of **HB 1414** be deferred for this legislative day, which was the order.

MOTION TO RECONSIDER VOTE

The vote occurring on the Howard motion to reconsider the vote by which **SJR 18** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Birdsong, Breckinridge, Crow, Dahl, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McGraw, McSpadden, Martin, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent.—25.

Nay: Baggett, Baldwin, Berrong, Boecher, Capps, Ferrell, Grantham, Hamilton, Lane, McCune, Phillips, Williams.—12.

Excused: Bradley, Field, Inhofe, Medearis, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro, Young.—11.

THIRD READING

Senator Howard asked unanimous consent that **SJR 18** be referred to the Committee on Municipal Government for interim study, which was the order.

GENERAL ORDER

SB 330 by Young was read and considered.

Senator Garrett asked to be made a co-author of **SB 330**, which was the order.

Upon motion of Senator Garrett, **SB 330**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **SB 330**, as co-authored, was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Payne, Phillips, Rogers, Smith, Terrill, Williams.—33.

Nay: Baggett, Keels, Smalley, Trent.—4.

Excused: Bradley, Inhofe, Medearis, Miller, Murphy, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—11.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Payne, Phillips, Rogers, Smith, Terrill, Williams.—33.

Nay: Baggett, Keels, Smalley, Trent.—4.

Excused: Bradley, Inhofe, Medearis, Miller, Murphy, Nichols, Porter, Stansberry, Stipe, Taliaferro, Young.—11.

The emergency was declared passed.

SB 330 was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 56 correctly engrossed.

Engrossed **SCR 56** was properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 143**, and naming House Conferees as follows: Witt, Murphy and Sullivan.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 49**, as co-authored by entire House membership.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

SJR 31 by Grantham of the Senate and Conaghan, et al, of the House was read and considered.

Senator Grantham moved to amend **SJR 31**, Page 3, Line 4, by adding after the first word "the" and before the word "indebtedness" the word "alleged", which amendment was declared adopted.

Upon motion of Senator Grantham, **SJR 31**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **SJR 31**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 31 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Williams.—38.

Excused: Bradley, Inhofe, Medearis, Murphy, Porter, Smalley, Stipe, Taliaferro, Trent, Young.—10.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Stansberry, Terrill, Williams.—38.

Excused: Bradley, Inhofe, Medearis, Murphy, Porter, Smalley, Stipe, Taliaferro, Trent, Young.—10.

The emergency was declared passed.

SJR 31 was referred for engrossment.

GENERAL ORDER

SB 332 by Ferrell was read and considered.

Senator Payne presiding.

Upon motion of Senator Ferrell, **SB 332** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SB 332** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent.—33.

Excused: Birdsong, Bradley, Capps, Field, Hargrave, Howard, Inhofe, Medearis, Murphy, Nichols, Porter, Stipe, Taliaferro, Williams, Young.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent.—33.

Excused: Birdsong, Bradley, Capps, Field, Hargrave, Howard, Inhofe, Medearis, Murphy, Nichols, Porter, Stipe, Taliaferro, Williams, Young.—15.

The emergency was declared passed.

SB 332 was referred for engrossment.

REPORT OF ENGROSSED
AND ENROLLED BILLS

SCRs 51, 52, 53, 54 and 55 and SBs 244, 280, 305, 338, 344 and 345 each correctly engrossed.

SBs 72, 78, 79, 80, 85, 88, 91, SJR 25 and SR 53 each correctly enrolled.

Engrossed **SCRs 51, 52, 53, 54 and 55 and SBs 244, 280, 305, 338, 344, and 345** were each properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled SBs 72, 78, 79, 80, 85, 88, 91, and SJR 25 were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SR 53 was properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 358 by Murphy was read and considered.

Senator Garrett moved to amend SB 358, Page 1, Line 4 as follows: by adding after the word "employees" and before the word "and" the following: "limited to their official assigned duties at said university", which amendment was declared adopted.

Senator Berrong moved to amend SB 358, Page 2, Lines 2 through 7 as follows: by striking all of Lines 2 through 7 and substituting the following:

"1. Bodily injury liability, Ten Thousand Dollars (\$10,000.00) each person, Fifty Thousand Dollars (\$50,000.00) each accident;

2. Property damage liability, Ten Thousand Dollars (\$10,000.00) each accident; and

3. Medical expense, One Thousand Dollars (\$1,000.00).", which amendment was declared adopted.

Upon motion of Senator Miller, SB 358, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Miller, SB 358, as amended, was considered engrossed and placed on third reading and final passage.

Senator Berrong asked unanimous consent that the rules be suspended and he be allowed to amend SB 358 on Third Reading, which was the order.

Senator Berrong moved to amend SB 358, Page 2, Line 9 by striking after the word "the" and before the word "with", "State Insurance Board" and substitute therefor: "Board for Property and Casu-

alty Rates", which amendment was declared adopted.

THIRD READING

SB 358 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McGraw, Martin, Miller, Nichols, Smalley, Smith, Terrill, Williams.—28.

Nay: Baggett, Baldwin, Boecher, Hamilton, Lane, McCune, Payne, Phillips, Rogers, Stansberry, Trent.—11.

Excused: Bradley, Inhofe, McSpadden, Medearis, Murphy, Porter, Stipe, Taliaferro, Young.—9.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McCune, McGraw, Martin, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill.—32.

Nay: Baldwin, Boecher, Hamilton, Lane, Phillips, Trent, Williams.—7

Excused: Bradley, Inhofe, McSpadden, Medearis, Murphy, Porter, Stipe, Taliaferro, Young.—9.

The emergency was declared passed.

SB 358 was referred for engrossment.

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 49 correctly enrolled.

Enrolled SCR 49 was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1155** requesting Conference and referring said Bill to **GCCA**.

BILL WITHDRAWN

Senator Rogers asked unanimous consent that **SB 312** be withdrawn from the Calendar and referred to the Committee on Governmental Reform, which was the order.

GENERAL ORDER

SB 201 by Crow was read and considered.

Senator Hamilton raised the question of "No Quorum".

The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Hamilton raised the question of "No Quorum"

The Presiding Officer ordered the roll called, following which he declared a quorum present.

Upon motion of President Pro Tempore Smith, the Senate recessed to meet at 12:45 P.M.

The Senate reassembled with President Pro Tempore Smith presiding.

THIRD READING

SB 230 by Howard was considered further.

SB 230 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, Breckinridge, Capps, Crow, Dahl, Field, Grantham, Graves, Hargrave, Holden, Howard, Keels, Lane, McGraw, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Terrill, Trent.—25.

Nay: Berrong, Ferrell, Hamilton, Howell, Lamb, McCune, Williams.—7

Excused: Baldwin, Bradley, Garrett, Garrison, Ham, Inhofe, Luton, McSpadden, Medearis, Murphy, Porter, Smalley, Stansberry, Stipe, Taliaferro, Young.—16.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Grantham, Graves, Hargrave, Holden, Howard, Keels, Lane, McGraw, Martin, Miller, Nichols, Payne, Phillips, Rogers, Smith, Terrill, Trent.—25.

Nay: Berrong, Ferrell, Hamilton, Howell, Lamb, McCune, Williams.—7

Excused: Baldwin, Bradley, Garrett, Garrison, Ham, Inhofe, Luton, McSpadden, Medearis, Murphy, Porter, Smalley, Stansberry, Stipe, Taliaferro, Young.—16.

The emergency was declared failed of passage.

SB 230 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 56**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 25** and **SBs 72, 78, 79, 80, 85, 88** and **91**.

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 49**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

GENERAL ORDER

SB 201 was considered further.

Senator Crow moved to amend **SB 201**, Page 1 as follows: crippling the title, which amendment was declared adopted.

Senator Baggett moved to amend **SB 201**, Page 2, Lines 10-13 as follows: by striking the sentence which begins with the words "A license issued" etc., which amendment was declared adopted.

Senator Lamb moved to amend **SB 201**, Page 4 Lines 14 and 15 by striking after the word "than", all the words on Lines 14 and 15 and inserting the following words: "Fifty Dollars (\$50.00), nor more than One Hundred Dollars (\$100.00).", which amendment was declared adopted.

Senator Berrong, moved to amend **SB 201**, Page 4, Line 16 by adding after the figure "1972", change the period (.) to a comma (,) and add the following language: "provided, however, a licensee with a valid drivers license shall not be required to comply with the provisions of this Act except upon renewal of said license.", which amendment was declared adopted.

Senator Berrong moved to amend **SB 201**, Page 4, Line 12 by adding after the word "violation" and before the word "of", "with knowledge of a licensee," which amendment was declared adopted.

Upon motion of Senator Crow, **SB 201**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 201**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Hamilton moved to refer **SB 201** to the Committee on Public Safety with instructions that said committee conduct an interim study on the ways and means to establish statutory guidelines to implement the provisions, which motion was tabled upon motion of Senator Crow, the roll call thereon being as follows:

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham,

Hargrave, Holden, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Payne, Phillips, Smalley, Smith, Stansberry, Trent, Williams.—29.

Nay: Birdsong, Graves, Hamilton.—3.

Excused: Baldwin, Bradley, Ham, Howard, Howell, Inhofe, McGraw, Medearis, Murphy, Nichols, Stipe, Taliaferro, Terrill, Young.—16.

THIRD READING

SB 201 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—32.

Nay: Birdsong, Graves, Hamilton.—3.

Excused: Baldwin, Bradley, Ham, Howard, Inhofe, McGraw, Medearis, Murphy, Nichols, Porter, Stipe, Taliaferro, Young.—13.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Crow moved to reconsider the vote by which **SB 201** passed.

Senator Rogers presiding.

GENERAL ORDER

SB 30 by McGraw was read and considered.

Senator Smalley moved that **SB 30** be re-referred to the Committee on Parks, Forestry and Industrial Development, with amendments attached thereto.

Senator Luton moved, as a substitute motion, that **SB 30** be stricken from the calendar.

Senator Breckinridge moved, in lieu of all prior motions, that **SB 30** be advanced to engrossment.

Senator Hamilton moved to table the Breckinridge motion, which motion failed of adoption upon roll call as follows:

Aye: Birdsong, Dahl, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Luton, McSpadden, Martin, Payne, Phillips, Smalley, Smith, Terrill, Trent.—17.

Nay: Baggett, Berrong, Breckinridge, Capps, Crow, Ferrell, Garrison, Ham, Holden, Howell, Keels, Lamb, McCune, Miller, Rogers, Stansberry, Williams.—17.

Excused: Baldwin, Boecher, Bradley, Howard, Inhofe, Lane, McGraw, Medearis, Murphy, Nichols, Porter, Stipe, Taliaferro, Young.—14.

Senator Payne moved to reconsider the vote by which the Hamilton motion to table failed of passage, which motion prevailed.

The vote occurring on the Hamilton motion to table, it was declared failed of adoption upon roll call as follows:

Aye: Dahl, Field, Garrett, Grantham, Hamilton, Hargrave, Luton, McSpadden, Martin, Payne, Phillips, Smalley, Smith, Terrill, Trent.—15.

Nay: Baggett, Berrong, Breckinridge, Capps, Crow, Ferrell, Garrison, Graves, Ham, Holden, Howell, Lamb, McCune, Miller, Rogers, Stansberry, Williams.—17.

Excused: Baldwin, Birdsong, Boecher, Bradley, Howard, Inhofe, Keels, Lane, McGraw, Medearis, Murphy, Nichols, Porter, Stipe, Taliaferro, Young.—16.

President Pro Tempore Smith presiding.

Senators Luton and Breckinridge asked unanimous consent to withdraw their foregoing motions, which was the order.

The vote occurring on the Smalley motion, it was declared adopted upon roll call as follows:

Aye: Baggett, Birdsong, Dahl, Garrett, Grantham, Graves, Hamilton, Hargrave, Howell, Luton, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent.—20.

Nay: Berrong, Breckinridge, Crow, Fer-

rell, Field, Garrison, Holden, Lamb, McCune, Rogers, Stansberry, Williams.—12.

Excused: Baldwin, Boecher, Bradley, Capps, Ham, Howard, Inhofe, Keels, Lane, McGraw, Medearis, Murphy, Porter, Stipe, Taliaferro, Young.—16.

GENERAL ORDER

SJR 35 by Luton of the Senate and Odom of the House was read and considered.

Upon motion of Senator Luton, **SJR 35** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **SJR 35** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 35 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—35.

Excused: Baldwin, Boecher, Bradley, Howard, Inhofe, McGraw, Medearis, Miller, Murphy, Porter, Stipe, Taliaferro, Young.—13.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—35.

Excused: Baldwin, Boecher, Bradley, Howard, Inhofe, McGraw, Medearis,

Miller, Murphy, Porter, Stipe, Taliaferro, Young.—13.

The emergency was declared passed.

SJR 35 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 56 correctly enrolled.

Enrolled **SCR 56** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Phillips, the request of the Honorable House for conference on **HBs 1365** and **1366** were granted, said Bills to be referred to **GCCA**.

Upon motion of Senator Terrill, made on behalf of Senator Taliaferro, the request of the Honorable House for conference on **HB 1415** was granted, President Pro Tempore Smith appointing as Senate Conferees the following:

HB 1415: Senators Williams, Field and Holden.

Upon motion of Senator Terrill, made on behalf of Senator Miller, the request of the Honorable House for conference on **HB 1155** was granted, said Bill to be referred to **GCCA**.

Upon motion of Senator McSpadden, the request of the Honorable House for con-

ference on **HB 1124** was granted, said Bill to be referred to **GCCA**.

PENDING SENATE ACTION

HCR 1043 was called up for consideration.

Senator McSpadden asked unanimous consent that all members of the Senate be made co-authors of **HCR 1043**, which was the order.

HCR 1043, as co-authored, was adopted upon motion of Senator McSpadden, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 56**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE GOVERNOR

Advising return of **SB 101** May 27, 1971, to the Senate, pursuant to **SCR 56**.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, June 1, 1971, at 1:00 P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Tuesday, June 1, 1971, at 1:00 o'clock P.M.

Eighty-second Legislative Day

Tuesday, June 1, 1971

Pursuant to adjournment, the Senate was called to order by Senator Payne, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—41.

Excused: Berrong, Bradley, Breckinridge, Inhofe, McGraw, Stipe, Taliaferro.—7.

The Presiding Officer declaring a quorum present.

The following prayer was offered by the Chaplain, Reverend Frederick E. Gates, Pastor, First Presbyterian Church, Claremore, Oklahoma, and incorporated upon request of Senator McSpadden:

Our prayer is to you, O God, the Father of Abraham, Isaac, and Jacob; you who have made yourself known in the flesh and blood man, Jesus of Nazareth; and who, by his Spirit, lead us into the light and peace of true reality.

We thank you for the rest and renewal of the Sabbath Day experience and for gathering us back to this assembly and to the work of the special calling you have given us to do.

Let us work diligently and untiringly at the issues before us remembering that as lawmakers we can fit our people with a

yoke of oppression or a yoke of freedom. Let us look beyond self-interest and the interest of power groups. May we be persuaded and our decisions arise for the good of all people so that the dignity of every human being is both recognized and respected.

And now as we know the human spirit is weak and fragile, fill us with your Spirit that we may partake and contribute to your ultimate victory. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Phillips asked unanimous consent that the rules be suspended for the special introduction of his son, Mike, and asked that he be made an Honorary Page for this legislative day and be granted privileges of the floor, which was the order.

President Pro Tempore Smith asked unanimous consent that the rules be suspended for special introduction of Senator Trent's wife and son, David, and that David be made an Honorary Page for this legislative day and granted the privileges of the floor, which was the order.

ANNOUNCEMENT

Senator Terrill announced that on Friday, June 4, 1971, he would move that all House Bills not out of Committee be laid over until the 2d Session of the 33d Legislature.

COMMITTEE REPORTS

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1110—Judiciary.

FIRST READING

The following Bill and Resolution were introduced and read the first time:

SB 362—By Birdsong—An Act relating to electric service; permitting suppliers of electric service to distribute and sell electricity for resale under certain circumstances; and declaring an emergency.

SJR 37—By Boecher of the Senate and Bradley of the House—A Joint Resolution relating to game and fish; authorizing the wildlife conservation director to consign hunting and fishing licenses to authorized agents of the Wildlife Conservation Department; prescribing requirements of such consignments; declaring certain Act to be a misdemeanor and fixing punishment; and declaring an emergency.

SECOND READING

The following Bill was read the second time and referred to Committee indicated:

HB 1497—Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1412—By Bamberger—An Act relating to public health and safety; amending Section 908 of Article 9, Chapter 325, O.S.L. 1963 (63 O.S. Supp. 1970, § 1-908); providing for Sewer System Permits; providing for pollution investigations and procedures for prevention of pollution; and prohibiting certain Acts with respect to industrial waste.

HB 1416—By Wayland of the House and Baggett of the Senate—An Act relating to revenue and taxation; defining terms

“watercraft fuel” and “marina”; subjecting watercraft fuel to excise tax when sold or dispersed at certain marinas or outlets and used by watercraft or watercraft engines; directing monies received from excise taxes to be distributed to the Oklahoma General Revenue Fund; stating use of tax monies for development and maintenance of state owned and operated parks or water recreational areas; directing collection transmittal and record keeping; directing codification; providing for severability; and providing operative date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1043**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1051—By Davis and Ford—A Concurrent Resolution expressing the consensus of the Legislature that the Department of Consumer Affairs should desist from or stay any enforcement of provisions of the Uniform Consumer Credit Code as against pawnbrokers not clearly exempted from said code pending a study of such exemptions and of the feasibility of uniform provisions relating to pawnbrokers; directing the Executive Committee of the State Legislative Council to refer said matter to an appropriate standing committee for interim study; and directing said committee to report its findings and recommendations to said Executive Committee of the Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

HCR 1052—By Draper of the House and Murphy of the Senate—A Concurrent Resolution commending the Stillwater City

Schools' Program of Education Communications and Technology which recently was selected National Winner in the Encyclopaedia Britannica's 1971 National Association for Educational Communications and Technology Awards; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1505—By Miskelly, Boren, Wiedemann, Trent and Sullivan—An Act relating to community junior colleges; authorizing construction of buildings for social and recreation centers at colleges and issuance of revenue bonds to pay cost of constructing, equipping and furnishing; authorizing collections of fees and charges; making certain actions of Oklahoma State Regents for Higher Education as prerequisites; providing for operation of centers and facilities; providing requisites for certain determinations; permitting certain investments; directing codification; and declaring an emergency.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 27, 1971, of Enrolled **SB 194**, entitled:

SB 194—By McCune et al of the Senate and Spearman et al of the House—An Act relating to group health and life insurance for state employees; making blind vending stand operators and managing operators eligible for membership in health and life insurance plans under the State Employees Group Health and Life Insurance Act; * * * and declaring an emergency.

MESSAGE FROM THE GOVERNOR

Advising approval by him, May 28, 1971, of Enrolled **SBs 165, 217, and 315** and **SJR 25** entitled:

SB 165—By Baggett of the Senate and Willis of the House—An Act relating to the Oklahoma State Regents for Higher Education; State Board of Public Affairs, Department of Mental Health and State Department of Health; providing for the continuation and reappropriation of certain appropriations previously made to same; * * * and declaring an emergency.

SB 217—By Medearis of the Senate and Cotner of the House—An Act relating to crimes and punishments; making it a misdemeanor and providing punishment, unless so authorized by Title 1 of the Oklahoma Statutes, with intent to defraud, to alter, forge, falsely make or reproduce by any method, any abstracter's certificate or instrument bearing the signature of an abstracter, in an abstract of title to real estate; and providing for severability.

SB 315—By Baggett of the Senate and Willis of the House—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; * * * and declaring an emergency.

SJR 25—By Birdsong et al of the Senate and Andrews et al of the House—A Joint Resolution relating to boats or vessels owned by Boy Scouts of America, Girlscouts of U.S.A. and by the Campfire Girls * * * by exempting such boats or vessels from annual registration and licensing fees and charges.

RESOLUTIONS

Senator McSpadden introduced the following resolution:

SCR 59—By McSpadden and Hamilton of Senate and Willis and Miskelly of the House—A Concurrent Resolution recalling from the Office of the Governor Senate Bill No. 72 passed by the First Session of the Thirty-third Oklahoma Legislature.

SCR 59 was read at length, adopted

upon motion of Senator McSpadden and ordered referred for engrossment.

President Pro Tempore Smith introduced the following resolution:

SCR 57—By Smith of the Senate and Privett of the House—A Concurrent Resolution requesting the Oklahoma State Regents for Higher Education to extend the functions of the University of Oklahoma School of Medicine for the purpose of developing medical education in the Tulsa metropolitan area; and directing distribution.

SCR 57 was read at length, adopted upon motion of President Pro Tempore Smith and ordered referred for engrossment.

President Pro Tempore Smith introduced the following resolution:

SCR 58—By Smith and Terrill of the Senate and Privett of the House—A Concurrent Resolution fixing the day and hour of the sine die adjournment of the First Session of the Thirty-third Oklahoma Legislature.

SCR 58 was read at length, adopted upon motion of President Pro Tempore Smith and ordered referred for engrossment.

Senator Grantham introduced the following resolution:

SCR 60—By Grantham of the Senate and Conaghan and Boettcher of the House—A Concurrent Resolution commending Irving D. Ross for his diligent performance of public service; and directing distribution.

Senator Grantham asked unanimous consent that all members of the Senate be made co-authors of **SCR 60**, which was the order.

SCR 60, as co-authored, was read at length, adopted upon motion of Senator Grantham, and ordered referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

SJR 36 by Young was read and considered.

Upon motion of Senator Young, **SJR 36** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **SJR 36** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 36 was read for the third time at length.

On the question of passage of Resolution the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—**36**.

Excused: Berrong, Bradley, Breckinridge, Ham, Holden, Inhofe, McGraw, Phillips, Porter, Stansberry, Stipe, Taliaferro.—**12**.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Terrill, Trent, Williams, Young.—**36**.

Excused: Berrong, Bradley, Breckinridge, Ham, Holden, Inhofe, McGraw, Phillips, Porter, Stansberry, Stipe, Taliaferro.—**12**.

The emergency was declared passed.

SJR 36 was referred for engrossment.

PENDING SENATE ACTION

Senator Crow asked unanimous consent, which was granted, to rescind 4th reading and signing of **SB 101**.

Senator Crow moved to reconsider the vote by which **SB 101**, as amended by the Honorable House, was passed, which motion was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—38.

Excused: Berrong, Bradley, Breckinridge, Garrett, Howard, Inhofe, McGraw, Phillips, Stipe, Taliaferro.—10.

Senator Crow moved to reconsider the vote by which the Senate concurred in **HAs** to **SB 101**, which motion was declared adopted.

Senator Crow moved that the Senate refuse to concur in **HAs** to **SB 101** and request a conference, President Pro Tempore Smith naming as Senate Conferencees the following:

SB 101: Senators Crow, Smalley and Hargrave.

Senator Payne presiding.

COMMITTEE REPORT

Senator Young moved to adopt the Insurance Committee's Interim Committee Report, in accordance with **SR 40**, which motion was declared adopted.

GENERAL ORDER

SJR 33 by Smith of the Senate and Privett of the House was read and considered.

Senators McGraw and Breckinridge asked to be shown present, which was the order.

Senators Baggett, Rogers, Howell, Garrett, Birdsong, Keels and Porter moved to amend **SJR 33**, Page 3, Line 11, by adding after the word "facility.", the following: "Provided, however, that in any

County of this State having a population in excess of Five Hundred Thousand (500,000) according to the 1970 federal decennial census or any succeeding federal decennial census, any bank therein chartered under the laws of this state may, subject to the approval of the Board as evidenced by its certificate, maintain and operate outside attached facilities and one detached facility having one or more tellers' windows for drive-in or walk-up service or both on property owned or leased by the bank located less than one thousand (1,000) feet from the main bank building."

President Pro Tempore Smith moved to table the Baggett, et al, amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Breckinridge, Field, Garrison, Grantham, Hargrave, Howard, Lane, Luton, McGraw, Medearis, Murphy, Payne, Smith, Terrill, Williams, Young.—16.

Nay: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Garrett, Graves, Ham, Holden, Howell, Keels, Lamb, McCune, McSpadden, Martin, Miller, Nichols, Porter, Rogers, Smalley, Stansberry, Trent.—24.

Excused: Berrong, Bradley, Ferrell, Hamilton, Inhofe, Phillips, Stipe, Taliaferro.—8.

The vote occurring on the Baggett, et al, amendment, it was declared adopted.

Upon motion of President Pro Tempore Smith, **SJR 33**, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **SJR 33**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 33 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl,

Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—39.

Excused: Berrong, Bradley, Ferrell, Hamilton, Inhofe, Phillips, Stipe, Taliaferro, Young.—9.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—39.

Excused: Berrong, Bradley, Ferrell, Hamilton, Inhofe, Phillips, Stipe, Taliaferro, Young.—9.

The emergency was declared passed.

SJR 33 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 59, SBs 86, 230, 330, 332, 354, 358, and SJRs 31 and 35 each correctly engrossed.

Engrossed SCR 59, SBs 86, 230, 330, 332, 354, 358, and SJRs 31 and 35 were each properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report on HJR 1020, requesting further conference and naming same conferees.

MESSAGE FROM THE HOUSE

Transmitting following Bills together with Conference Committee Reports there-

on, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed HBs 1114, 1425, 1123, as coauthored by Bamberger and Sandlin and Second Conference Committee Report on HB 1207, as coauthored by Boren.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1114 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 1114, Entitled:

(An Act relating to the Office of the Governor 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 recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the Conference Committee Substitute, attached hereto, be adopted:

CCS for HB 1114—By Willis and Miskelly of the House and McSpadden and Hamilton 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; authorizing reimbursement for travel; providing for the transfer of items of appropriations; 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 out of any monies in the General Revenue Fund of the State Treasury of the State of Oklahoma, for the fiscal year indicated,

not otherwise appropriated, to be expended by the Governor, the following sums of monies, or so much thereof as may be necessary for the purposes herein named:

	Fiscal Year Ending June 30, 1972
Personal Services, Operating Expenses, and Extraordinary Protection of the State	\$299,600.00
Support and Maintenance of Governor's Mansion	15,000.00
Total	\$314,600.00

SECTION 2. The Governor of the State of Oklahoma shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Office of the Governor by law.

SECTION 3. The Governor of the State of Oklahoma is hereby authorized reimbursement for all actual and necessary travel expenses incurred when on official business of the state.

SECTION 4. Upon direction of the Governor of the State of Oklahoma, any item of the appropriations herein made shall be transferred from the appropriations made in this act to items of appropriations made for the Governor's office in any other act.

SECTION 5. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 6. The provisions of this Act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 7 It being immediately necessary for the preservation of the public

peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Fine, Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on HB 1425 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1425, and Engrossed Senate Amendments thereto, by Skeith of the House and Murphy of the Senate entitled:

An Act relating to highways; amending Section 1001, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1001); providing for sale, exchange or lease of certain surplus land; prescribing procedure and requirements for notice and offer of sale to party who originally conveyed such property to the State Highway Commission; making provision for circumstances when such party is deceased; making provisions severable; and declaring an emergency. beg leave to report that we have had the same under consideration and herewith return with the following recommendation:

That the Conference Committee Substitute be adopted:

CCS for HB 1425—By Skeith of the House and Murphy, Medearis, Keels and Holden of the Senate—An Act relating to highways; amending Section 1001, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1001); providing for sale, exchange or lease of certain surplus land; prescribing procedure and requirements for notice and

offer of sale to party who originally conveyed such property to the State Highway Commission; making provision for circumstances when such party is deceased; making provisions severable; and declaring an emergency.

Be it enacted by the people of the state of Oklahoma:

SECTION 1. Section 1001, Chapter 415, O.S.L. 1968 (69 O.S. Supp. 1970, § 1001), is amended to read as follows:

§ 1001. (a) The Commission shall have authority to sell any lands, or interest therein, which may have been acquired for highway purposes, or facilities necessary and incident thereto, and any equipment, materials or supplies which in the opinion of the Commission are no longer serviceable, useful or necessary for the State Highway System or the operation of the Department; BUT SUBJECT AT ALL TIME TO THE CONTINUING RIGHT TO THE USE OF SAID LANDS BY ANY ENTITY OPERATING A SEWER, WATER OR GAS SYSTEM, TELEPHONE OR ELECTRICAL SERVICES, AND BY PUBLIC SERVICE CORPORATIONS AND RURAL ELECTRIC AND TELEPHONE CO-OPERATIVES FOR THE CONSTRUCTION, RECONSTRUCTION, MAINTENANCE, OPERATION AND REPAIR OF THEIR FACILITIES OF SERVICE WHICH MAY BE UPON SAID LANDS. Provided, that any such land which was acquired by the Commission from a governmental subdivision as a gift, or for a nominal consideration, may be reconveyed to the governmental subdivision by the Commission, upon repayment by the governmental subdivision to the Commission of any consideration for the original conveyance.

(b) Except as otherwise herein provided, the lands, materials, equipment and supplies shall be sold for cash to the highest and best bidder after notice by publication in a newspaper published in the county where the land is situated, or where the materials, equipment or supplies are

located, in two (2) consecutive weekly issues of the newspaper.

(c) (1) PRIOR TO CONDUCTING SUCH ADVERTISEMENT AND SOLICITATION OF BIDS FOR THE SALE OF ANY LANDS OR INTERESTS THEREIN, THE COMMISSION SHALL, HOWEVER, NOTIFY THE PERSON, FIRM OR CORPORATION WHICH ORIGINALLY CONVEYED SAID PROPERTY TO THE COMMISSION THAT SAME HAS BEEN DECLARED SURPLUS AND IS TO BE OFFERED FOR SALE. SUCH NOTICE SHALL BE SENT BY REGISTERED MAIL ADDRESSED TO THE LAST-KNOWN ADDRESS OF SUCH PERSON, FIRM OR CORPORATION WITH RETURN RECEIPT REQUESTED. SUCH NOTICE SHALL CONTAIN AN OFFER TO SELL SUCH PROPERTY TO SUCH PERSON, FIRM OR CORPORATION FOR AN AMOUNT NOT LESS THAN THE PRESENT FAIR MARKET VALUE THEREOF AS DETERMINED BY A COMPETENT APPRAISAL WHICH SHALL BE OBTAINED BY THE COMMISSION PRIOR TO SUCH OFFER AND NOTICE. THE AMOUNT OF THE COMMISSION'S REQUESTED PURCHASE PRICE BASED ON SUCH APPRAISAL SHALL BE STATED IN SAID NOTICE, AND THE PERSON, FIRM OR CORPORATION RECEIVING SUCH NOTICE AND OFFER SHALL BE INFORMED THEREIN THAT UNLESS HE NOTIFIES THE COMMISSION IN WRITING WITHIN THIRTY (30) DAYS FROM THE DATE OF RECEIPT OF SAID NOTICE THAT THE COMMISSION'S OFFER OF SALE IS ACCEPTED BY HIM, THE COMMISSION SHALL PROCEED TO SELL SAID PROPERTY AT PUBLIC AUCTION AS PROVIDED FOR HEREIN. AFTER THE EXPIRATION OF THIRTY (30) DAYS FROM THE DATE OF RECEIPT OF SAID NOTICE BY THE PERSON, FIRM OR CORPORATION TO WHOM SAME IS ADDRESSED, IF HE HAS NOT NOTIFIED THE COMMISSION IN WRITING OF HIS ACCEPTANCE OF

THE COMMISSION'S OFFER OF SALE, THE COMMISSION SHALL PROCEED TO SELL SUCH PROPERTY BY PUBLIC AUCTION AND NO ATTEMPT TO ACCEPT THE COMMISSION'S OFFER BY SAID PERSON, FIRM OR CORPORATION AFTER THE EXPIRATION OF SUCH THIRTY (30) DAYS SHALL BE HONORED BY THE COMMISSION; PROVIDED THAT SUCH PERSON, FIRM OR CORPORATION MAY SUBMIT A BID AT THE PUBLIC AUCTION OF SAID PROPERTY IN THE SAME MANNER AS ANY OTHER QUALIFIED BIDDER.

(2) IN THE EVENT THE PERSON WHO ORIGINALLY SOLD SUCH LANDS OR INTEREST THEREIN TO THE COMMISSION IS DECEASED AND IF AT THE TIME OF ACQUISITION OF SAID PROPERTY BY THE COMMISSION NO REMAINING LANDS WERE LEFT TO SUCH PERSON ABUTTING UPON THE PROPERTY ACQUIRED BY THE COMMISSION, SAID SURPLUS PROPERTY SHALL BE SOLD BY THE COMMISSION AT PUBLIC AUCTION IN THE MANNER PROVIDED FOR HEREIN WITHOUT THE NECESSITY OF MAKING THE AFOREMENTIONED OFFER AND NOTICE TO THE HEIRS, SUCCESSORS OR ASSIGNS OF THE COMMISSION'S GRANTOR.

(3) IN THE EVENT THAT THE PERSON WHO ORIGINALLY SOLD SUCH LANDS OR INTERESTS THEREIN TO THE COMMISSION IS DECEASED AND IF AT THE TIME OF ACQUISITION OF SUCH PROPERTY BY THE COMMISSION THERE WERE LANDS REMAINING TO SUCH PERSON AND SAME ABUTTED UPON THE PROPERTY ACQUIRED BY THE COMMISSION, THE HEIRS OR DEVISEES OF SUCH PERSON WHO ARE THE RECORD OWNERS OF SUCH ABUTTING LANDS AT THE TIME SAME ARE TO BE OFFERED FOR SALE BY THE COMMISSION SHALL BE ENTITLED TO RECEIVE THE NOTICE AND OFFER OF SALE AND TO PURCHASE SAID PROPERTY IN THE

MANNER PROVIDED FOR HEREIN PRIOR TO THE COMMISSION'S CONDUCTING A PUBLIC AUCTION THEREOF.

(4) IN THE EVENT THAT THE PERSON WHO ORIGINALLY SOLD SUCH LANDS OR INTERESTS THEREIN TO THE COMMISSION IS DECEASED AND BEFORE HIS DEMISE HAD TRANSFERRED THE TITLE BY SALE OR OTHERWISE TO LANDS ABUTTING UPON SUCH PROPERTY AT THE TIME OF ACQUISITION BY THE COMMISSION AND SUCH PERSON DID IN FACT HAVE TITLE THERETO AT THE TIME THE PROPERTY TO BE SOLD WAS ACQUIRED BY THE COMMISSION, THE SUCCESSOR IN TITLE TO SUCH ABUTTING LANDS SHALL NOT BE ENTITLED TO THE NOTICE AND OFFER PROVIDED FOR HEREIN NOR TO PURCHASE SAID PROPERTY PURSUANT THERETO, UNLESS SUCH SUCCESSOR IN TITLE IS A MEMBER OF THE COMMISSION'S GRANTOR'S FAMILY OR OTHER PERSON WHO HAS SUCCEEDED TO SUCH TITLE BY INTER VIVOS GIFT OR A GRATUITOUS SALE FOR A NOMINAL CONSIDERATION FROM OR BY SUCH ORIGINAL GRANTOR OF THE COMMISSION.

(5) FOR THE PURPOSES OF THIS SECTION, THE COMMISSION SHALL NOT DISTINGUISH BETWEEN PERSONS FROM WHOM SURPLUS LANDS OR INTEREST THEREIN WERE ACQUIRED BY NEGOTIATED SALE OR GIFT AND PERSONS FROM WHOM SUCH PROPERTY WAS ACQUIRED BY CONDEMNATION PROCEEDINGS.

[(c)] (D) The Commission may, in its discretion, exchange any such lands for other lands needed for highway purposes, or may lease or rent any lands which are owned by the Department, and are not immediately necessary for highway purposes, on such terms as the Commission determines for the best interests of the state.

[(d)] (E) The Department may offer for sale to the boards of county commissioners of the various counties, governing bodies or authorities of the municipalities of the state, by circular letters, publication or such other means as the Department may find practicable and as will accurately describe the materials or equipment involved, all highway materials and equipment which the Department finds to be unusable for its purpose and responsibility, before the same is discarded or disposed of as salvage, or junk, and before the same is rendered unusable for the purposes for which it was manufactured.

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.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Murphy, Medearis and Holden.

FOR THE HOUSE: Skeith, Hopkins and Cotner.

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 Office of the State Industrial court 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. Add co-authors, Grantham of the Senate and Davis of the House, and Luton of the Senate and Mountford of the House.

2. That the Senate recede from Engrossed Senate Amendment No. 1.

3. That the following Conference Committee amendments be adopted:

a. Restore the Title to read:

"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; and declaring an emergency.

b. Page 1, Section 1, Line 23½, strike the figure "205,100.00" and insert in lieu thereof the figure "220,100.00"

c. Page 1, Section 1, Line 25½, strike the figure "238,190.00" and insert in lieu thereof the figure "253,190.00"

d. Page 2, Section 3, Line 4, by striking the figures "17,500" and "17,500" and insert in lieu thereof the figures "20,500" and "20,500".

e. Page 2, Section 3, Line 9, by striking the figures "3,720" and "4,980" and insert in lieu thereof the figures "4,200" and "5,580"

f. Page 2, Section 3, Line 14, by striking the figures "4,440" and "5,580" and insert in lieu thereof the figures "5,280" and "6,600".

g. Page 2, Section 3, Line 16, by striking the figures "4,440" and "5,580" and insert in lieu thereof the figures "5,400" and "6,900".

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chair-

man; Abbott, Bradley, Cate, Fine, Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on HB 1207 was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1207, and Engrossed Senate Amendments thereto, by Atkins, McCune, Monks and Bamberger of the House and Howard and Grantham of the Senate entitled:

An Act relating to meetings of governing bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open sessions of certain public bodies; providing for exemptions; providing for manner votes are cast; 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 following recommendation:

That the attached second conference committee substitute be adopted:

Second CCS for HB 1207—By Atkins, McCune, Monks and Bamberger of the House and Howard and Grantham of the Senate—An Act relating to meetings of governing bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open sessions of certain public bodies; providing for exemptions; providing for manner votes are cast; providing severability; and declaring an emergency.

Be it enacted by the people of the state of Oklahoma:

SECTION 1. 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201), is amended to read as follows:

§ 201. All meetings of the governing bodies of [any state or local department,

board, commission, authority, agency, division, subdivision or trusteeship, including municipalities, counties and school districts,] ALL MUNICIPALITIES LOCATED WITHIN THE STATE OF OKLAHOMA, BOARDS OF COUNTY COMMISSIONERS OF THE COUNTIES IN THE STATE OF OKLAHOMA, BOARDS OF PUBLIC AND HIGHER EDUCATION IN THE STATE OF OKLAHOMA AND ALL OTHER BOARDS, BUREAUS, COMMISSIONS, AGENCIES, TRUSTEESHIPS OR AUTHORITIES IN THE STATE OF OKLAHOMA supported in whole or in part by public funds or entrusted with the expending of public funds, or administering public properties, [shall be conducted in sessions open for the attendance of the public, except that matters under consideration involving employment or appointment may be in sessions closed to the public, provided, however, that the vote or action shall be in public meeting; provided further, that any] MUST BE PUBLIC MEETINGS, AND IN ALL SUCH MEETINGS THE VOTE OF EACH MEMBER MUST BE PUBLICLY CAST AND RECORDED.

EXECUTIVE SESSIONS WILL BE PERMITTED ONLY FOR THE PURPOSE OF DISCUSSING THE EMPLOYMENT, HIRING, APPOINTMENT, PROMOTION, DEMOTION, DISCIPLINING OR RESIGNATION OF ANY PUBLIC OFFICER OR EMPLOYEE, AND COLLECTIVE BARGAINING NEGOTIATIONS AS AUTHORIZED BY STATE LAW; PROVIDED, HOWEVER, THAT ANY VOTE OR ACTION THEREON MUST BE TAKEN IN PUBLIC MEETING WITH THE VOTE OF EACH MEMBER PUBLICLY CAST AND RECORDED.

ANY ACTION TAKEN IN VIOLATION OF THE ABOVE PROVISIONS SHALL BE INVALID.

ANY member of the Legislature appointed as a member of a committee of either branch of the Legislature or joint committee thereof or a committee of the State Legislative Council shall be per-

mitted to attend any **[closed]** EXECUTIVE session OF ANY STATE AGENCY, BOARD OR COMMISSION authorized by this **[section]** ACT whenever the jurisdiction of such committee includes the actions of the public body involved.

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.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Howard, Grantham and Ferrell.

FOR THE HOUSE: Atkins, McCune and Boren.

MESSAGE FROM THE HOUSE

The House has rescinded its Fourth Reading and signing of **SB 101**, and grants conference on said Bill, naming conferees as follows: Payne, Kardokus and Bernard

GENERAL ORDER

SB 355 by Smith was read and considered.

President Pro Tempore Smith, citing Rule 8(e), asked unanimous consent that Representative York be shown as principal House author to **SB 355**, which was the order.

Senator Stipe asked to be shown present, which was the order.

President Pro Tempore Smith moved to amend **SB 355**, Page 6, Line 3 $\frac{1}{2}$ by adding a new sub-section 25 as follows:

"Section 25. Section 8 A 3b (1) on Page 12, Line 33, after the semicolon following the word 'situs' by adding the words:

"A trust or an estate shall be treated as having a separate commercial or busi-

ness situs insofar as undistributed income is concerned, but shall not be treated as having a separate commercial or business situs insofar as distributed income is concerned."

And by adding a new sub-section 26 as follows:

"26. Section 14 A, Page 25, Line 32, after the period following the word 'purposes' by striking the balance of the sub-section on Lines 32, 33, 34, and 35." which amendment was declared adopted.

President Pro Tempore Smith moved to amend **SB 355**, Page 9, Line 8, by inserting after the word "code" and before the word "giving", the following: "and/or a percentage of the amount of salary paid to the employee", which amendment was declared adopted.

Senators Smalley and Baggett moved to amend **SB 355**, Page 12, Line 12, by striking Section 6, which amendment was tabled upon motion of Senator Smith, the roll call thereon being as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Ferrell, Garrison, Hamilton, Holden, Howard, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Terrill, Williams, Young.—25.

Nay: Baggett, Baldwin, Field, Garrett, Hargrave, Howell, Keels, Lamb, Luton, Porter, Smalley, Stipe, Trent.—13.

Excused: Berrong, Bradley, Breckinridge, Capps, Grantham, Graves, Ham, Inhofe, Phillips, Taliaferro.—10.

Senator Young moved to amend **SB 355**, Page 12, Line 11, after the word "reserves" and before the word "section", by adding a new section as follows:

"Section 6. **HB 1191** is amended to grant to individuals on interest income of obligations of the state or political sub-divisions the same tax treatment that is granted to banks on said interest under **HB 1191**." and by renumbering the remaining sections, which amendment was declared adopted.

Senator Baggett moved to amend **SB**

355, Page 12, Line 11, by adding after the word "reserves", the words: "for bad debts in excess of those amounts which would have been allowed to a bank under Sections 20 and 21 of **HB 1191**." which amendment was declared adopted.

Senator Miller moved to amend **SB 355**, Page 12, Line 12, by adding after the word "reserves", and before the word and figure "Section 6" on Line 12, the following new section. "Section 6. Section 7, subsection (c), paragraph 2(a) of **HB 1191**, enacted in the First Session of the 33rd Legislature is amended by adding the following new sentence at the end of the subsection: 'This shall include electric generating facilities' ", and by renumbering succeeding sections and amending the title to conform thereto.

Senator Baggett moved to amend the Miller amendment by inserting the word "not" before the word "include", which amendment to the Miller amendment was declared adopted upon roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Dahl, Field, ~~Hamilton~~, Howard, Howell, Keels, Lane, Medearis, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill.—19.

Nay: Boecher, Capps, Crow, Garrison, Grantham, Graves, Holden, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Williams, Young.—18.

Excused: Berrong, Bradley, Breckinridge, Ferrell, Garrett, Ham, Hargrave, Inhofe, Stansberry, Taliaferro, Trent.—11.

Senator Miller asked unanimous consent that his name be withdrawn as principal author of his amendment, as amended, and Senator Baggett's shown in lieu thereof, which was the order.

The vote occurring on the third Baggett amendment (Miller, as amended), it was declared failed of adoption upon roll call as follows:

Aye: Baggett, Birdsong, Dahl, Field, ~~Hamilton~~, Howell, Keels, Medearis, Payne,

Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent.—16.

Nay: Baldwin, Boecher, Breckinridge, Capps, Crow, Garrison, Grantham, Graves, Holden, Howard, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Rogers, Williams, Young.—23.

Excused: Berrong, Bradley, Ferrell, Garrett, Ham, Hargrave, Inhofe, Stansberry, Taliaferro.—9.

Senator Rogers moved to amend **SB 355**, Page 13, Line 3 1/2, by adding the following new section:

"Section 7 Section 9, Subsection D, of **HB 1191**, enacted in the First Session of the 33rd Legislature, is hereby repealed." and renumber succeeding sections and amend the title to conform thereto, which amendment was declared adopted.

Senator Baggett moved to amend **SB 355**, Page 13, Line 3 1/2 by inserting after Line 3 and before Line 4, the following new Sections 7 and 8, and renumbering the succeeding sections:

Section 7. Section 20 of House Bill No. 1191 of the 33rd Oklahoma Legislature is hereby amended to read as follows:

SECTION 20. IN LIEU TAX FOR NATIONAL BANKS. A. In lieu of the tax levied by Section 5. of this act, every national banking association located or doing business within the limits of the State of Oklahoma shall annually pay to this state a tax according to, or measured by, its entire net income for its taxable year at the rate of four percent (4%) of the amount of the net income as herein provided.

B. The tax levied by this section shall be exclusive and in lieu of all taxes levied by the State of Oklahoma, or any subdivision thereof, on the property of any association liable to tax hereunder; provided, that nothing in this section shall be construed to exempt the real property or tangible personal property of national bank-

ing associations from taxation to the same extent, according to its value, as other real property and tangible personal property is taxed.

"C. Any tax levied under this section shall accrue on the last day of the taxable year and be payable as provided in Section 26 of this act. The accrual of such tax for the first taxable year to which this act applies, shall apply notwithstanding the prior accrual of a tax in the same taxable year based upon the net income of the next preceding taxable year; provided, however, any additional deduction enuring to the benefit of the taxpayer shall be deducted in accordance with the optional transitional deduction procedures in Section 4. of this act.

"The basis of the tax shall be the taxable income as defined herein and any additions thereto under the provisions of Section 8, A, 1, hereof except interest income on obligations of the State of Oklahoma or political subdivisions thereof and any allocations of net income permitted under Section 8. Provided further, that the reserve for bad debts shall constitute a balance sheet item and shall be included in the optional transitional deduction provided in Section 4. of this act.

"Section 8, Section 21 of House Bill No. 1191 of the 33rd Oklahoma Legislature is hereby amended to read as follows:

"SECTION 21. IN LIEU TAX FOR STATE BANKS AND CREDIT UNIONS.

"A. In lieu of the tax levied by Section 5. of this act, every bank or credit union organized under the laws of this state shall pay annually to this state for the privilege of doing business within its limits, a tax according to, or measured by, its entire net income for its taxable year at the rate of four percent (4%) of the amount of the net income as herein provided.

"B. The tax levied by this section shall be exclusive and in lieu of taxes on the shares of stock or personal property of any such bank or credit union subject to tax-

tion under this section, except organization fees and taxes imposed by the banking laws in the case of banks. Nothing in this section shall be construed to exempt the real property 'or tangible personal property' of any such taxpayer from taxation to the same extent, according to its value, as other real property 'and tangible personal property' is taxed.

"C. Any tax levied under this section shall accrue on the last day of the taxable year and be payable as provided in Section 26 of this act. The accrual of such tax for the first taxable year to which this act applies shall apply notwithstanding the prior accrual of a tax in the same taxable year based upon the net income of the next preceding taxable year; providing, however, any additional deduction enuring to the benefit of the taxpayer shall be deducted in accordance with the optional transitional deduction procedures in Section 4. of this act.

"The basis of the tax shall be the taxable income as defined herein and any additions thereto under the provisions of Section 8, A, 1, hereof except interest income on obligations of the State of Oklahoma or political subdivisions thereof and any allocations of net income permitted under Section 8. Provided further, that the reserve for bad debts shall constitute a balance sheet item and shall be included in the optional transitional deduction provided in Section 4. of this act." which amendment was declared failed of adoption upon roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Garrett, Graves, Ham, Holden, Lane, Miller, Murphy, Nichols, Porter, Rogers, Stipe, Young.—15.

Nay: Boecher, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham, Hamilton, Lamb, McCune, McGraw, Martin, Medearis, Payne, Phillips, Smalley, Smith, Williams.—18.

Excused: Berrong, Bradley, Capps, Dahl, Hargrave, Howard, Howell, Inhofe, Keels,

Luton, McSpadden, Stansberry, Taliaferro, Terrill, Trent.—15.

Senators Young and McSpadden moved to amend SB 355 Page 13, Line 8, after the figures "1971", and before the word "section", add a new section:

"Section 8. Any taxpayer who has a dependent in college or any technical school or any student who is regularly enrolled in any college or any technical school shall have a tax credit on such taxpayer's state income tax in the sum of One Hundred Dollars (\$100.00) and renumbering the remaining sections, which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, SB 355, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, SB 355, as co-authored and amended, was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Terrill, Trent.—37

Nay: Baggett, Smalley, Young.—3.

Excused: Berrong, Bradley, Howard, Inhofe, Stansberry, Stipe, Taliaferro, Williams.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, Mc-

Graw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Terrill, Trent.—37.

Nay: Baggett, Smalley, Young.—3.

Excused: Berrong, Bradley, Howard, Inhofe, Stansberry, Stipe, Taliaferro, Williams.—8.

The emergency was declared passed.

SB 355 was referred for engrossment.

BILLS WITHDRAWN

Senator Graves asked unanimous consent that SB 303 be withdrawn from the calendar and re-referred to the Committee on Banks and Banking, which was the order.

Senator Breckinridge asked unanimous consent that SB 314 be withdrawn from the calendar and re-referred to the Committee on Commerce, which was the order.

Senator Rogers asked unanimous consent that SB 352 be withdrawn from the calendar and referred to the Committee on Commerce, which was the order.

Senator Stipe asked unanimous consent that SB 135 be withdrawn from the calendar and re-referred to the Committee on Constitutional Revision and Redistricting, which was the order.

Senator Hargrave asked unanimous consent that SB 326 be withdrawn from the calendar and referred to the Committee on Governmental Reform, which was the order.

Senator Baggett asked unanimous consent that SB 276 be withdrawn from the calendar and re-referred to the Committee on Revenue and Taxation, which was the order.

RESOLUTION

Senator Stipe introduced SCR 61.

Senator Stipe asked unanimous consent, that all members of the Senate be made co-authors of SCR 61, which was the order.

Senator Payne asked unanimous con-

sent that **SCR 61** be printed in its entirety in the Journal, which was the order.

SCR 61, as co-authored, was read at length as follows, adopted upon motion of Senator Stipe, and referred for engrossment.

SCR 61—By Stipe, Terrill, Crow, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Trent, Williams and Young—A Concurrent Resolution designating the Mental Health Center to be built in Lawton, Oklahoma, as the Jim Taliaferro Mental Health Center; and directing distribution.

WHEREAS, Senator Jim Taliaferro has for many years been instrumental in providing funds through legislation for the establishment of facilities for adequate mental health programs throughout the state of Oklahoma; and

WHEREAS, without his professional and determined guidance, the mental health institutions, clinics and centers would not be as advanced as they are today; and

WHEREAS, Jim Taliaferro, from the time he was a young legislator, committed himself to the progressive programs on mental health and was an instrumental part in the revision of the mental health laws of 1953; and

WHEREAS, twenty years later Senator Taliaferro is pursuing his initial endeavors to maintain and improve the quality of the mental health facilities in this state; and

WHEREAS, his kind, gentle and persuasive nature along with his unyielding support for this and other commendable and worthwhile programs are living ex-

amples of his true dedication to the people of the State of Oklahoma; and

WHEREAS, it is fitting to acknowledge this hard and diligent worker by designating the Mental Health Center to be built at Lawton, Oklahoma, as the Jim Taliaferro Mental Health Center in his honor and in appreciation for his dedicated service.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Mental Health Center presently authorized and to be built in the city of Lawton, Oklahoma, is hereby designated as the Jim Taliaferro Mental Health Center, in appreciation and honor of this great legislator.

SECTION 2. Duly authenticated copies of this Resolution shall be prepared and presented to Senator Taliaferro and to the State Board of Mental Health.

MOTION

Senator Terrill moved that all bills remaining on Third Reading and General Order be stricken from the calendar, except those pending under motions to reconsider or in conference, both special and **GCCA**, which motion was adopted.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent that the time for consideration of his motion to reconsider the vote by which **SB 356** passed, be extended one legislative day, which was the order.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Wednesday, June 2, 1971, at 1:00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, June 2, 1971, at 1:00 o'clock P.M.

Eighty-second Day, Tuesday, June 1, 1971

The Senate met at 10:00 a.m. in the Senate Chamber. The Senate was called to order by the President. The Senate proceeded with the reading of the Journal of the previous day.

The Senate then proceeded to the consideration of the report of the Committee on Education.

The report was read by the Chairman of the Committee, Senator [Name]. The report contained the following recommendations:

1. That the State Board of Education be authorized to [action].
2. That the State Board of Education be authorized to [action].
3. That the State Board of Education be authorized to [action].

The Senate discussed the report and the recommendations. The Senate then proceeded to the consideration of the report of the Committee on Finance.

The report was read by the Chairman of the Committee, Senator [Name]. The report contained the following recommendations:

1. That the State Board of Finance be authorized to [action].
2. That the State Board of Finance be authorized to [action].
3. That the State Board of Finance be authorized to [action].

The Senate discussed the report and the recommendations. The Senate then proceeded to the consideration of the report of the Committee on Health.

The report was read by the Chairman of the Committee, Senator [Name]. The report contained the following recommendations:

1. That the State Board of Health be authorized to [action].
2. That the State Board of Health be authorized to [action].
3. That the State Board of Health be authorized to [action].

The Senate discussed the report and the recommendations. The Senate then proceeded to the consideration of the report of the Committee on Labor.

The report was read by the Chairman of the Committee, Senator [Name]. The report contained the following recommendations:

1. That the State Board of Labor be authorized to [action].
2. That the State Board of Labor be authorized to [action].
3. That the State Board of Labor be authorized to [action].

The Senate discussed the report and the recommendations. The Senate then proceeded to the consideration of the report of the Committee on Natural Resources.

The report was read by the Chairman of the Committee, Senator [Name]. The report contained the following recommendations:

1. That the State Board of Natural Resources be authorized to [action].
2. That the State Board of Natural Resources be authorized to [action].
3. That the State Board of Natural Resources be authorized to [action].

The Senate discussed the report and the recommendations. The Senate then proceeded to the consideration of the report of the Committee on Public Safety.

The report was read by the Chairman of the Committee, Senator [Name]. The report contained the following recommendations:

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Eighty-third Legislative Day

Wednesday, June 2, 1971

Pursuant to adjournment, the Senate was called to order by Senator Smalley, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Bradley, Capps, Ferrell, Ham, Hargrave, Inhofe, Taliaferro.—7.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator McSpadden.

God of our fathers, you have given us earthly parents who fed us with knowledge and love and gave us life; you have taught us to know You as our spiritual Father. You have fed us and loved us as young sons and brought us to spiritual reality.

We pray not for Your presence among us for You are the being that pervades all existence. Rather, we pray to be aware that You are among us; that You are in others; that You are in us; that You are the very heartbeat of existence.

God, You hold all power. You have created men to live in equality. And You have entrusted to these men the rights, the duties, the privileges, and the hard work of

providing equal and fair treatment for all people. Help these men to perform Your will and to know they live as forgiven and saved. In the Saviors name. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bills and/or resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1272—Revenue and Taxation.

HB 1340—Appropriations and Budget, co-authored by Senator McSpadden.

HB 1484—Judiciary, co-authored by Senator Garrison.

DO PASS, as amended:

HB 1154—State and Federal Government.

HB 1195—Public Safety and Penal Affairs.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SJR 38—By Miller, Terrill, Hamilton, Smalley, Baggett and Smith—A Joint Resolution expressing the sentiment of the Legislature relative to certain policy guidelines which should be taken into consideration by the Oklahoma State Regents for Higher Education when establishing fiscal policies and allocating funds for the support of educational and general operating budgets of institutions in the Oklahoma

State System of Higher Education; and declaring an emergency

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

SB 362—Commerce.

SJR 37—Senator Boecher asked unanimous consent that **SJR 37** be printed and placed directly on the Calendar without reference to a committee, which was the order.

HB 1412—Environmental Quality

HB 1416—Revenue and Taxation.

HB 1505—Senator Nichols asked unanimous consent that **HB 1505** be printed and placed directly on the Calendar without reference to a committee, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1304—By Sandlin and Bamberger—An Act relating to workmen's compensation; amending 85 O.S. 1961, § 171, defining "physically impaired person" for purposes of Act relating to special indemnity fund, providing that certain previous adjudications shall be prima facie evidence for purposes of jurisdiction of state industrial court; and declaring an emergency.

HJR 1027—By Cate and Draper—A Joint Resolution providing for registration to vote and voting by persons eighteen years of age or older under certain circumstances; and declaring an emergency

The above numbered **HB** and **HR** were read for the first time.

COMMITTEE REPORT

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1412—Environmental Quality

RESOLUTIONS

Senator Grantham introduced the following resolution:

SCR 62—By Grantham of the Senate and Boettcher and Conaghan of the House—A Concurrent Resolution memorializing Judge C. L. Armstrong's life and achievements; sadly noting his death; and directing that an authenticated copy of such expression be sent to his widow and son.

Senator Grantham asked unanimous consent that all members of the Senate be made co-authors of **SCR 62**, which was the order.

SCR 62, as co-authored, was read at length, adopted upon motion of Senator Grantham, and ordered referred for engrossment.

Senator Grantham introduced the following resolution:

SCR 63—By Grantham of the Senate and Boettcher and Conaghan of the House—A Concurrent Resolution memorializing Judge Lester R. Maris; noting his life and achievements; expressing sadness upon his passing; directing a copy of this Resolution be delivered to each member of his family

Senator Grantham asked unanimous consent that all members of the Senate be made co-authors of **SCR 63**, which was the order.

SCR 63, as co-authored, was read at length, adopted upon motion of Senator Grantham, and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 59**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 2, 1971, of Enrolled SBs 78, 79, 80, 85, 88 and 91 entitled:

SB 78—By McSpadden and Hamilton 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 79—By McSpadden and Hamilton of

the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Cerebral Palsy Center: making an appropriation thereto; *** and declaring an emergency

SB 80—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Public Welfare and making an appropriation thereto; *** and declaring an emergency

SB 85—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Banking Department and making appropriations thereto; *** and declaring an emergency.

SB 88—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Department of Labor and making appropriations thereto; *** and declaring an emergency

SB 91—By McSpadden, Hamilton and Inhofe of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Pollution Control; making an appropriation thereto; *** and declaring an emergency.

CONFERENCE COMMITTEE REPORTS

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 Enrossed Senate Bill Number 68, Entitled:

(Oklahoma Educational Television Authority * * * 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 Engrossed House Amendment No. 1.

2. That the Senate accept Engrossed House Amendment No. 2.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Luton, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman; Miskelly Vice-Chairman, Abbott, Cate, Davis, Greenhaw, Mountford, Sanguin, Skeith, Sparkman.

The following **CCR** on **SB 70** 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 70, Entitled:

(Oklahoma Commission on Education * * * and declaring an emergency)

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Luton, Miller, Murphy, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman; Miskelly Vice-Chairman, Abbott, Cate, Davis, Greenhaw, Mountford, Sanguin, Skeith, Sparkman.

The following **CCR** on **SB 81** 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 81, Entitled:

(Oklahoma Department of Public Safety; *** 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. Add Lane of the Senate and Andrews and Townsend of the House as Co-authors.

2. The House recede from Engrossed House Amendment No. 1.

3. That the Title be restored to read as follows:

"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; authorizing radio-equipped transportation for the Attorney General; making provisions of this Act severable; and declaring an emergency "

4. That the following Conference Committee Amendments be adopted:

a. Page 1, Section 1, Line 23, by striking the figure "\$4,794,147.00" and insert in lieu thereof the figure "\$4,934,147.00"

b. Page 1, Section 1, Line 26, by striking the figure "\$206,869.00" and insert in lieu thereof the figure "\$306,869.00"

c. Page 1, Section 1, Line 27 by striking the figure "\$984,214.00" and insert in lieu thereof the figure "\$609,214.00"

d. Page 1, Section 1, Line 36, by striking the figure "\$7,341,944.00" and insert in lieu thereof the figure "\$7,206,944.00"

e. Page 2, Line 15½, add a new Section 4 as follows and renumber present Section 4 and all succeeding sections:

"SECTION 4. The Department of Public Safety is authorized to provide radio-equipped transportation for the Attorney General of the State of Oklahoma."

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Luton, Miller, Lane, Murphy Rogers, Smalley Terrill.

HOUSE CONFEREES: Willis, Chairman; Miskelly Vice-Chairman, Abbott, Cate,

Davis, Greenhaw, Mountford, Sanguin, Skeith, Sparkman.

The following CCR on SB 101 was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred SB 101—By Crow of the Senate, entitled:

Conservation District Act — and — 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:

No. 1. The Conferees concur in the Engrossed House Amendments (1-14)

No. 2. That the following Conference Committee amendments be adopted.

A. 1. Page 2, line 18, by adding the following language after the (.) "Provided, however, in those areas included within the existing jurisdiction of planning commissions created pursuant to the provisions of Titles 11 and/or 19, Okla-Statutes or their successors, such districts shall serve as the collateral units of government so responsible.

A. 2. Page 9, lines 17-23, by striking all of sub-section 11 and renumbering the following sub-sections accordingly

A. 3. Page 20, lines 21-23, by striking the following language: "It shall be the responsibility of such governing officers and of the commission to take the necessary and proper steps to achieve this legislative purpose."

A. 4. Page 24, lines 9-10, and 13. By striking the language on lines 9 and 10, as follows: "to be effective in urban, suburban or rural areas" and adding the following language on line 13, after the word "uses" "directly affecting rural areas not within the jurisdictional area of any incorporated municipalities, metropol-

itan area, planning commission, or their successors."

Respectfully submitted,

FOR THE SENATE: Crow, Smalley, Hargrave.

FOR THE HOUSE: Payne, Kardokus, Bernard.

The following CCR on SB 176 was read and consideration deferred:

Mr President

Mr Speaker

The Conference Committee, to which was referred SB 176—By McSpadden, Dahl, Grantham, Medearis, Terrill and Trent of the Senate and Huddleston, Boatner, Atkins and Duke of the House, entitled:

An Act relating to public health and safety, amending etc. etc.

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:

House Amendment No. 1. Senate Conference Committee concurs.

House Amendment No. 2: Recede from Engrossed House Amendment No. 2 and insert the following new language: "SECTION 2. There is hereby created, with respect to each rural electric cooperative in the state, a public body corporate and politic, to function in the operating area of such rural electric cooperative to be known as the "housing authority" of said cooperative which shall be an agency of the State of Oklahoma possessing all powers, rights and function provided by law for city and county housing authorities. No rural electric cooperative housing authority shall transact any business or exercise any powers unless the governing board of said cooperative, by proper resolution, declares that there is a need for an authority to function for said cooperative.

"Except as otherwise provided in this act, all the provisions of law applicable to housing authorities created for cities and counties and the commissioners of such authorities shall be applicable to rural electric cooperative housing authorities and the commissioners thereof unless a different meaning clearly appears from the context. The chief executive officer of each rural electric cooperative is authorized to exercise all appointing and other powers with respect to a rural electric cooperative housing authority that are vested by law in the mayor of a city relating to a city housing authority." and renumber succeeding sections.

No. 3: Page 1, Line 8, insert after the word "Terms" in the title the following words: "Providing For Creation and Authority of Rural Electric Cooperative Housing Authorities;"

Respectfully submitted,

FOR THE SENATE: McSpadden, Birdsong, Luton.

FOR THE HOUSE: Boatner, Huddleston, Duke.

Senator Terrill presiding.

GENERAL ORDER

HB 1288 by Mountford, et al, of the House and Murphy of the Senate was read and considered.

President Pro Tempore Smith presiding.

Senator Murphy moved to amend HB 1288, Page 4, Line 11, by striking the word "structures" and substituting the word "buildings", which amendment was declared adopted.

Senator Murphy asked unanimous consent to amend his foregoing amendment by striking the words "structure" or "structures" and substituting the words "building" or "buildings", which was the order.

Senator Murphy moved to amend HB 1288, Page 4, Lines 11 and 12 as follows: by striking all language beginning with the word "which" on Line 11, and ending

with the word "use" on Line 12, which amendment was declared adopted.

Senator Murphy moved to amend **HB 1288**, Page 4, Lines 17 and 18 and Page 5, Lines 1 and 2 as follows: by striking the entire sentence beginning with the words "The term" on Line 17, Page 4 and ending with the word "systems" on Line 2 of Page 5, which amendment was declared adopted.

Senators Hamilton and Crow moved to amend **HB 1288**, Pages 6, 7 and 8, as follows:

Page 6 Section 6A Line 13 of the Senate Engrossed Bill by striking all of Section 6A down to subsection F and relettering subsection F as subsection C and by inserting in lieu of the stricken language the following, to-wit:

"Section 6. A. For the purposes of this act, a building or structure shall be deemed to be a structure consisting of a foundation, walls, roof, with or without other parts; provided, however nothing in this Act contained shall be held or construed to have any application to any building, or to the repairing or remodeling of any building, to be used for one family residential purposes, duplexes, or apartment houses not exceeding two (2) stories in height, Hotel, Lodge or Fraternal or Institutional building not exceeding two (2) stories in height, or to any farm improvements, or industrial or commercial buildings not exceeding two (2) stories in height. Further, this act shall not apply to any school houses where the reasonably estimated total cost of such building, remodeling or repairing does not exceed the sum of Ten Thousand Dollars (\$10,000.00) as provided by Oklahoma Statutes annotated 1941 (Title 70, Section 547)***. provided, however that an industrial or commercial building for the purpose of this Act shall not be deemed or construed to be any building to be used or constructed for the purpose of being used as an armory, auditorium, assembly hall, convention hall, church, educational building,

convent, dormitory gymnasium, hospital, library bonded warehouse, passenger station, power house, municipal building, county building, State building, Federal building, radio station, stadium or theater where the reasonably estimated total cost of such building, remodeling or repairing exceeds the sum of Ten Thousand Dollars (\$10,000.00). A basement is not to be counted as a story for the purpose of counting stories of a building for height regulations.

"B. This Act shall not apply to any persons, firms, or corporations who prepare plans and specifications for persons, firms, or corporations other than himself or itself, for buildings not specified in this Act requiring an Architect licensed under the laws of the State of Oklahoma, providing such persons, firms, or corporations shall not, in any manner represent himself or itself to be an architect, architectural designer or other title of profession or business using form of the word, "Architect" and providing further that nothing in this Act contained shall prevent such persons, firms, or corporations advertising or selling such service."

Senator Murphy moved to table the Hamilton-Crow amendment, which motion failed of adoption upon roll call as follows:

Aye: Baggett, Grantham, Howard, Murphy Nichols, Porter, Smith.—7.

Nay: Baldwin, Berrong, Birdsong, Boecher Crow Dahl, Field, Garrett, Garri-son, Graves, Hamilton, Howell, Lamb, Lane, Luton, McCune, McSpadden, Medearis, Miller Payne, Phillips, Rogers, Smalley Stansberry Stipe, Terrill, Trent, Williams, Young.—29.

Excused: Bradley Breckinridge, Capps, Ferrell, Ham, Hargrave, Holden, Inhofe, Keels, McGraw Martin, Taliaferro.—12.

The vote occurring on the Hamilton-Crow amendment, it was declared adopted.

Senator Murphy moved to amend **HB 1288**, Page 6, Line 15 by striking after the word "following", the words "types of

structures:", and inserting a colon in lieu thereof.

Senator Hamilton raised a point of order, which was sustained by the Chair that the foregoing Murphy amendment was deleted by the Hamilton-Crow amendment.

Senator Murphy asked unanimous consent to withdraw his amendment, which was the order.

Senator Berrong moved to amend **HB 1288**, Page 5, Line 4, by striking after the word "state" and before the word "D" on Line 6 as follows: place a period (.) after the word "state" on Line 4 and strike the following language: "in accordance with the provisions of Section 16 of this act."

Senator Baggett moved that **HB 1288** be withdrawn from the Calendar and referred to the Committee on Professions and Occupations.

Senator Rogers moved that **HB 1288**, as amended, be advanced to engrossment, which motion failed of adoption.

The vote occurring on the Baggett motion to recommit, it was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 59 correctly enrolled.

Enrolled **SCR 59** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

INTERIM COMMITTEE APPOINTMENT

As authorized under **HCR 1038**, President Pro Tempore Smith announced the appointment of the Senate Committee membership as follows: Senators Smalley, Taliaferro, Phillips, Nichols and Murphy

The following advisory members: Howard Wager Douglas Fox, W. D. Green-shields, Eugene Kuntz and Robert Hefner III.

GENERAL ORDER

HB 1060 by Lindstrom of the House was read and considered.

Senator Terrill asked to be made a co-author of **HB 1060**, which was the order

Senator Terrill asked unanimous consent that further consideration of **HB 1060** be deferred this legislative day which was the order

HB 1250 by Hancock, et al, of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1250** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1250** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1250 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, Breckinridge, Crow Dahl, Field, Garrett, Grantham, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller Nichols, Phillips, Stansberry, Terrill, Williams, Young.—27

Nay: Baggett, Boecher Garrison, McSpadden, Murphy Payne, Rogers, Smalley Smith, Stipe, Trent.—11.

Excused: Bradley Capps, Ferrell, Graves, Ham, Hargrave, Inhofe, Keels, 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, Crow Dahl, Field, Garrett, Grantham, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Nichols, Phillips, Terrill, Williams, Young.—26.

Nay: Baggett, Boecher Garrison, Murphy Payne, Rogers, Smalley, Smith, Stipe, Trent.—10.

Excused: Bradley, Breckinridge, Capps,

Ferrell, Graves, Ham, Hargrave, Inhofe, Keels, Porter, Stansberry, Taliaferro.—12.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Stipe moved that the vote be reconsidered by which **HB 1250** passed.

As provided under Rule 19b, Senator Young moved that the vote be reconsidered by which the Emergency Section of **HB 1250** failed of passage.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, **HAs** to **SB 144** were rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 144: Senators Crow, Smalley and Terrill.

Senator Ham asked to be shown present, which was the order.

Upon motion of Senator Howard, the Senate concurred in **HAs** to **SB 33**.

SB 33, as amended by the Honorable House, was read at length.

On the question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Dahl, Field, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Young.—28.

Nay: Berrong, Boecher, Hamilton, Rogers, Stipe, Trent, Williams.—7.

Excused: Bradley, Breckinridge, Capps, Crow, Ferrell, Garrett, Hargrave, Inhofe, Luton, Miller, Porter, Stansberry, Taliaferro.—13.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Young.—33.

Nay: Berrong, Hamilton, Trent, Williams.—4.

Excused: Bradley, Breckinridge, Capps, Crow, Ferrell, Hargrave, Inhofe, Miller, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on **HB 1199** was granted, said Bill to be referred to **GCCA**.

Upon motion of Senator McSpadden, the request of the Honorable House for further conference on **HJR 1020** was granted, said Bill to be referred to **GCCA**.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 57, 58, 60, 61, SB 355 and **SJR 33** and **36** each correctly engrossed.

Engrossed **SCRs 57, 58, 60, 61, SB 355** and **SJR 33** and **36** were each properly signed and ordered transmitted to the Honorable House for consideration.

MOTION

Upon motion of Senator Terrill, Senate Rule 19f was suspended for the remainder of this session.

PENDING SENATE ACTION — COMMITTEE REPORT

Upon motion of Senator Berrong, the Committee Report on Requests for Lobby Permits, submitted May 27, 1971, the Eighth

ty-first Legislative Day, was adopted and Permits ordered issued from the Office of the President Pro Tempore.

Senator Capps asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1175**, requesting Conference and naming Conferees as follows: Harrison, Andrews and Finch, with following instructions: "Page 2, Section 5, Lines 34, 35, and 36, of the engrossed bill, change the word 'Alcohol' to 'Alcoholic Beverages', and add no additional amendments."

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 51**, as co-authored by Carlton, Elder and all other members of the House, and **SCRs 52, 53 and 54**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 250**; and **SJR 26**, as co-authored by Randle, Riggs, Green and Sullivan.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 59**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1013—By McCune and Sullivan of the House and Grantham of the Senate—An Act relating to the court fund; amending Section 4, Chapter 412, O.S.L. 1968 (20 O.S. Supp. 1970, § 1304); providing conditions under which certain expenses

may be paid from the court fund; repealing 22 O.S. 1961, § 892, and Sections 3 and 10, Chapter 412, O.S.L. 1968 (20 O.S. Supp. 1970, §§ 1303 and 1309); and declaring an emergency.

HB 1079—By Wayland and McCune of the House and Garrett of the Senate—An Act relating to courts; providing contributions to the state judicial fund shall be deposited in the official depository clearing account until state examiner and inspector certifies accuracy of contributions made; providing overpayment of contributions shall be refunded by warrant issued by administrative director of the courts; authorizing the administrative director of the courts to deposit all federal grants to the court system in the official depository clearing account from whence they may be disbursed according to the terms of the grant; directing codification of statutes; and declaring an emergency.

HB 1293—By McCune and Wayland—An Act relating to courts; amending Section 3, Chapter 379, O.S.L. 1968 (20 O.S. Supp. 1970, § 16.3), to provide for an administrative assistant and legal secretary, to be appointed by the administrative director of the courts; fixing compensation therefor; prescribing operative date thereof; and declaring an emergency.

HB 1299—By Mountford and Odom of the House and Luton and Graves of the Senate—An Act relating to professions and occupations; declaring that the regulation of the practice of accounting in this state is in the public interest; providing a manner by which any audit required by statute, charter, ordinance, trust or other legal instrument may be done; providing that the provisions of this Act shall not serve to invalidate certificates and recognition of audits heretofore issued or made; providing for severability; directing codification; and declaring an emergency.

HB 1424—By Briscoe and Stratton—An Act relating to employment security; amending 40 O.S. 1961, § 224; providing

for the manner, procedure, power and duties of commission and employer in regards to contribution, interest thereon, refunds and appeals; providing for change in method of computation of interest on past-due contributions; and declaring an emergency.

HB 1441—By Draper and Williamson—An Act relating to counties and county officers; amending 56 O.S. 1961, §§ 127 and 128; empowering the Board of Commissioners of any county to hold, own or use lands deeded to the county for the purpose of county farm or poor farm purposes; authorizing sale of such lands under certain circumstances; authorizing the commissioners to lease such lands for any lawful use thereof under certain circumstances; providing for the adoption by the Board of County Commissioners of a resolution and for publication thereof; and declaring an emergency.

The above numbered HBs and/or HRs were read for the first time.

MOTION TO RECONSIDER VOTE

The vote occurring on the Baggett motion to reconsider the vote by which **SB 253** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Birdsong, Capps, Dahl, Garrett, Graves, Hamilton, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Trent, Young.—25.

Nay: Baldwin, Berrong, Boecher, Field, Garrison, Grantham, Ham, Holden, McCune, McGraw, Murphy, Smalley, Terrill, Williams.—14.

Excused: Bradley, Breckinridge, Crow, Ferrell, Hargrave, Inhofe, Miller, Stansberry Taliaferro.—9.

Senator Ferrell asked to be shown present, which was the order.

Senator Stipe moved to reconsider the vote by which **SB 253** was considered engrossed and placed on third reading and

final passage, which motion was declared adopted.

Senator Stipe moved to reconsider the vote by which **SB 253** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator McGraw moved to amend **SB 253**, Page 2, Line 14, by inserting after the word "employed" and before the word "this" the following words: "provided, however, that this section shall not apply to overtime for employees who are regularly scheduled to work a week of four days at ten hours per day" which amendment was declared adopted.

Senator Dahl moved to amend **SB 253**, Page 3, Line 1 by adding after the word "agricultural" and before the word "or", the following: "dairy processing plants" which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 253**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 253**, as amended, was considered engrossed and placed on 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, Baldwin, Birdsong, Breckinridge, Dahl, Garrett, Graves, Hamilton, Howard, Howell, Keels, Lane, Luton, McGraw, McSpadden, Martin, Miller Murphy, Payne, Phillips, Porter, Rogers, Smith, Stipe, Trent.—25.

Nay: Berrong, Capps, Crow, Ferrell, Field, Garrison, Grantham, Ham, Holden, Lamb, McCune, Medearis, Smalley, Terrill, Williams.—15.

Excused: Boecher, Bradley, Hargrave, Inhofe, Nichols, Stansberry Taliaferro, Young.—8.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Dahl, Garrett, Graves, Hamilton, Howard, Howell, Keels, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smith, Stipe, Trent.—25.

Nay: Berrong, Capps, Crow, Ferrell, Field, Garrison, Grantham, Ham, Holden, Lamb, McCune, Medearis, Smalley, Terrill, Williams.—15.

Excused: Boecher, Bradley, Hargrave, Inhofe, Nichols, Stansberry Taliaferro, Young.—8.

The emergency was declared failed of passage.

SB 253 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Smalley the request of the Honorable House for conference on **HB 1175** was granted, President Pro Tempore Smith appointing as Senate Conferees the following:

HB 1175: Senators Smalley, Boecher and Payne.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 144**, and naming House Conferees as follows: Willis, Miskelly and Davis.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 269**, as co-authored by Skeith and Holaday

The above numbered Bill was referred for enrollment.

RESOLUTIONS

Senator Howell introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 54—By Howell—A Resolution requesting the Executive Committee of the Legis-

lative Council to direct an appropriate Standing Committee of the Legislative Council to make interim study of the subject of solid wastes with the objective of recommending Legislation which will encourage recycling metal and glass for further use; and requesting such committee, upon completion of study to make a report of its findings and recommendations to the Executive Committee of the Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

Senator Trent introduced **SR 55**, consideration of which was deferred for this legislative day.

SR 55—By Trent—A Resolution congratulating Jan Meadows for being named Oklahoma's 1971 Betty Crocker Home-maker and commending her advisor and her other associates for their guidance and assistance; and directing distribution.

MESSAGE FROM THE GOVERNOR

Advising return of **SB 72**, June 2, 1971, to the Senate, pursuant to **SCR 59**.

PENDING CONSIDERATION OF CCRs

The **CCR** on **SB 61** was adopted upon motion of Senator McSpadden:

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: Baldwin, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller Nichols, Phillips, Rogers, Smalley Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Baggett, Bradley Hargrave, Howard, Inhofe, McGraw McSpadden, Murphy Payne, Porter Stansberry Taliaferro, Trent.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Baggett, Bradley, Hargrave, Howard, Inhofe, McGraw, McSpadden, Murphy, Payne, Porter, Stansberry, Taliaferro, Trent.—13.

The emergency was declared passed.

SB 61, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The CCR on **SB 89** was adopted upon motion of Senator McSpadden:

SB 89, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—35.

Excused: Baggett, Bradley, Breckinridge, Hargrave, Howard, Inhofe, Lane, Murphy, Porter, Stansberry, Taliaferro, Williams, Young.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols,

Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—35.

Excused: Baggett, Bradley, Breckinridge, Hargrave, Howard, Inhofe, Lane, Murphy, Porter, Stansberry, Taliaferro, Williams, Young.—13.

The emergency was declared passed.

SB 89, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The CCR on **SB 92** was adopted upon motion of Senator McSpadden:

SB 92, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams.—35.

Excused: Baggett, Boecher, Bradley, Garrett, Ham, Hargrave, Howard, Inhofe, Martin, Porter, Stansberry, Taliaferro, Young.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams.—35.

Excused: Baggett, Boecher, Bradley, Garrett, Ham, Hargrave, Howard, Inhofe, Martin, Porter, Stansberry, Taliaferro, Young.—13.

The emergency was declared passed.

SB 92, together with Conference Committee

tee Report thereon, was ordered transmitted to Honorable House.

CCR on SB 74 was adopted upon motion of Senator McSpadden:

SB 74, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Nay: McCune, Williams.—2.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Inhofe, 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—37.

Nay: McCune, Williams.—2.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Inhofe, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 74, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Berrong asked to be made a co-author of SB 83, which was the order.

The CCR on SB 83 was adopted upon motion of Senator McSpadden.

SB 83, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Inhofe, 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Inhofe, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

SB 83, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The CCR on SB 63 was adopted upon motion of Senator McSpadden.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell,

Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Inhofe, Miller, 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Bradley, Ham, Hargrave, Howard, Inhofe, Miller, Porter, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 63, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Terrill asked to be made a co-author of **SB 65**, which was the order.

The **CCR** on **SB 65** was adopted upon motion of Senator McSpadden.

SB 65, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Birdsong, Boecher, Breckinridge, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Young.—30.

Nay: Baldwin, Berrong, Capps, Dahl, Ferrell, Keels, Trent, Williams.—8.

Excused: Baggett, Bradley, Crow, Ham,

Hargrave, Howard, Inhofe, 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: Baldwin, Birdsong, Boecher, Breckinridge, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Berrong, Capps, Dahl, Ferrell, Williams.—5.

Excused: Baggett, Bradley, Crow, Ham, Hargrave, Howard, Inhofe, Miller, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 65, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 64** was adopted upon motion of Senator McSpadden.

SB 64, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Keels, Trent.—2.

Excused: Baggett, Bradley, Breckinridge, Ham, Hargrave, Howard, Inhofe, McGraw, 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: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Nay: Keels, Trent.—2.

Excused: Baggett, Bradley, Breckinridge, Ham, Hargrave, Howard, Inhofe, McGraw, Porter, Stansberry, Taliaferro.—11.

The emergency was declared passed.

SB 64, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Upon motion of Senator McSpadden, **CCR on SB 71** was rejected and further conference requested. **SB 71** was re-referred to **GCCA**.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider the vote by which **SB 288** passed.

Senator Payne presiding.

Senator Stipe moved to table the Baggett motion, which motion to table failed upon roll call as follows:

Aye: Dahl, Ferrell, Garrison, Ham, Hamilton, Holden, McGraw, Medearis, Payne, Phillips, Smith, Stipe, Trent.—13.

Nay: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Field, Garrett, Grantham, Graves, Howell, Keels, Lamb, Luton, McCune, Martin, Murphy, Porter, Rogers, Smalley, Williams, Young.—21.

Excused: Berrong, Bradley, Capps, Crow, Hargrave, Howard, Inhofe, Lane, McSpadden, Miller, Nichols, Stansberry, Taliaferro, Terrill.—14.

The vote occurring on the Baggett motion, it was declared failed of adoption upon roll call as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Graves, Howell, Keels,

Lamb, Luton, McCune, McGraw, Martin, Porter, Rogers, Smalley, Terrill, Young.—23.

Nay: Baldwin, Ferrell, Garrison, Ham, Hamilton, Holden, Lane, Medearis, Murphy, Payne, Phillips, Stipe, Trent, Williams.—14.

Excused: Bradley, Dahl, Hargrave, Howard, Inhofe, McSpadden, Miller, Nichols, Smith, Stansberry, Taliaferro.—11.

SB 288 was referred for engrossment.

Senator Crow asked for consideration of his motion to reconsider the vote by which **SB 201** passed, which motion was tabled upon motion of Senator Smalley.

SB 201 was referred for engrossment.

Senator Stipe asked for consideration of his motion to reconsider the vote by which **SB 356** passed, which motion prevailed upon roll call as follows:

Aye: Baldwin, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Hamilton, Holden, Howell, Lamb, McCune, McGraw, McSpadden, Medearis, Payne, Phillips, Smith, Stipe, Terrill, Trent, Young.—25.

Nay: Baggett, Birdsong, Garrett, Luton, Martin, Murphy, Rogers, Smalley.—8.

Excused: Bradley, Breckinridge, Garrison, Ham, Hargrave, Howard, Inhofe, Keels, Lane, Miller, Nichols, Porter, Stansberry, Taliaferro, Williams.—15.

Senator Crow moved to reconsider the vote by which **SB 356** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Crow moved to reconsider the vote by which **SB 356** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

SB 356 was considered further.

Senator Crow moved to amend **SB 356**, Page 1, by striking all brackets and changing the words and figures "Ten Dollars

(\$10.00)" on Lines 4 and 5 to "Twenty Dollars (\$20.00)", which amendment was declared adopted.

Senator Crow moved to amend **SB 356**, Page 4, Line 2, by striking after the word "Fund" the balance of the section and inserting therefor a period after the word "fund" and a new sentence as follows: "Provided, further, that not more than One (1) fee shall be charged in any year for testing a weighing or measuring device unless such testing be conducted at the request of the owner of said weighing or measuring device." which amendment was declared adopted.

Upon motion of Senator Crow, **SB 356**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 356**, as amended, was considered engrossed and placed on 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, Baldwin, Beocher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Hamilton, Holden, Lamb, Lane, McCune, McGraw, Martin, Murphy, Nichols, Phillips, Smalley, Stipe, Terrill, Williams, Young.—25.

Nay: Berrong, Birdsong, Garrett, Grantham, Graves, Howell, Luton, McSpadden, Payne, Rogers, Trent.—11.

Excused: Bradley Ham, Hargrave, Howard, Inhofe, Keels, Medearis, Miller Porter, Smith, 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, Boecher Breckinridge, Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Howell, Lamb, Lane, Luton, McCune, McGraw McSpad-

den, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Williams, Young.—32.

Nay: Birdsong, Rogers, Trent.—3.

Excused: Bradley, Ferrell, Hargrave, Holden, Howard, Inhofe, Keels, Medearis, Miller, Porter, Stansberry, Stipe, Taliaferro.—13.

The emergency was declared passed.

SB 356 was referred for engrossment.

GENERAL ORDER

HB 1186 by Hancock of the House and Young of the Senate was read and considered.

Upon motion of Senator Young, **HB 1186** was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1186** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1186 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Holden, Howell, Lamb, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent, Williams, Young.—30.

Nay: Baggett, Birdsong, Hamilton, Luton, Rogers.—5.

Excused: Bradley, Hargrave, Howard, Inhofe, Keels, Lane, Medearis, Miller, Murphy, Porter, Stansberry, Stipe, Taliaferro.—13.

The bill was declared passed.

HB 1186 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1414 was taken up for further consideration.

Senator Stipe moved to amend **HB 1414**, Page 1, Line 1, by striking the title, which amendment was declared adopted upon roll call as follows:

Aye: Birdsong, Dahl, Graves, Ham, Hamilton, Howell, Luton, McSpadden, Martin, Medearis, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—20.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Field, Garrison, Grantham, Holden, Keels, McCune, McGraw, Murphy, Williams.—15.

Excused: Baggett, Bradley Ferrell, Garrett, Hargrave, Howard, Inhofe, Lamb, Lane, Miller, Porter, Stansberry, Taliaferro.—13.

Senator Smalley moved to amend **HB 1414**, Page 20, Line 6 1/2 by adding 3 sections — (m), (n), and (o) as follows:

“(m) service performed in the employ of a school, college or university, if such service is performed (i) by a student who is enrolled and is regularly attending classes at such school, college, or university, or (ii) by the spouse of such a student, if such spouse is advised, at the time such spouse commences to perform such service, that (I) the employment of such spouse to perform such service is provided under a program to provide financial assistance to such student by such school, college, or university, and (II) such employment will not be covered by any program of unemployment insurance;

“(n) service performed by an individual under the age of 22 who is enrolled at a nonprofit or public educational institution which normally maintains a regular faculty and curriculum and normally has a regularly organized body of students in attendance at the place where its educational activities are carried on as a student in a full-time program, taken for credit at such institution, which combines academic instruction with work experience, if such service is an integral part of such program, and such institution has so certified to the employer, except that this sub-

paragraph shall not apply to service performed in a program established for or on behalf of an employer or group of employers;

“(o) service performed in the employ of a hospital, if such service is performed by a patient of such hospital.” which amendment was declared adopted.

Senator Stipe moved that **HB 1414**, as amended, be advanced to engrossment, which motion failed of adoption.

Senator Garrison moved to amend **HB 1414** by restoring the title thereto, which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Dahl, Garrett, Graves, Ham, Hamilton, Howell, Lane, McSpadden, Martin, Medearis, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—21.

Nay: Baldwin, Berrong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrison, Grantham, Holden, Lamb, McCune, McGraw, Murphy, Williams.—15.

Excused: Bradley, Capps, Hargrave, Howard, Inhofe, Keels, Luton, Miller, Nichols, Porter, Stansberry, Taliaferro.—12.

Senator Stipe moved to amend **HB 1414**, Page 2, Line 25, by striking after the word “of”, and before the word “Act”, the word “this”

Senator Stipe asked unanimous consent to withdraw his foregoing amendment, which was the order.

Senator Murphy moved to amend **HB 1414**, Page 20, Line 6 1/2, by adding a new subsection as follows: “By cooperative extension personnel holding Federal appointments employed by state institutions of higher learning.” which amendment was declared adopted.

Senator Murphy moved to amend **HB 1414**, Page 20, Line 6 1/2, by adding a new subsection as follows: “Earnings of employees being paid by state warrants who are presently covered by the Federal

Unemployment Compensation Act by virtue of their federal status." which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1414**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1414**, as amended, was considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith presiding.

THIRD READING

HB 1414 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Crow Dahl, Field, Garrett, Graves, Ham, Hamilton, Howell, Lane, McSpadden, Martin, Medearis, Murphy Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—25.

Nay: Ferrell, Garrison, Holden, McCune, McGraw Williams.—6.

Excused: Berrong, Bradley Capps, Grantham, Hargrave, Howard, Inhofe, Keels, Lamb, Luton, Miller, Nichols, Porter Rogers, Stansberry, Taliaferro, Trent.—17

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Birdsong, Boecher Capps, Crow Dahl, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Rogers, Smalley Smith, Stipe, Terrill, Trent, Young.—31.

Nay: Baldwin, Breckinridge, Ferrell, Garrison, McCune, McGraw, Williams.—7

Excused: Baggett, Berrong, Bradley Hargrave, Howard, Inhofe, Miller Porter Stansberry Taliaferro.—10.

The emergency was declared failed of passage.

HB 1414 was referred for engrossment.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, June 3, 1971, at 1.00 o'clock P.M., which motion prevailed.

MOTION TO RECONSIDER VOTE

SB 304 was referred for engrossment.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, June 3, 1971, at 1.00 o'clock P.M.

Eighty-fourth Legislative Day

Thursday, June 3, 1971

Pursuant to adjournment, the Senate was called to order by Senator Ham, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, G a r r i s o n, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Bradley Breckinridge, Howard, Inhofe, Lamb, Porter, Rogers, Smith, Taliaferro.—9.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator McSpadden:

O God, great and wonderful are your deeds; just and true are your ways. We thank you for dealing with us as a tender and compassionate Father who knows the way of his young sons. We know we have put our own interests first which is like the axe vaunting itself over him who hews with it; or the saw magnifying itself against him who wields it. Yet, you will not let us go. You encompass us with cords of compassion and bands of love.

We pray for the work of this assembly and that these men may feel your presence which can be both disturbing and comforting. We pray for those here in our

group that may have some doubts about their professional calling. Give them the faith to see this through. We pray for those who feel weak because they have placed their security in something which is not alive and not powerful. Give them the strength of that man who was raised from the dead and who can make us into new creatures.

Renew us by renewing in us your spirit. Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following Bill was reported by the Committee named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1350—Industrial and Labor Relations, co-authored by Senator Luton.

SECOND READING

The following Bills and Resolutions were read the second time and referred to Committees indicated:

SJR 38—Senator Miller asked unanimous consent that **SJR 38** be printed and placed directly on the Calendar without reference to a committee, which was the order

HB 1013—Senator Grantham asked unanimous consent that **HB 1013** be printed and placed directly on the Calendar without reference to a committee, which was the order

HB 1079—Judiciary

HB 1293—Judiciary

HB 1299—Professions and Occupations.

HB 1304—Industrial and Labor Relations.

HB 1424—Industrial and Labor Relations.

HB 1441—State and Federal Government.

HJR 1027—Senator Smalley asked unanimous consent that **HJR 1027** be printed and placed directly on the Calendar without reference to a committee, which was the order.

Senator Smalley asked that he be made Senate author of **HJR 1027**, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 141** and **335**, as amended.

HA to **SB 141** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Section 1, Lines 14 and 15, by deleting after the word "of" and before the word "five" the words and figures "five hundred thousand (500,000)" and insert in lieu thereof the words and figures "three hundred thousand (300,000)".

HA to **SB 335** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Line 12, by inserting after the words "Drug Education." the following new language:

"The position of Supervisor, Director or Educational Coordinator in any other State Agency having a primary responsibility to coordinate educational programs operated for children in State Institutions may, at the option of the employing agency be placed in the Unclassified Service."

And amend the Title to conform: Line 10½, after the words, "this state;" and before the word "providing" insert the following: "providing that only certain positions may be placed in the unclassified service;"

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1186**.

The above numbered Enrolled Bill was, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1010—By McCune of the House and Garrett of the Senate—An Act relating to counties and cities; authorizing the disposition of unneeded segments of rights-of-way in systems of roads; and providing for continuing utility rights.

HB 1037—By Finch—An Act relating to insurance defining certificate of insurance; prescribing the effect of a certificate of insurance; providing for approval of forms; and declaring an emergency.

HB 1261—By Mountford, Finch and Bamberger of the House and Hamilton of the Senate—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. 1970, § 2), and § 3; providing employments to which the workmen's compensation law applies; defining terms; repealing 85 O.S. 1961, § 2b, and 85 O.S. 1961, § 50; providing for severability; and providing operative date.

HB 1406—By Converse and Sullivan—An Act relating to game and fish licenses; amending Section 1, Chapter 336, O.S.L. 1967 as last amended by Section 1, Chapter 144, O.S.L. 1970 (29 O.S. Supp. 1970, § 252); providing fees for hunting and fishing licenses; providing for nonresident fishing license and the fee therefor and the duration thereof; fixing the operative date; and declaring an emergency

HB 1469—By Andrews, Poulos and Elder—An Act relating to the State Fire Marshal Commission; amending Sections 8 and 11, Chapter 257, O.S.L. 1965 (74 O.S. Supp. 1970, §§ 324.8 and 324.11); pertaining to uniform force and effect of adopted ordinances, rules and regulations; stating minimum standard for such ordinances, rules and regulations adopted by the State

Fire Marshal Commission, Municipality or subdivision of government; designating certain nationally recognized building codes as the minimum standards and allowing choices in certain instances; requiring building permits prior to construction or major alteration; prescribing certain building codes for the construction or alteration plans to conform thereto; providing for severability; and declaring an emergency.

HB 1475—By Riggs, York, Greenhaw, Privett, Andrews, McCune, Davis and Bamberger—An Act relating to civil procedure; providing that contributory negligence shall not bar recovery for damages; providing conditions, limitations, and exclusions; providing for special interrogatories and findings; providing for joinder of Joint Tortfeasors; outlining scope of Act; repealing laws in conflict herewith; making provisions of Act severable; and providing for effective date.

HB 1504—By Bernard, Bradley Anderson and Murphy of the House and Graves and Lane of the Senate—An Act relating to industrial housing; adopting the standards of the Federal Department of Housing and Urban Development for factory-built housing, housing prototypes, subsystems, materials and components on a statewide basis; making certificate of State Director of Federal Agency prima facie evidence of acceptability of products and materials; and declaring an emergency.

HJR 1025—By Rogers of the House and Lamb of the Senate—A Joint Resolution extending the limit of the time within which the Oklahoma State Board of Public Accountancy should consider registrations of persons otherwise qualified under Section 16 of Chapter 271, O.S.L. 1968 (59 O.S. Supp. 1970, § 15.21); and declaring an emergency.

HJR 1026—By Sanguin and Privett—A Joint Resolution relating to taxation; amending Section 2331 of Section 2, Chapter 530, O.S.L. 1965 (68 O.S. Supp. 1970, § 2331); providing for a table fixing rates of tax to be withheld by employers from

wages paid to employees; and declaring an emergency.

The above numbered HBs and HRs were read for the first time.

RESOLUTION

Senator Birdsong introduced **SR 56**.

SR 56 was read at length as follows, adopted upon motion of Senator Birdsong and ordered referred for enrollment:

SR 56—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; restricting use of Senate offices and the Senate chamber during the interim, except with consent of the President Pro Tempore; authorizing and empowering the President Pro Tempore to make provisions and approve claims for needed repairs to the Senate chamber and Senate offices and furnishings thereof and to purchase needed furnishings and equipment therefor; regulating the use of telephone credit cards by members of the Senate; authorizing and directing the President Pro Tempore to provide stationery and postage stamps for each member for official use; and authorizing the President Pro Tempore to appoint members of the Senate to interim committees.

Be it resolved by the Senate of the 1st Session of the 33rd 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 1971 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 the President Pro Tempore is hereby authorized and empowered to provide for needed repairs to the Sen-

ate Chamber and offices, equipment and furnishings of the Senate Chamber and offices, to purchase needed equipment, supplies, furniture, furnishings and fixtures of the Senate Chamber and offices, and to approve claims therefor

SECTION 4. 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 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 eight-cent 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.

PENDING SENATE ACTION

SR 54 by Howell was called up for consideration.

SR 54 was read at length as follows, adopted upon motion of Senator Howell and ordered referred for enrollment:

SR 54—By Howell—A Resolution requesting the Executive Committee of the Legislative Council to direct an appropriate standing committee of the Legislative Council to make interim study of the subject of solid wastes with the objective of recommending legislation which will encourage recycling metal and glass for further use; and requesting such committee, upon completion of study to make a report of its findings and recommendations to the Executive Committee of the Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

WHEREAS, management of solid wastes, including discarded metal or glass is an acute social and economic problem facing the state, as well as the United States; and

WHEREAS, the volume of solid wastes in general of the average American citizen is reliably estimated to be 1800 pounds a year, and such average is presumed applicable likewise to the average annual waste per Oklahoma citizen; and

WHEREAS, community disposal of waste metal and glass by a landfill method constitutes land blight, threat of pollution and ecological menace; and

WHEREAS, the indiscriminate discarding of metal and glass after but one use is no longer consistent with conservation of the not limitless natural resources in raw materials of the state; and

WHEREAS, by recycling metal and glass a reuse of the original raw material can be achieved, study should be made towards legislatively encouraging recycling, for a second use, discarded metal and glass.

Now, therefore, be it resolved by the Senate of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to direct the appropriate standing committee to conduct interim study towards legislatively encouraging recycling of metals and cans and bottles and other glass, for reuse.

SECTION 2. The Committee of reference upon completion of study shall make a report to the Executive Committee and the Second Session of the Thirty-third Oklahoma Legislature.

RESOLUTION

Senator Dahl introduced the following resolution:

SCR 64—By Dahl and Garrison of the Senate and Monks of the House—A Resolution expressing profound sorrow and re-

gret at the untimely and tragic demise of Audie Murphy most decorated American soldier of World War II, extolling the valor of his deeds and service to his nation; expressing condolences to his widow sons and other members of the bereaved family; and directing distribution.

Senator Dahl asked unanimous consent that all members of the Senate be made co-authors of **SCR 64**, which was the order

SCR 64, as co-authored, was read at length, adopted upon motion of Senator Dahl, and ordered referred for engrossment.

RESOLUTION WITHDRAWN

Senator Grantham asked unanimous consent that **SCR 46** be withdrawn from the Calendar and referred to the Committee on Judiciary which was the order.

PENDING SENATE ACTION

SR 55 by Trent was called up for consideration.

Senator Trent asked unanimous consent that all members of the Senate be made co-authors of **SR 55**, which was the order

SR 55, as co-authored, was read at length as follows, adopted upon motion of Senator Trent and ordered referred for enrollment:

SR 55—By Trent, Bagget, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Porter, Rogers, Smalley Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams and Young—A Resolution congratulating Jan Meadows for being named Oklahoma's 1971 Betty Crocker Homemaker and commending her advisor and her other associates for their guidance and assistance; and directing distribution.

WHEREAS, the greatest resource of our

state and our nation is our young citizens; and

WHEREAS, the General Mills Corporation, in recognition of the achievements of the young people of our country, has established the annual Betty Crocker Homemaker National Award; and

WHEREAS, Betty Crocker searches for her "Homemaker of Tomorrow" in every nook and cranny; and

WHEREAS, after painstaking deliberations of the qualifications and qualities of, and recommendations concerning the Oklahoma contestants, Jan Meadows of Caddo High School was selected as Oklahoma's 1971 Betty Crocker Homemaker and

WHEREAS, Jan's accomplishments have brought national recognition and fame to our state, as well as to Caddo High School.

Now, therefore, be it resolved by the Senate of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. Miss Jan Meadows is hereby congratulated for being named Oklahoma's 1971 Betty Crocker Homemaker, and her teacher and advisor, Mrs. Lillian Kennaman, and the Principal and other members of the faculty of Caddo High School are hereby commended for their guidance and assistance to Jan in her outstanding achievements.

SECTION 2. Duly authenticated copies of this Resolution shall be sent to Miss Jan Meadows, to Mrs. Lillian Kennaman and to Beuford Lockhart, Principal of Caddo High School, to be appropriately displayed in the High School.

GENERAL ORDER

SJR 37 by Boecher of the Senate and Bradley of the House was read and considered.

Senators Field, Dahl, Howell, Lane, Payne, Phillips, McSpadden, Miller, Stipe and Trent, asked to be made co-authors of **SJR 37**, which was the order

Senators Payne and Boecher moved to amend **SJR 37**, Page 2, Line 18, by adding

after the period after the word "contract" a comma, and adding the following language: "and no further license consignment shall be permitted, until such agent has paid for all previous license consignments in full.", which amendment was declared adopted.

Upon motion of Senator Boecher, **SJR 37**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher **SJR 37**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 37 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley Stansberry Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Bradley Breckinridge, Capps, Ferrell, Howard, Inhofe, Lamb, Medearis, Porter Rogers, Smith, Taliaferro.—12.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Bradley Breckinridge, Capps, Ferrell, Howard, Inhofe, Lamb, Medearis, Porter Rogers, Smith, Taliaferro.—12.

The emergency was declared passed.

SJR 37 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1053—By Ferrell, Beznoska, Davis and Lindstrom of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution relating to Cameron College; and expressing Legislative intent that such college shall be considered a normal school under the provisions of Section 5, Article XI of the Oklahoma Constitution.

President Pro Tempore Smith asked to be shown present, which was the order.

President Pro Tempore Smith presiding.

HCR 1053 was considered.

Senator Baggett asked unanimous consent that debate on **HCR 1053** be concluded today which was the order.

HCR 1053 was read at length and adopted upon motion of Senator Terrill, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow Dahl, Ferrell, Field, Garrett, Ham, Hamilton, Holden, Lane, McCune, McGraw, McSpadden, Payne, Phillips, Smith, Stansberry, Terrill, Williams, Young.—24.

Nay: Luton, Martin, Medearis, Miller, Murphy, Nichols, Smalley Trent.—8.

Excused: Bradley, Breckinridge, Capps, Garrison, Grantham, Graves, Hargrave, Howard, Howell, Inhofe, Keels, Lamb, Porter, Rogers, Stipe, Taliaferro.—16.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **HCR 1053** was adopted.

Senator Baggett asked for consideration of his motion to reconsider the vote by which **HCR 1053** was adopted, which motion was tabled upon motion of Senator Terrill.

HCR 1053 was properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 62, 63, SBs 201, 253, 288, 356 and HB 1414 each correctly engrossed.

SCRs 51, 52, 53, 54, SBs 33, 250, 269 and SJR 26 each correctly enrolled.

Engrossed SCR 62, 63, SBs 201, 253, 288 and 356 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HB 1414, together with Engrossed SAs, was properly signed and ordered returned to the Honorable House.

Enrolled SCR 51, 52, 53 and 54 were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled SBs 33, 250, 269 and SJR 26 were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1060 was considered further.

Senators Williams and Terrill moved to amend HB 1060, Page 3, Lines 12 and 13 by striking after the word "and" on Line 12 and before the word "relating" the words "in the Oklahoma Planning and Resources Board" and replace with "derived from the Oklahoma Industrial Development and Parks Department", which amendment was declared adopted.

Senator Berrong moved to amend HB 1060, Page 2, Line 4, by striking after the words "[and planning]" and before the word "Section 2" Lines 4 through 7, which amendment was declared adopted.

Upon motion of Senator Terrill, HB 1060, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1060, as amended, was considered engrossed and placed on third reading and final passage.

Senator Rogers asked to be shown present, which was the order.

THIRD READING

HB 1060 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, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Dahl, Howard, Inhofe, Keels, Lamb, Nichols, Porter Smalley, Stansberry, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Dahl, Howard, Inhofe, Keels, Lamb, Nichols, Porter, Smalley Stansberry, Taliaferro.—14.

The emergency was declared passed.

HB 1060 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of CCRs on engrossed HB 1138 and SB 65, requesting further Conferences, and re-referring said Bills to GCCA.

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 61, 63, 64, 74, 83, 89 and 92.**

The above numbered Bills, as amended in Conference, were referred for enrollment.

MESSAGE FROM HOUSE

Advising further conference granted on Engrossed **SB 71** and referring said Bill to **GCCA.**

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 1116 (2nd CCR), 1127, 1134 (Second CCR), and 1175.**

CONFERENCE COMMITTEE REPORTS

The following Second **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:

(Office of the State Auditor *** and declaring an emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the Conference Committee Substitute be adopted.

CCS for HB 1116—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the State Auditor and making an appropriation thereto; stating the purpose; providing that the State Auditor shall fix the duties and compensation of employees; providing for 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 Office of the State Auditor from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Sixty-four Thousand Dollars (\$64,000.00), or so much thereof as may be necessary to perform the duties imposed upon the Office of State Auditor by law.

SECTION 2. The State Auditor shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the State Auditor by law.

SECTION 3. The appropriation made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Cate, Fine, Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following **CCR** on **HB 1127** was read and consideration deferred:

Mr Speaker
and
Mr President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1127 Entitled:

(Public 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 recommendations:

Add: Grantham and Murphy of the Senate as co-authors.

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following conference committee amendments to Engrossed House Bill No. 1127 be adopted:

a. Restore the Bill Title to read as follows:

"An Act relating to public education; making appropriations to the State Board for Vocational and Technical Education; stating the purpose; dedicating certain funds to the operation of the Ouachita Vocational Technical Camp; providing for cooperation with United States Office of Education; authorizing appointment and compensation of personnel; providing lapse date; making provisions of this Act severable; and declaring an emergency "

b. Amend Page 1, Section 1, Line 26 by striking the words and numbers "Sixty-two Thousand Five Hundred Dollars (\$62,500.00)" and insert in lieu thereof the words and numbers "Seventy-two Thousand and Five Hundred Dollars (\$72,500.00)"

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller, Murphy Nichols, Rogers, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly Vice-Chairman, Cate, Fine,

Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following Second CCR on HB 1134 was read and consideration deferred:

Mr Speaker
and
Mr President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1134, Entitled:

(An Act relating to the Governor's committee on employemnt of the handicapped and 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:

Second Conference Committee Report:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Restore the title to read:

"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; and declaring an emergency."

b. Page 1, Section 1, Line 18, strike the words and figure "Twenty-six Thousand and One Hundred Sixteen Dollars (\$26,116.00)" and insert in lieu thereof the words and figure "Thirty-two Thousand Dollars (\$32,000.00)"

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Howard, Luton, Medearis, Miller Murphy Nichols, Rogers, Smalley Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice Chairman, Cate, Fine,

Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following CCR on HB 1175 was read and consideration deferred:

Mr Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1175, and Engrossed Senate Amendments thereto, by Fine and Andrews of the House and Smalley of the Senate, entitled:

An Act relating to alcoholic beverages; amending 37 O.S. 1961, § 553; providing for levy of excise tax upon alcoholic beverages; prescribing rate of tax; * * * and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1175—By Fine and Andrews of the House and Smalley of the Senate—An Act relating to alcoholic beverages; amending 37 O.S. 1961, § 553; providing for levy of excise tax upon alcoholic beverages; prescribing rate of tax; providing for reports of inventories; directing distribution and allocation of revenues into the General Revenue Fund for fiscal year ending June 30, 1972; directing apportionment of revenues in accordance with the Constitution; directing distribution of revenues for fiscal years thereafter; limiting price of distillers' sales to Oklahoma licensed wholesalers; providing for effective date; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 37 O.S. 1961, § 553, is amended to read as follows:

§ 553. An excise tax is hereby levied and imposed upon all alcoholic beverages imported or manufactured, for sale, use

or distribution, or used or possessed in this state, at the following rates:

(1) **Two Dollars and forty cents (\$2.40)** FOUR DOLLARS (\$4.00) per gallon, and a proportionate rate on fractions thereof, on each gallon of spirits;

(2) **Thirty-six cents (\$0.36)** FIFTY CENTS (\$0.50) per gallon, and a proportionate rate on fractions thereof, on each gallon of light wine;

(3) **Fifty cents (\$0.50)** ONE DOLLAR (\$1.00) per gallon, and a proportionate rate on fractions thereof, on each gallon of wine containing more than fourteen percent (14%) of alcohol by volume;

(4) **Seventy-five cents (\$0.75)** ONE DOLLAR AND FIFTY CENTS (\$1.50) per gallon, and a proportionate rate on fractions thereof, on each gallon of sparkling wine; and

(5) Ten Dollars (\$10.00) per barrel (thirty-one (31) wine gallons) and a proportionate rate on portions thereof, on each barrel of beer.

SECTION 2. (a) The additional excise tax levied and imposed by this act shall apply to all alcoholic beverages in the inventory or stock of every licensed retailer, or of any other person possessing for resale, or reselling, alcoholic beverages in this state as of the effective date of this act.

(b) Every licensed retailer or such other person shall within ten (10) days after the effective date of said additional levy make a report covering such inventory of alcoholic beverages on forms prescribed and furnished by the Oklahoma Tax Commission and such reports shall be accompanied by a remittance of the amount of such additional excise tax herein levied due on such inventory or stock.

(c) Every licensed wholesaler and non-resident seller shall be required to make a report to the Tax Commission on forms prescribed by it covering such wholesaler's and nonresident seller's inventory and stock of excise tax stamps required by the Oklahoma Alcoholic Beverage Con-

trol Act and of alcoholic beverages within Oklahoma, as of the effective date of this act. Said report must be made to the Tax Commission within ten (10) days after said effective date and accompanied by a remittance of the amount of the additional tax levied by this act.

SECTION 3. The revenues resulting through June 30, 1972, from the additional tax herein levied shall be apportioned by the Oklahoma Tax Commission as provided by the Oklahoma Constitution. The State Treasurer shall deposit the state's allocation in the State Treasury in the General Revenue Fund; provided, further, that from and after July 1, 1972, all revenues resulting from the additional tax herein levied shall be apportioned by the Oklahoma Tax Commission according to the Constitution of the State of Oklahoma.

SECTION 4. The additional excise tax levied on alcoholic beverages by this act shall become effective on the first day of the second calendar month following its passage and approval.

SECTION 5. No distiller shall sell alcoholic beverages to a wholesaler licensed under the Alcoholic Beverage Control Act at a rate higher than the lowest rate at which such distiller sells in any other state.

SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Smalley Boecher
Payne.

FOR THE HOUSE: Harrison, Andrews,
Finch.

The following CCR on SB 62 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 62, Entitled:

(Community Affairs and Planning * * *
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 Engrossed House Amendments 1, 2 and 3.
2. That the Conference Committee Substitute for Engrossed Senate Bill No. 62, attached hereto, be adopted.

CCS for SB 62—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the office of Community Affairs and Planning; making appropriations thereto; providing for expenditure of funds appropriated herein to carry out provisions of Sections 1 through 12 and Sections 14 through 17, Chapter 251, O.S.L. 1970, and Section 14, Chapter 398, O.S.L. 1965, as amended by Section 13, Chapter 251, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 1114 and 1501 through 1516); providing for the appointment of personnel; placing responsibility for administration of the Oklahoma State Health Planning Agency in the Office of Community Affairs and Planning; making an ap-

appropriation for the Oklahoma State Health Planning Agency and stating the purpose; limiting expenditure and transfer of said funds; providing for expenditures in conjunction with federal funds; making an appropriation to carry out substate multi-county regional planning functions; 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 office of Community Affairs and Planning, 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 purpose specified:

	Fiscal Year Ending June 30, 1972
For personal services, including employee retirement and insurance costs and for necessary operating expenses	\$257,845.00
For Ozark Regional Commission Operational costs	85,000.00
Total	\$342,845.00

SECTION 2. The funds appropriated in Section 1 of this act may be expended in carrying out the duties and programs provided in Sections 1 through 12 and Sections 14 through 17, Chapter 251, O.S.L. 1970, and Section 14, Chapter 398, O.S.L. 1965, as amended by Section 13, Chapter 251, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 1114 and 1501 through 1516).

SECTION 3. The Administrator of the Office of Community Affairs and Planning shall have authority to appoint employees of said office and fix their duties and compensation.

SECTION 4. Responsibility for administration of the Oklahoma State Health Planning Agency, created pursuant to an executive order dated August 11, 1967 establishing a state agency to administer health planning functions as provided in Section 314 of the Public Health Service Act (42 U.S.C.) as amended, is hereby assigned to the Office of Community Affairs and Planning.

SECTION 5. There is hereby appropriated to the Office of Community Affairs and Planning, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, 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 of the Oklahoma State Health Planning Agency Funds appropriated in this section may be expended only for the operation of the Oklahoma State Health Planning Agency and shall not be available for transfer to any other amount appropriated in this act. Provided, further, that funds appropriated in this section shall be expended in conjunction with federal funds available for comprehensive health planning, utilizing said federal funds at the maximum rate authorized.

SECTION 6. There is hereby appropriated to the Office of Community Affairs and Planning from any monies in the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Two

Hundred Thirteen Thousand Dollars (\$213,000.00) or so much thereof as may be necessary to carry out substate multi-county regional planning functions and responsibilities imposed by law.

It is the intention of the Legislature that:

1. Eligible substate multi-county planning regions shall be the only grantees to be funded hereunder;

2. Eligibility requires recognition by the Office of Community Affairs and Planning;

3. Recognition requires fulfilling requirements established, or to be established, by the Office of Community Affairs and Planning and grantee agencies may use funds for these requirements; and

4. Existing substate multi-county regions presently meeting requirements of the Office of Community Affairs and Planning be each allocated Eighteen Thousand Dollars (\$18,000.00) and an additional Five Thousand Dollars (\$5,000.00) shall be allocated to each newly created planning region for its first year of operation.

SECTION 7 The appropriation 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. 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, Baggett, Boecher Grantham, Luton, Medearis, Miller, Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis Chairman, Miskelly Vice-Chairman, Abbott, Cate, Fine, Greenhaw Hargrave, Odom, Sanguin, Skeith.

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 71, Entitled:

(The Oklahoma Rural Medical Education Loan and Scholarship Fund * * * and declaring an emergency)

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.
2. Restore the title of bill to read as follows:

"An Act relating to the Board of Trustees of the Oklahoma Rural Medical Education Loan and Scholarship Fund; making an appropriation thereto; stating the purpose; prescribing terms for repayment of obligation to state; making provisions of

this Act severable; providing lapse date; and declaring an emergency”

3. That the following Conference Committee Amendment be adopted: Page 1, Section 2, Line 32, following the word “act” delete the “period” and add “except as to recipients of loans from the Oklahoma Rural Medical Education Scholarship Fund who had received such loans, or any part thereof, prior to January 1, 1971.

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Trent, Grantham, Luton, Medearis, Miller Murphy Rogers, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly Vice-Chairman, Abbott, Cate, Davis, Fine, Greenhaw Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following CCR on SB 82 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 82, Entitled:

(Department of Corrections * * * and Declaring an Emergency.)

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. Add Lane of the Senate and Townsend of the House as Co-authors.

2. That the House recede from Engrossed House Amendment No. 1.

3. The Conference Committee Substitute for the Engrossed Senate Bill No. 82, attached hereto, be adopted.

CCS for SB 82—By McSpadden, Hamilton and Lane of the Senate and Willis, Miskelly and Townsend of the House.—An Act relating to the Department of Corrections, the Oklahoma State Penitentiary

and the Oklahoma State Reformatory making appropriations thereto; stating the purpose; providing that the Director of the Department of Corrections shall appoint personnel and fix their duties and compensation; providing employees of the Department of Corrections shall not be employed by other state departments or institutions; providing for appointment of the Director and prescribing maximum salary for said Director; appropriating funds for the operation of the State Penitentiary and expressing Legislative intent; appropriating funds for the operation of the Oklahoma State Reformatory and dedicating funds for operation of a school; providing offices and residences for the wardens at the Oklahoma State Penitentiary and Reformatory; prescribing salary grade of the Wardens of the Penitentiary and Reformatory; limiting the expenditure of medical research program funds; 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 Department of Corrections, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Eight Hundred Sixty-five Thousand Two Hundred Twenty-nine Dollars (\$865,229.00), or so much thereof as may be necessary to perform the duties imposed upon the Department of Corrections by law

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. 1970, §§ 501-525), in accordance with the following schedule and subject to provisions of this Act:

For Administration and Division of Institutions:

Personal Services (Includ-

ing employee retirement and insurance costs)	\$127,837.00
Travel	8,500.00
Operating Expenses	7,500.00
Per Diem and Travel of State Board of Corrections	6,000.00
Total	\$149,837.00
For the Division of Probation and Parole:	
Personal Services (Including employee retirement and insurance costs)	\$583,892.00
Travel	80,000.00
Operation supplies and expenses	51,500.00
Total	\$715,392.00

SECTION 3. The Director of the Department of Corrections shall appoint and fix the duties and compensation of employees necessary to carry out the duties imposed upon the Department of Corrections by law. Full-time employees of the Department of Corrections shall not be employed by other state departments or institutions as part-time employees. The State Board of Corrections shall appoint and fix the salary of the Director of the Department of Corrections. The salary of the Director shall not exceed Nineteen Thousand Five Hundred Dollars (\$19,500.00) per annum, payable monthly.

SECTION 4. There is hereby appropriated to the Department of Corrections for the operation of the State Penitentiary, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Three Million Nine Hundred Sixty-four Thousand Six Hundred Twenty-eight Dollars (\$3,964,628.00), or so much thereof as shall be necessary for the operation of the Penitentiary. The sum of Two Hundred Forty-five Thousand Dollars (\$245,000.00) of the amount appropriated in this section is hereby dedicated to the operation of the "Ouach-

ita Vocational and Technical Camp," of which Sixty Thousand Dollars (\$60,000.00) must be used to construct a water line to said camp.

SECTION 5. There is hereby appropriated to the Department of Corrections for the operation of the Oklahoma State Reformatory from any monies in the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of One Million Four Hundred Fifty-seven Thousand Four Hundred Ninety-two Dollars (\$1,457,492.00), or so much thereof as shall be necessary for the operation of the Reformatory. The sum of One Hundred Sixty Thousand Dollars (\$160,000.00) of the amount appropriated in this section is hereby dedicated for the operation of the school at that institution.

SECTION 6. There is hereby appropriated to the Department of Corrections, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Fifty-five Thousand Dollars (\$55,000.00), or so much thereof as shall be necessary for the purpose of establishing rehabilitative services, vocational training projects, probation and parole employee training projects, rent for department facilities and other projects qualifying for federal matching grants.

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 position of the Correctional Officer Number 1 shall be established in accordance with the provisions of Grade 16, Oklahoma State Personnel Board, at a minimum salary of Three Hundred Ninety Dollars (\$390.00) 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. Provided, further, that the Department of Corrections be permitted to match such federal funds that may be available from the Federal Omnibus Crime Act.

SECTION 10. The appropriations made by this Act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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. 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; Hamilton, Vice-Chairman; Baggett, Baldwin, Boecher, Grantham, Luton, Medearis, Miller, Murphy, Rogers, Nichols, Terrill.

HOUSE CONFEREES: Willis, Chairman; Miskelly, Vice-Chairman; Abbott, Bradley, Cate, Fine, Greenhaw, Hargrave, Andrews, Odom, Sanguin, Skeith, Sparkman, Townsend.

GENERAL ORDER

HB 1213 by Boettcher, et al, of the House and Grantham of the Senate was read and considered.

Senators Dahl, Hargrave, McGraw, McSpadden, Miller, Terrill and Nichols asked to be made co-authors of **HB 1213**, which was the order

Senator Howell presiding.

Senator Baggett moved to amend **HB 1213**, Page 2, Line 1, by inserting after the word "any" and before the word "combination" the words: "county or", which amendment was declared adopted.

Senator Baggett moved to amend **HB 1213**, Page 18, Line 12, by inserting after the word "consumed" and before the word "during" the words: "on such toll expressway", which amendment was declared adopted.

Senator Phillips moved to amend **HB 1213**, Page 6, Line 9 by striking after the word "principal" all the language through Line 14 and substitute "Governor who shall confirm such trustee after receiving consent of the Senate.", which amendment was tabled upon motion of Senator Grantham, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Ham, Lane, Luton, McSpadden, Miller, Nichols, Rogers, Smalley, Stipe, Terrill, Williams, Young.—20.

Nay: Garrett, Medearis, Phillips.—3.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Capps, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Martin, Murphy Payne, Porter Smith, Stansberry Taliaferro, Trent.—25.

Senators Miller Nichols and Payne moved to amend **HB 1213**, Page 19, Line 6 as follows: by striking the period after the word "passage" and adding the following new language: "or to a turnpike or any parts thereof beginning in the vicinity of the City of Davis and extending in a northeasterly direction, by way of the vicinity of the City of Ada, to a connection in the vicinity of Henryetta or in the vicinity of the intersection of State Highway 48 and Interstate 40"

Senator Crow moved to table the Miller et al, amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Boecher Crow Field, Howell, Keels, Lane, Medearis, Rogers, Williams.—9.

Nay: Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Luton, McCune, McGraw, McSpadden, Martin, Miller Murphy Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Young.—25.

Excused: Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Porter Stansberry Taliaferro.—14.

The vote occurring on the Miller, et al, amendment, it was declared adopted.

Senator Baggett moved to amend **HB 1213**, Page 18, Line 3, by inserting after the word "expressways" and before the word "in" a period, and striking the balance of the sentence, which amendment was declared adopted.

Senator Miller moved to amend **HB 1213**, Page 19, Line 8, by striking after the word "the" and before the word "each" the words "Northwest Passage" and replacing it with the words "expressway projects referred to in Section 17 of **HB 1213**,

33rd Legislature" and on Line 16, Page 19, striking the words "Northwest Passage" and replacing it with the words "expressway projects referred to in Section 17 of **HB 1213**, 33rd Legislature.", which amendment was declared adopted.

Upon motion of Senator Grantham, **HB 1213**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1213**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Birdsong, Boecher Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Williams.—35.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Howard, Inhofe, Lamb, Porter Smalley, Stansberry, Taliaferro, Trent, Young.—13.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Terrill, Williams.—35.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Howard, Inhofe, Lamb, Porter, Smalley, Stansberry, Taliaferro, Trent, Young.—13.

The emergency was declared passed.

HB 1213 was referred for engrossment.

GENERAL ORDER

HB 1492 by Witt of the House and McSpadden, Holden, and Lane of the Senate was read and considered.

Senator Payne asked to be made a co-author of **HB 1492**, which was the order.

Senator McSpadden moved to amend **HB 1492** as follows: Page 6, Line 1, by striking after the word "means", and before the word "of" the word "materials", and substituting the word "material", Page 6, Line 7, by striking after the word "minerals", and before the word "been", the word "has", and substituting the word "have"; Page 6, Line 7, by striking after the word "or", and before the second word "being", the word "is", and substituting the word "are"; Page 9, Line 16, by striking after the word "under", the word "subsection" and substituting the word "subsections". Page 13, Line 18, by striking after the word "nutrients", and before the word "composed", the word "are", and substituting the word "or"; and, on Page 23, Line 13, by striking after the words "SECTION 16" all language, and substituting in lieu thereof:

"In no event shall a permit be issued to any operator if a permit issued to such operator has been revoked under Section 12 of this act." which amendment was declared adopted.

Senator Garrison moved to amend **HB 1492**, Page 15, Lines 15 and 16, by striking after the word "than" on Line 15, and before the word "for" on Line 16, all language, and substituting therefor the words and figures: "Three Hundred Fifty Dollars (\$350.00) nor more than Six Hundred Fifty Dollars (\$650.00)" which amendment was declared adopted.

Senator Garrison moved to amend **HB 1492**, Page 16, Line 8, by striking after the word "minimum" the period (.), and adding the following phrase: " or increase the bond for a particular operation to more

than the prescribed maximum." which amendment was declared adopted.

Senator McSpadden moved to amend **HB 1492**, Page 18, Line 8, by deleting after the words "SECTION 9" all language and substitute in lieu thereof the following:

"The Department shall notify the operator and the surety, in writing, of any claimed violation of the provisions of this act or the rules and regulations of the Department. If the operator denies the alleged violation, the Department shall hold a hearing on said charges. Said hearing shall be held not less than thirty (30) days from the notice of hearing.

"At such hearing the operator shall have the right to present evidence in opposition to the claimed violation.

"If upon such hearing the Department shall determine that a violation has occurred, the Department shall make detailed findings of the violation and the necessary corrective measures. The order shall provide a reasonable time, commensurate with the work to be done, for the operator to perform the corrective measures. The surety may perform for the operator

"If the operator fails to perform the corrective work required by the Department or fails to properly perform said work, the Department may contract for the work to be done.

"The Attorney General, upon request of the Department, shall institute proceedings to recover any damages and expense which the Department may have sustained by reason of the default of the operator but in no event shall such recovery exceed the face amount of the bond. Such proceedings shall be brought against the operator and surety either in Oklahoma County or the county in which the violation occurred." which amendment was declared adopted.

Senator Phillips moved to amend **HB 1492**, Page 3, Line 16, by striking after the word "coal" and before the word "granite", the word "copper", which

amendment was tabled upon motion of Senator Garrison, the roll call thereon being as follows:

Aye: Baggett, Boecher, Crow, Ferrell, Garrett, Garrison, Grantham, Ham, Hargrave, Howell, Lane, Luton, McCune, McGraw, Smalley, Stipe, Terrill, Williams, Young.—19.

Nay: Birdsong, Dahl, Field, Graves, Holden, McSpadden, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Trent.—13.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Keels, Lamb, Martin, Medearis, Miller, Porter, Stansberry, Taliaferro.—16.

Upon motion of Senator McSpadden, **HB 1492**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1492**, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1492 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Nay: Baggett.—1.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Murphy, Porter, Stansberry, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, Mc-

Graw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—35.

Nay: Baggett.—1.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Porter, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1492 was referred for engrossment.

Senator Porter asked to be shown present, which was the order

GENERAL ORDER

HB 1348 by McCune of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1348** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1348** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1348 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Nay: Rogers.—1.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Miller, Stansberry, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Birdsong, Boecher, Crow, Dahl,

Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Nay· Rogers.—1.

Excused: Baggett, Baldwin, Berrong, Bradley Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Miller Stansberry Taliaferro.—13.

The emergency was declared passed.

HB 1348 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1349 by McCune of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1349** was advanced to engrossment.

By unanimous consent upon request of Senator Garrett, **HB 1349** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1349 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Birdsong, Boecher, Crow Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Nay· Garrison, Rogers.—2.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Miller Stansberry Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Nay· Garrison, Rogers.—2.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Lamb, Miller Stansberry Taliaferro.—13.

The emergency was declared passed.

HB 1349 was properly signed and ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 351**, as amended.

HAs to **SB 351** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Lines 13-29, by striking all of Section 1 and substituting the following:

“SECTION 1. Every insurer transacting insurance in this state whose premium tax, paid with respect to the previous calendar year's premiums, was One Thousand Dollars (\$1,000.00) or more shall make an estimate each year as provided herein and remit with each estimate a prepayment of its annual premium tax for the current calendar year equal to one-fourth ($\frac{1}{4}$) of its annual premium tax paid with respect to the previous calendar year's premiums. Estimates, with remittance, shall be made on or before April 15th, July 15th, October 15 respectively except in the calendar year of 1971, every insurer shall pay one-half ($\frac{1}{2}$) of the estimated annual premium tax in two equal payments on June 25 and December 15 respectively

All such sums prepaid by an insurer shall be allowed as credits against its annual return for premium tax payable on or before the last day of February

and if such sums prepaid exceed its annual premium tax payable on or before the last day of February, such excess shall be allowed as credits against subsequent prepayments of the tax."

Amendment No. 2. Amend Page 1, Lines 35 and 36, by striking the language "on the day" and inserting in lieu thereof "by the thirtieth day of the month"

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 33, 250 and 269 and SJR 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 SCRs 51, 52, 53 and 54.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

PENDING CONSIDERATION OF CCRs

The CCR on HB 1175 was adopted upon motion of Senator Smalley

Senator Howard, asked to be shown present, which was the order.

HB 1175, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Ferrell, Garrison, Grantham, McCune, McGraw, Payne, Williams.—7

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Inhofe, Lamb, 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, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—32.

Nay: Ferrell, Garrison, Grantham, McCune, McGraw, Payne, Williams.—7

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Inhofe, Lamb, Stansberry, Taliaferro.—9.

The emergency was declared passed.

HB 1175, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The CCR on SB 101 was adopted upon motion of Senator Crow

SB 101, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Garrison, Rogers.—2.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Howard, Inhofe, Keels, Lamb, Martin, Medearis, Porter, 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: Baggett, Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Lane, Luton, McCune, Mc-

Graw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Garrison, Rogers.—2.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Howard, Inhofe, Keels, Lamb, Martin, Medearis, Porter, Stansberry, Taliaferro.—14.

The emergency was declared passed.

SB 101, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senators Murphy, Trent and Holden asked to be made co-authors of **SB 176**, which was the order

The **CCR** on **SB 176** was adopted upon motion of Senator McSpadden.

SB 176, as amended 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, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Howell, Rogers.—2.

Excused: Baggett, Baldwin, Berrong, Bradley, Breckinridge, Capps, Garrison, Howard, Inhofe, Lamb, Medearis, Porter, 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: Birdsong, Boecher, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Howell, Rogers.—2.

Excused: Baggett, Baldwin, Berrong,

Bradley, Breckinridge, Capps, Garrison, Howard, Inhofe, Lamb, Medearis, Porter, Stansberry, Taliaferro.—14.

The emergency was declared passed.

SB 176, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

PENDING SENATE ACTIONS ON HAS

Senator Terrill asked to be made a co-author of **SB 351**, which was the order

Upon motion of President Pro Tempore Smith, the Senate concurred in **HAS** to **SB 351**.

SB 351, 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, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Capps, Hargrave, Howard, Inhofe, Lamb, Medearis, Miller, Porter, Stansberry, Taliaferro.—15.

The bill, as amended, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Birdsong, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Berrong, Boecher, Bradley, Breckinridge, Capps, Hargrave, Howard, Inhofe, Lamb, Medearis, Miller, Porter, Stansberry, Taliaferro.—15.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

GENERAL ORDER

HB 1278 by Nance of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1278** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1278** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1278 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams.—32.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Keels, Lamb, Lane, Medearis, Porter, Stansberry, Taliaferro, Young.—16.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams.—32.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Hamilton, Howard, Inhofe, Keels, Lamb, Lane, Medearis, Porter, Stansberry, Taliaferro, Young.—16.

The emergency was declared passed.

HB 1278 was referred for engrossment.

President Pro Tempore Smith presiding.

PENDING SENATE ACTION

Senator McSpadden asked unanimous consent, which was granted, to rescind 4th reading and signing of **SB 72**.

Senator McSpadden moved that the Honorable House be requested to reconsider its votes by which **SB 72**, as amended in Conference, was passed; by which the **CCR** on **SB 72** was adopted, reject the **CCR** thereon, and request further Conference, 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 went into Executive Session.

*

The Senate reassembled, with President Pro Tempore Smith presiding, who made the following announcements:

Senator Field asked unanimous consent, which was granted, that the Rules be suspended and on behalf of Senator Baldwin, moved the Senate advise and consent to the confirmation of RAY A. GILES, Pocasset, as a Member of the State Board of Agriculture for a five (5) year term ending April 26, 1972, and effective upon Senate Confirmation.

The Senate, in Executive Session and upon motion of Senator Trent, advised and consented to the confirmation of W Y SPENCE, Durant, as a Member of the State Board of Agriculture for a four (4) year term ending April 26, 1975, and effective upon Senate confirmation. Mr Spence succeeds Mr Ted Clark.

The Senate, in Executive Session and upon motion of Senator Williams, advised and consented to the confirmation of RONALD O. FORD, Helena, as a Member of the Board of Regents of the Agricultural and Mechanical Colleges for an eight (8) year term, expiring April 2, 1979, and effective upon Senate confirmation. Mr Ford succeeds Mr Ladd Hitch.

The Senate, in Executive Session and upon motion of Senator Terrill, advised and consented to the confirmation of MAJOR

AUTHUR J KRUGER, Lawton, as a Member of the Board of Regents, Oklahoma Military Academy, to serve a term ending June 30, 1975, and effective upon Senate confirmation. Major Kruger will serve the unexpired term of Mr W. T Massey

The Senate, in Executive Session and upon motion of Senator Ham, advised and consented to the confirmation of R. E. CARLTON, Pauls Valley, as a Member of the State Board of Education for a six (6) year term ending April 1, 1976, and effective upon Senate confirmation. Mr. Carlton will serve the unexpired term of Otto Thompson.

The Senate, in Executive Session and upon motion of Senator Young, advised and consented to the confirmation of ROY KRUMME, Bristow as a Member of the Board of Directors of the Grand River Dam Authority, for a seven (7) year term ending January 1, 1974, and effective upon Senate confirmation. Mr. Krumme will serve the unexpired term of Mr. Ben T Owens.

The Senate, in Executive Session and upon motion of Senator Young, advised and consented to the confirmation of J L. McMULLEN, Okemah, as a Member of the State Fire Marshal Commission for a five (5) year term ending July 1, 1976, and effective upon Senate confirmation. Mr. McMullen succeeds himself.

The Senate, in Executive Session and upon motion of Senator Boecher, advised and consented to the confirmation of KENNETH L. McMILLIN, Piedmont, as a Member of the Commission on Fire Protection Personnel Standards and Education for a five (5) year term ending August 1, 1975, and effective upon Senate confirmation. Mr McMillin will serve the unexpired term of Lloyd Grissom.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Friday, June 4, 1971, at 10:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Friday, June 4, 1971, at 10:00 o'clock A.M.

Eighty-fifth Legislative Day

Friday, June 4, 1971

Pursuant to adjournment, the Senate was called to order by Senator Murphy who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher Capps, Crow Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37

Excused: Bradley, Breckinridge, Ferrell, Garrett, Ham, Hargrave, Inhofe, Keels, Rogers, Stansberry Taliaferro.—11.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator McSpadden:

Our Father, we hear the words of Isaiah so clear today as You say, "in quietness and trust shall be your strength." We are all searching for that strength which will not let us down and which cannot be bartered for or bought. We look for that strength which has no selfish or ulterior motive. But we have not heeded Your words—that trust in You shall be our strength.

Renew in us our trust of You. Give us not just mental or emotional trust but complete trust which calls for a response of the whole man in every phase of life. Give us that trust which calls for both priest and king to perform Your work.

Let us believe that it is through the institutions of our society that renewal is made. We shun the revolutionary who would destroy our country but let us support, encourage, and become the reformer who will build a better world.

We pray in the name of Christ Who has put His trust in us.—Amen.

The Journal for the last legislative day was declared approved,

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1441—State and Federal Government.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 363—By Holden—An Act relating to oil and gas; amending 52 O.S. 1961, § 97 providing for the giving of notice in certain proceedings before the corporation commission; prescribing effect of failure to appear at hearings where notice is given; providing for continuances and prescribing procedures; and declaring an emergency

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

HB 1010—Roads and Highways.

HB 1037—Insurance.

HB 1261—Industrial and Labor Relations.

HB 1406—Wildlife.

HB 1469—Senator Smalley asked unanimous consent that **HB 1469** be printed and placed directly on the Calendar without reference to a committee, which was the order.

Senator Smalley asked that he be made Senate author of **HB 1469**, which was the order.

HB 1475—Judiciary.

HB 1504—Municipal Government.

HJR 1025—State and Federal Government.

HJR 1026—President Pro Tempore Smith asked unanimous consent that **HJR 1026** be printed and placed directly on the Calendar without reference to a committee, which was the order.

President Pro Tempore Smith asked that he be made Senate author of **HJR 1026**, which was the order.

GENERAL ORDER

SJR 38 by Miller, Terrill, Hamilton, Smalley, Baggett and Smith was read and considered.

Upon motion of Senator Smalley, **SJR 38** was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **SJR 38** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 38 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Ham, Hargrave, Inhofe, Keels, Phillips, Rogers, Stansberry, Taliaferro, Trent.—13.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Ham, Hargrave, Inhofe, Keels, Phillips, Rogers, Stansberry, Taliaferro, Trent.—13.

The emergency was declared passed.

SJR 38, as amended, was referred for engrossment.

DECLARATION OF VOTE

Senators Berrong and Capps asked that the record show had they been present at the time of Third Reading and final passage of **HB 1175** they would have voted AYE on the Bill, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 64, **SJR 37**, **SB 304** and **HBs 1060**, **1213**, **1278** and **1492** each correctly engrossed.

SB 351, **SRs 54**, **55**, and **56** each correctly enrolled.

Engrossed **SCR 64**, **SJR 37**, and **SB 304** were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1060**, **1213**, **1278** and **1492**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SB 351** was, after fourth reading, properly signed and ordered trans-

mitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 54, 55, and 56** were properly signed and ordered transmitted to the Secretary of State.

PENDING CONSIDERATION OF CCRs

The **CCR on SB 68** was read and adopted upon motion of Senator McSpadden.

Senator Keels asked to be shown present, which was the order

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: Baggett, Baldwin, Berrong, Birdsong, Capps, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Trent, Williams, Young.—32.

Excused: Boecher, Bradley, Breckinridge, Crow, Dahl, Ferrell, Garrett, Ham, Hamilton, Hargrave, Inhofe, McGraw, Rogers, Stansberry, Taliaferro, Terrill.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Capps, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Trent, Williams, Young.—32.

Excused: Boecher, Bradley, Breckinridge, Crow, Dahl, Ferrell, Garrett, Ham, Hamilton, Hargrave, Inhofe, McGraw, Rogers, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

SB 68, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR on HB 1117** was read and adopted upon motion of Senator McSpadden.

HB 1117, as amended 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, Capps, Dahl, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Trent.—32.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrett, Ham, Hamilton, Hargrave, Inhofe, Keels, Rogers, Stansberry, Taliaferro, Terrill, Williams, Young.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Field, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Trent.—32.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrett, Ham, Hamilton, Hargrave, Inhofe, Keels, Rogers, Stansberry, Taliaferro, Terrill, Williams, Young.—16.

The emergency was declared passed.

HB 1117, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR on HB 1116** was adopted upon motion of Senator McSpadden.

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Holden,

Howell, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Smalley Smith, Stipe, Williams, Young.—32.

Excused: Bradley, Breckinridge, Ferrell, Garrett, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Miller Rogers, Stansberry Taliaferro, Terrill, Trent.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow Dahl, Field, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Porter Smalley Smith, Stipe, Williams, Young.—32.

Excused: Bradley Breckinridge, Ferrell, Garrett, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Miller Rogers, Stansberry Taliaferro, Terrill, Trent.—16.

The emergency was declared passed.

HB 1116, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1114** was adopted upon motion of Senator McSpadden.

Senator Garrett asked to be shown present, which was the order

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: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Porter Smith, Stipe, Trent, Williams, Young.—33.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave,

Howard, Inhofe, Keels, Rogers, Smalley, Stansberry Taliaferro, Terrill.—15.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Porter, Smith, Stipe, Trent, Williams, Young.—33.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Rogers, Smalley, Stansberry Taliaferro, Terrill.—15.

The emergency was declared passed.

HB 1114, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **SB 70** was adopted upon motion of Senator McSpadden.

SB 70, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—33.

Excused: Bradley Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Miller Porter, Rogers, Stansberry, Taliaferro, Terrill.—15.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves,

Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—33.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Keels, Miller Porter Rogers, Stansberry, Taliaferro, Terrill.—15.

The emergency was declared passed.

SB 70, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 71** was adopted upon motion of Senator McSpadden.

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: Baggett, Baldwin, Berrong, Boecher, Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley Smith, Stipe, Trent, Williams, Young.—33.

Excused: Birdsong, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Miller, Porter, Rogers, Stansberry Taliaferro, Terrill.—15.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—33.

Excused: Birdsong, Bradley Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Miller Porter Rogers, Stansberry Taliaferro, Terrill.—15.

The emergency was declared passed.

SB 71, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 82** was adopted upon motion of Senator McSpadden.

SB 82, as amended 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, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Smalley Smith, Stipe, Trent, Williams, Young.—32.

Nay: Baldwin, Crow, Keels.—3.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Porter Rogers, Stansberry Taliaferro, Terrill.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy Nichols, Payne, Phillips, Smalley Smith, Stipe, Trent, Williams, Young.—32.

Nay: Baldwin, Crow, Keels.—3.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Howard, Inhofe, Porter Rogers, Stansberry Taliaferro, Terrill.—13.

The emergency was declared passed.

SB 82, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **HB 1139** was adopted upon motion of Senator McSpadden:

HB 1139, as amended 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—35.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Porter, Rogers, Stansberry, Taliaferro, Terrill.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—35.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Porter, Rogers, Stansberry, Taliaferro, Terrill.—13.

The emergency was declared passed.

HB 1139, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1150** was adopted upon motion of Senator McSpadden:

HB 1150, as amended 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, McCune,

McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—32.

Excused: Berrong, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Luton, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—32.

Excused: Berrong, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Luton, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

HB 1150, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1123** was adopted upon motion of Senator McSpadden.

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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—33.

Excused: Baldwin, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—15.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—33.

Excused: Baldwin, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—15.

The emergency was declared passed.

HB 1123, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR on SB 81** was adopted upon motion of Senator McSpadden.

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: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—32.

Excused: Berrong, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Lamb, Martin, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Miller, Mur-

phy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—32.

Excused: Berrong, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Lamb, Martin, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—16.

The emergency was declared passed.

SB 81, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR on SB 62** was adopted upon motion of Senator McSpadden.

SB 62, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—34.

Excused: Baggett, Berrong, Bradley, Breckinridge, Ferrell, Ham, Hargrave, Inhofe, Miller, Porter, Rogers, Stansberry, Taliaferro, Terrill.—14.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—34.

Excused: Baggett, Berrong, Bradley, Breckinridge, Ferrell, Ham, Hargrave, Inhofe, Miller, Porter, Rogers, Stansberry, Taliaferro, Terrill.—14.

The emergency was declared passed.

SB 62, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **HB 1127** was adopted upon motion of Senator McSpadden.

HB 1127, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Miller Porter, Rogers, Stansberry Taliaferro.—12.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Miller Porter Rogers, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1127, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Berrong asked to be made a co-author of **HB 1134**, which was the order

The **CCR** on **HB 1134** was adopted upon motion of Senator McSpadden.

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: Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Bradley Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Martin, Miller, Porter, Rogers, 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: Baldwin, Berrong, Birdsong, Boecher Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Medearis, Murphy Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Bradley, Breckinridge, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Martin, Miller, Porter Rogers, Stansberry, Taliaferro.—14.

The emergency was declared passed.

HB 1134, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1391** was adopted upon motion of Senator McSpadden.

HB 1391, as amended 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy Nich-

ols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hargrave, Inhofe, Medearis, Porter, Rogers, 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Ferrell, Ham, Hargrave, Inhofe, Medearis, Porter, Rogers, Stansberry, Taliaferro, Terrill.—12.

The emergency was declared passed.

HB 1391, together with Conference Committee Report thereon, was ordered returned to Honorable House.

UNANIMOUS CONSENT REQUEST

Senator McSpadden asked unanimous consent that **SB 61** be recalled from Engrossing and Enrolling, which was the order.

Upon motion of Senator McSpadden the Honorable House was requested to reconsider the votes by which **SB 61**, as amended in conference, was passed; by which the **CCR** was adopted and to reject the **CCR** and request a further conference.

The hour of 11:00 A.M. having arrived and that being the hour arranged for a Joint Session of the Thirty-Third Legislature, under provision of **SCR 49**, it was upon motion of Senator Stipe that the Senate, preceded by its Officers, proceeded to the Honorable House for the purpose of the Joint Session.

JOINT SESSION

The Fourth Joint Session of the First

Session of the 33d Legislature was called to order by President Nigh.

Senator Terrill moved that the Senate attendance roll call be considered the roll call of the Senate in Joint Session, which was the order

Baggett, Boecher, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37

Excused: Bradley, Breckinridge, Ferrell, Garrett, Ham, Hargrave, Inhofe, Keels, Rogers, Stansberry, Taliaferro.—11.

President Nigh declared a quorum of the Senate present.

Representative Wolf moved that the House attendance roll call be considered the roll call of the House in Joint Session, which was the order

Abbott, Andrews, Atkins, Avey, Bamberger, Bengtson, Bernard, Beznoska, Boatner, Boettcher, Boren, Bradley, Camp, Cartwright, Cate, Clemons, Coffin, Cole, Converse, Cotner, Cox, Davis, Draper, Duke, Elder, Ferguson, Ferrell, Finch, Fine, Ford, Gooden, Green, Greenhaw, Hancock, Harper, Harrison, Hill (Archibald), Hill (Ben), Holaday, Huddleston, Johnson, Kamas, Kardokus, Kennedy, Kilpatrick, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Odom, Payne, Poulos, Randle, Riggs, Robinson, Sanders, Sandlin, Sanguin, Skeith, Sparkman, Spearman, Stratton, Sullivan, Tarwater, Thornhill, Townsend, Trent, Wayland, Whorton, Wickersham, Wiedemann, Williams, Williamson, Willis, Witt, Wolf (Leland), Wynn, York, Mr. Speaker.—81.

Excused: Anderson, Briscoe, Carlton, Conaghan, Doornbos, Dunn, Frates, Hargrave, Hatchett, Hopkins, Lindstrom, Musgrave, Nance, Pierce, Rogers, Taggart, Wixson, Wolfe (Stephen).—18.

The Speaker declared a quorum of the House present.

The President declared quorums of the Senate and House present and Joint Session duly assembled.

Prayer was offered by the House Chaplain, the Reverend Wayne Brown, Pastor of the First Baptist Church, Checotah.

A Joint Committee was appointed to escort Governor Hall and official party to the House chamber

President Pro Tempore Smith appointed Senators Graves, Williams, Murphy Smalley and Field.

Speaker Privett appointed Representatives Cox, Wickersham, Hill (Ben), Miskelly and Coffin.

President Nigh declared the Joint Session at ease.

President Nigh called the Joint Session to order and recognized the Sergeant at Arms who announced the presence of the Governor and his official party

President Nigh welcomed the Governor and the official party

President Nigh recognized Congressman Ed Edmondson, who introduced the Honorable Wilbur D. Mills, Member of Congress from Arkansas.

Congressman Mills gave the following address:

President Nigh, Speaker Privett, President Pro Tempore Smith, Governor Hall, my colleagues, other honored guests, Members of this distinguished legislature: As a long-time friend and neighbor of Oklahoma, I am highly honored by your invitation to speak here today.

I have always felt a deep kinship for Oklahoma. It was to the Oklahoma Territory that my mother accompanied her family from Nebraska many years ago to file for a homestead. There are still many relatives living in Oklahoma. I am told that a number of governors of this State were students of my aunt, Miss Winnie Daigh, who taught in the public schools in Oklahoma City for many years. My father also lived in Oklahoma and taught school in Mustang. Indeed, it was in Mustang that my mother and father

first met. Thus, this State and its people are well known to me. I never fail to feel at home in Oklahoma.

Oklahoma and Arkansas share much in common. In addition to the State boundary, much of the geography, resources and economic activity of the two States are similar. More important, the people of our two States share a common heritage that is in evidence today. Both in the private aspirations of our citizens and in views of public issues, there continues to be a strong bond of understanding and cooperation.

It has been my personal pleasure over the years to work closely with Members of Congress from Oklahoma. There has always been an attitude of common purpose and mutual helpfulness between the Congressional delegations of our two States. One of the many examples of the fruits of our common labors is the project to make the Arkansas River System navigable.

I am sure that Senator McClellan will understand if, today I refer to that project as the Kerr-McClellan Waterway. I must confess that we in Arkansas sometimes switch the order of the names. Nevertheless, no one will deny that the late Senator Robert Kerr was the driving genius behind the authorization and completion of this gigantic river project. This Waterway is already bringing about the economic benefits that men of vision in both of our States foresaw and fought for over the years.

Of course, Senator Kerr and the Oklahoma Congressional delegation are responsible for a good deal more development than the improvement of the Arkansas River. Since the ravages of the dust bowl of the 1930's, the irrigation and flood control projects in Oklahoma have literally transformed this State into an "aquatic paradise." Today, Oklahoma's over 680 square miles of water make its ratio of water to land higher than that of Minnesota.

This spectacular development of the

water resources of Oklahoma is but one indication of the economic development this State is experiencing. One has but to visit the cities of this State to realize that in a little more than half a century, Oklahoma indeed has gone from tepees to towers. The advantages of the natural resources in Oklahoma, and the vitality of its people combined with its central geographic location are attracting many new economic enterprises. An essential factor in this climate for progress has been the type of government officials the people of Oklahoma have elected to office.

The Congressman from McAlester, Oklahoma, and my dear friend, The Honorable Carl Albert, has long demonstrated in the House the intelligence and abilities of leadership that people from this State expect from their representatives in the Congress. This nation is fortunate, indeed, to have the leadership of Carl Albert as Speaker of the House of Representatives.

And while Oklahoma is rightfully proud of its representation in the Senate of the United States, over the years I am, of course, more familiar with those outstanding legislators with whom I have served who, in addition to the Speaker, represent Oklahoma in the House of Representatives. I have come to admire their legislative contributions as much as I value their friendship.

My friendship with Tom Steed goes back for many years. I can assure you that his hard work as a member of the Appropriations Committee, and Chairman of the Treasury and Post Office Subcommittee, is deeply respected in the House. John Jarman is third ranking member of the Interstate and Foreign Commerce Committee and is a nationally recognized transportation specialist as Chairman of the Transportation and Aeronautics Subcommittee. Page Belcher, as ranking minority member of the House Committee on Agriculture has long been a sound and influential voice for the farmer. Ed Edmondson, as third ranking member of the Interior and Insular Affairs Committee

and Chairman of the Subcommittee on Mines and Mining is a highly effective and respected legislator, particularly in the field of resources which is so important to this State. Last, but by no means least, John N. Happy Camp is also a valued member of the Interior and Insular Affairs Committee, as well as the Committee on Science and Aeronautics.

I also have many friends in this legislature. As a legislator, I have a deep personal respect for this distinguished legislative body. Thus, it is a real pleasure to share with you today some thoughts on a public issue which involves all levels of government throughout the country

When one views the fiscal history of the Federal Government over the past third of this century, the growth of money being channeled through governmental units is almost beyond comprehension. The increased demand for government programs at the Federal level which began in the mid-30's has been repeated over the last two decades at the State and local levels. There seems to be no end to the number and complexities of new programs. As legislators, you and I know that there are limits to the ability of governmental bodies to find the revenue necessary to finance these programs.

For example, over the past two years, the Committee on Ways and Means has been struggling with a program or rather a series of programs under which the expenditures at Federal, State and local levels have been increasing in what appears to be geometric proportion. I refer to the welfare programs with which you as members of this legislature have undoubtedly had to struggle.

In the last Congress, the Committee on Ways and Means considered and the House of Representatives passed a bill proposed by the Administration which attempted to rationalize and improve government welfare programs. As you know that bill did not become law.

Since the beginning of this Congress, the

committee has been reviewing and revising its work of last year. The results of these endeavors were recently reported as H. R. 1, the Social Security Amendments of 1971. I believe the bill reported by the Committee on Ways and Means to be a vast improvement over the legislation we considered in the last Congress. It deals far more directly with the problem of ending the increase in the welfare rolls. It also lifts and in most cases eliminates the burden of welfare expenditures at the State and local levels. I am sure you will be examining the provisions of H. R. 1 as you review your own State welfare budget.

I will not go into details as to how the bill could affect the welfare program in Oklahoma. However in brief, the total State and local savings in welfare expenditures in Oklahoma will amount to an estimated \$38.3 million. I might note in passing that this savings in welfare cost alone is equal to 61 percent of the amount of revenue which might be made available to the State of Oklahoma under the Administration's revenue sharing proposal.

I believe that H. R. 1 is the type of sound legislation which must be adopted if we are to deal responsibly with, and assist State and local governments to meet, the increased demands for services at all levels of government.

There are other areas in which the Federal Government can adopt similar approaches to the immediate relief of State and, in particular local governments. I can assure you that these proposals will be forthcoming. I am just as sure that the Congress will reject the badly conceived, under-planned and greatly oversold general revenue sharing proposal offered by the Administration as its principal means of assisting with State and local revenue needs.

As you know the Committee on Ways and Means initiated public hearings on the revenue sharing proposal on June 2. The Committee has received testimony from the Secretary of the Treasury and

on June 7 will begin hearing public witnesses. I would like to explore briefly with you some of the reasons that cause me to oppose this all too simple scheme. And let me emphasize here that nothing the Secretary said, either directly or in response to questions, has changed my views, in any respect; on the contrary, my own views have actually been strengthened.

Now I want to make clear that I respect the concern that proponents of revenue sharing have expressed for the financial plight of our State and local governments. I believe they are sincere. It is somewhat ironic, however, that a program to give money away has to be sold to even some of the potential recipients.

Nor do I question the sincerity of the proponents in their support of restoring vitality to our State and local governments; I just think they are going for the wrong method—a dangerous method. It is my firm belief that revenue sharing is not a revolutionary tool to bring new vitality and financial independence to government officials at local and State levels.

It is more in the nature of a Trojan horse from which at the appropriate time will spring new rules and strictures on the activities of those very governmental bodies who are being wooed by this gift from Troy

May I ask you as legislators, what is there to prevent a future Congress or an Administration—either Democratic or Republican—from attaching strings to such revenue sharing, particularly when the Federally shared revenue develops into a significant revenue source for the State and local governments?

All of us here in this legislative body today are familiar enough with government to recognize the lessons of history that "he who pays the piper calls the tune."

Another aspect of the proposal that I find ironic is the term "revenue." The

truth is that the Federal Government has no extra revenue to share. Its expected revenue collections are already over-committed. Indeed, the projected Federal budget for the current fiscal year will be in the red by \$26.5 billion, and the estimate for fiscal year 1972 is an even greater deficit of \$28.6 billion. That represents an aggregate of \$55.1 billion in two years, the largest back-to-back deficit since World War II. In March of this year the Congress had to adjust the national debt limit upward to \$430 billion to accommodate these anticipated deficits. Very frankly however I doubt that limitations will carry us to the end of the next fiscal year as it is intended to do.

How anyone can suggest general revenue sharing, with a straight face, in full view of Federal deficits of that magnitude and the chronic string of deficits over the past forty years is beyond me. And again, I would repeat that there is little doubt that under pressure of future deficits, well intentioned proposals will be made to continue revenue sharing only if State and local governments take certain steps, either to improve their efficiency or to align their practices and procedures with some Federally imposed standard.

In terms of its operation of redistributing revenue, the revenue sharing proposal would have unfortunate results. The distribution of the aid would be haphazard with little or no regard for the financial ability of State and local governments or their need for assistance. The revenue sharing formula would distribute the funds among the States primarily on the basis of their population with a small adjustment for tax effort. But population in itself cannot be an adequate measure of the need for assistance. It does not take into consideration the fact that some States are wealthier than others and have larger tax resources. Nor does it recognize that some States have different needs and greater costs than other States.

The revenue sharing funds would also

be distributed to the local governments in an unfair manner. The basic formula would allocate these funds on the basis of the respective amount of taxes collected by each governmental unit. It is true that each State and its local governments would have the option to adopt alternative methods of sharing the funds. I believe it is questionable whether these alternative formulas would produce very much different results from the tax collection basis.

I want to stress that the amount of taxes collected by a particular local government is not a good measure of its need for assistance. This gives the greatest amount of aid to local governments which can raise substantial tax revenue because they have wealthy residents or a large industrial or commercial tax base. In contrast, the poorer communities with large unmet needs would get less revenue because they cannot raise substantial amounts of tax revenue.

The capricious results of revenue sharing are particularly evident in your own State of Oklahoma. Muskogee, with a population of 37,000 would get \$612,000 under revenue sharing, while Lawton, with twice the population, or 74,000 people, would receive only \$408,000 in revenue sharing funds. And both Muskogee and Lawton would receive substantially less from revenue sharing than prosperous cities in other States.

Let me give you some other examples. Stillwater would receive about \$154,000 in revenue sharing funds as compared with about \$214,000 for Bartlesville, although, as you know, Stillwater's population of 31,000 is larger than Bartlesville's population of 29,000.

I would remind you that figures of this nature, which are hard to justify, are not confined to cities in Oklahoma. Wheeling, West Virginia, for example, would get \$843,000 in revenue sharing funds, while Midwest City in your State would get only \$460,000 despite the fact that the two cities are about the same size. And Kokomo, Indiana, whose population of

44,000 is the same as that of Enid in your State would get \$521,000 in revenue sharing compared with the \$387,000 that Enid would receive.

These are merely a few illustrative examples. Numerous other examples could be given for other States. I think you will agree that they clearly show how haphazard and misdirected the aid under revenue sharing would be.

Last, and perhaps most important of all is the principle involved in revenue sharing, in its separation of the spending function of government from the responsibility for revenue raising. Throughout my entire period of public service, both as a county judge in Arkansas in the depression years and nearly three decades on the House Committee on Ways and Means. I have known first-hand the difficulties and political hazards of raising revenues. I remain convinced that this is a necessary discipline on any governmental authority. I am not yet ready and I believe that when all the facts are in, this legislature will not be ready for a new American revolution that would remove this discipline from those who spend the revenues.

It is my understanding that this legislature is faced with certain questions of appropriate sources of additional revenue. I hasten to add I merely make that observation with no recommendation one way or the other. I have enough tax problems at the Federal level.

I would observe, however that I am sure that this legislature would not like to have the responsibility for raising taxes in this State and have absolutely no say over how those tax funds are to be spent. If revenue sharing is indeed a proposal to save our Federal system, its proponents have in mind a far different type of Federal system in terms of government responsibility than I learned about when I studied the history of the founding of this nation.

Having reviewed the needs of State and local governments in the area of welfare, I am very well aware of the crushing burden that a number of State and local

governments are faced with in these days of increasing demands on existing services and additional demands for new governmental services.

Frankly however, I have never been one who is attracted to the idea that if you throw money at a problem it will go away. I believe that this attitude is shared by most every member of this body.

For my part, I am convinced that the financial problems of State and local governments require more than a hand-out of Federal funds. They require sound and well thought-out legislation. Under such legislation the Federal Government, in partnership with State governments and city governments, can determine priorities among programs and purposes, and fund such programs on a rational basis.

It is also my belief that for its part, the 92nd Congress will be responsive to those needs, as is indicated by the social security and welfare amendments, to which I referred earlier, and a number of other measures now being developed and considered in the Congress.

It is my further belief that enlightened State and local officials will live up to their responsibilities by planning their own programs responsive to the needs of the people and in the light of the appropriate sources of revenue with which such programs can be financed. I am sure the General Assembly in Oklahoma will do just that.

President Nigh recognized Governor Hall, who made a brief response.

Senator Terrill moved the Joint Session be dissolved, which motion prevailed.

*

The Senate, in its Chamber was called to order by President Pro Tempore Smith.

UNANIMOUS CONSENT REQUEST

President Pro Tempore Smith asked unanimous consent that the speech of Congressman Wilbur Mills, delivered in Joint Session this day, be printed in full in this days Journal, which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1503—By Bernard, Bradley Murphy and Anderson of the House and Howard and Lane of the Senate—An Act relating to motor vehicles; amending Sections 1 and 2, Chapter 248, O.S.L. 1965, as last amended by Section 1, Chapter 38, O.S.L. 1970 (47 O.S. Supp. 1970, § 14-103A); prescribing limitations on length, width and movement of mobile home combinations or industrialized housing; providing standards for the towing vehicle; making such combinations include mobile home frames or industrialized housing; prescribing definitions; and declaring an emergency.

HJR 1028—By Kilpatrick, York, Miskelly Trent, Bamberger, Nance and Holaday—A Resolution relating to a study and investigation of the Oklahoma County Utility Services Authority and its operating companies; providing for the appointment of a special public trusts committee to conduct such study and investigation; defining authority and duties of said committee; empowering said committee to issue subpoenas and other process, administer oaths, compel attendance of witnesses and punish for contempt; authorizing employment of reporters and other personnel; providing for payment of salaries, per diem and travel expenses; requiring a written report of findings and recommendations; and declaring an emergency

The above numbered **HBs** and/or **HRs** were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning En-grossed **SCRs 60, 62 and 63**, as co-authored by entire Membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **HBs 1175, 1348, and 1349**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1053**.

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 351**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed **SB 290**, as amended.

HAs to SB 290 read as follows, and consideration deferred:

Amendment No. 1. Restore the Title to read as follows:

“An Act relating to Liquefied Petroleum Gases; amending 52 O.S. 1961, §§ 420.3 and 420.4, as last amended by Sections 1 and 2, Chapter 127, O.S.L. 1965, 420.6, 420.7 and 420.8, as amended by Sections 3, 4 and 5, Chapter 127, O.S.L. 1965, and Section 1, Chapter 183, O.S.L. 1967 (52 O.S. Supp. 1970, §§ 420.3, 420.4, 420.6, 420.7 420.8 and 420.15); creating the Oklahoma Liquefied Petroleum Gas Board; providing qualifications and procedure for appointment, organization and compensation of the Board; providing for removal for cause; providing for standards, rules, regulations and specifications and procedures relating thereto and making certain exceptions; requiring registration permits, fixing date for securing same, setting fees and exempting certain permit holders; providing criteria for approval of registration applications; providing for showing of insurance coverage and other requirements of applicants; providing powers of administrator and assistants; providing procedures for suspension or revocation of permits; providing for inspections; directing legal representation by the

Attorney General; prohibiting certain acts and providing penalties; providing for safety schools; and making provisions severable.

Amendment No. 2. Amend Page 1, Lines 23 through 29, by striking all the language and substitute the following: "FROM A LIST OF THREE OR MORE NOMINEES WHO HAVE CERTIFIED IN WRITING THEIR WILLINGNESS TO SERVE, TO BE SUBMITTED TO HIM BY THE PERSONS, FIRMS OR CORPORATIONS REQUIRED TO BE REGISTERED UNDER THIS ACT OR BY THEIR REPRESENTATIVES, AND SHALL BE SUBJECT TO CONFIRMATION BY THE SENATE."

Amendment No. 3. Amend Page 1, Line 34, after the word "appointment" insert in lieu of the stricken material on Page 1, Line 34 through Page 2, Line 8, the following: "AND, EXCEPT FOR THE TWO MEMBERS-AT-LARGE SHALL HAVE ACTIVELY ENGAGED IN THE RETAIL DISTRIBUTION OF LIQUEFIED PETROLEUM GAS IN OKLAHOMA FOR A PERIOD OF ONE YEAR, OR MORE. ONE OF THE MEMBERS-AT-LARGE SHALL BE ENGAGED IN AND REPRESENTATIVE OF THE CONTAINER AND APPLIANCE PHASES OF THE LPG BUSINESS IN OKLAHOMA, AND THE OTHER SHALL HAVE A GENERAL FAMILIARITY WITH THE REGULATORY PROBLEMS OF THE INDUSTRY AND THE CONSUMING PUBLIC. PROVIDED, HOWEVER THAT THE APPOINTMENT OF SUCH PUBLIC MEMBER SHALL NOT BE SUBJECT TO THE AFOREMENTIONED LIST WHICH IS REQUIRED TO BE SUBMITTED TO THE GOVERNOR. MEMBERS SHALL BE ELIGIBLE FOR REAPPOINTMENT FOR SUCCESSIVE TERMS, AND SHALL BE REMOVABLE FOR CAUSE BY THE GOVERNOR. A MEMBER SHALL AUTOMATICALLY BE DISQUALIFIED TO HOLD SUCH OFFICE IN EVENT HE OR SHE CEASES TO BE A LEGAL RESIDENT OF THE STATE OF OKLAHOMA OR CEASES TO BE AC-

TIVELY ENGAGED IN THE LIQUEFIED PETROLEUM GAS BUSINESS IN OKLAHOMA."

Amendment No. 4. Amend Page 6, Line 5, by inserting after the period the following new language: "NOTHING IN THIS ACT SHALL BE CONSTRUED TO REGULATE THE MANUFACTURING, FABRICATION, ASSEMBLING, SELLING OR INSTALLING OF SYSTEMS, CONTAINERS, APPARATUS OR APPLIANCES HAVING FUEL CONTAINERS WITH A MAXIMUM INDIVIDUAL WATER CAPACITY OF LESS THAN TWO AND ONE-HALF (2½) POUNDS.

Amendment No. 5. Amend Page 6, Line 16, by inserting after the period the following language: "NOTHING IN THIS ACT SHALL BE CONSTRUED TO REQUIRE HOLDERS OF PRESENT PERMITS TO TAKE EXAMINATIONS TO SECURE THE REISSUANCE OF THE SAME CLASS PERMIT HELD BY THEM AT THE TIME OF THE PASSAGE OF THIS ACT PERSONS REQUIRED TO SECURE PERMITS BY VIRTUE OF CHANGES IN THIS ACT SHALL HAVE UNTIL JANUARY 1, 1972, TO SECURE SUCH PERMITS."

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 164**, as amended and co-authored.

HA to **SB 164** read as follows, and consideration deferred:

Authors: Add the following coauthors: Willis, Gooden, Bamberger, Bernard, Davis, Kamas, Trent, Cotner, McKee and Payne of the House.

Amendment No. 1. Amend by striking the Title and Entire Bill and substituting the following:

"An Act relating to pollution control; amending Sections 2 through 7 Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, §§ 932 through 937); creating the State Department of Pollution Control and the Pollution Control Coordinating Board; ex-

panding jurisdiction and number of board members; defining terms; providing powers and duties of the board, department and director; providing for inspections; continuing duties of certain agencies and directing cooperation; providing for water quality standards; providing for hearings; providing penalties for violations and injunction actions; making remedies cumulative; providing for certain records; validating certain regulations and orders; continuing existing proceedings; providing for study and recommendations relating to pollution control by agencies; making provisions severable; providing an operative date; and declaring an emergency

Be it enacted by the people of the State of Oklahoma:

SECTION 1. Section 2, Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, § 932), is amended to read as follows:

§ 932. (a) There is hereby created the State Department of Pollution Control. It shall be the duty of the Department to establish and maintain a coordinated, continuing surveillance of the waters, AIR AND OTHER NATURAL RESOURCES OF THIS STATE HEREINAFTER REFERRED TO AS THE "ENVIRONMENT" of this state for the purposes of controlling [water] THE quality OF THE ENVIRONMENT and for preventing and abating any pollution thereof, WHETHER THE SOURCE OF SUCH POLLUTION IS WITHIN OR WITHOUT THIS STATE, through an enforcement of laws relating thereto and a maximum utilization of existing resources and facilities of state agencies having pollution control responsibilities under existing and subsequently enacted laws.

(b) The Department of Pollution Control shall be administered by the Pollution Control Coordinating Board, hereby created, to be composed [ex officio] of [five (5)] NINE (9) members, as follows: The State Commissioner of Health; the President of the State Board of Agriculture; the Director of the Oklahoma Water Resources Board; the Director of the De-

partment of Wildlife Conservation; [and] the Chairman of the Oklahoma Corporation Commission; THE DIRECTOR OF THE INDUSTRIAL DEVELOPMENT AND PARK DEPARTMENT AND THE EXECUTIVE DIRECTOR OF THE SOIL CONSERVATION BOARD; AND TWO (2) MEMBERS APPOINTED BY THE GOVERNOR WITH THE ADVICE AND CONSENT OF THE SENATE. THE APPOINTED MEMBERS SHALL BE KNOWLEDGEABLE AND EXPERIENCED IN ENVIRONMENTAL ACTIVITIES AND SHALL SERVE AT THE PLEASURE OF THE GOVERNOR.

(c) Necessary travel and other expenses incurred by members of the Board of the Department of Pollution Control in the discharge of their official duties as members of said Board shall be paid out of funds of the state agencies which the members respectively represent, in such amount and in such manner as is otherwise provided for by law for such members. MEMBERS NOT REIMBURSED BY OTHER STATE AGENCIES FOR TRAVEL AND OTHER EXPENSES SHALL BE REIMBURSED OUT OF THE FUNDS OF THE DEPARTMENT OF POLLUTION CONTROL.

(d) [At the beginning of each fiscal year the Board shall organize and select one of its members to serve as Chairman and one of its members to serve as Vice-Chairman. It shall annually select a new Chairman from among its members. The board shall appoint an executive secretary having qualifications through training and experience in pollution control administration, and who shall serve at the pleasure of the Board, and who shall receive such salary as fixed by law, or in the absence of such provision, by the board.] THE GOVERNOR SHALL APPOINT ONE OF THE MEMBERS TO SERVE AS CHAIRMAN AND ONE OF THE MEMBERS TO SERVE AS VICE CHAIRMAN AT THE PLEASURE OF THE GOVERNOR. EACH MEMBER IS AUTHORIZED TO APPOINT FROM AMONG HIS AGENCY

STAFF AN ALTERNATE WITH VOTING POWERS TO SERVE WHEN NECESSARY, IN HIS ABSENCE, AT BOARD MEETINGS. The State Board of Public Affairs shall provide office and conference rooms and facilities within the State Capitol complex, for the Department of Pollution Control.

(e) The Board shall hold at least ten (10) regular monthly meetings each calendar year and such other special meetings as may be called by either the Chairman or in writing to all members, by two or more other members of the Board; provided, special meetings may be called on notice given at least five (5) days in advance of the date of such meetings, until otherwise provided by rule of the Board. At any regular or special meeting of the Board, or at any hearing conducted, **[three]** FIVE (5) members shall constitute a quorum, and a concurring vote of at least **[three]** FIVE (5) members of the Board will be necessary to perform any business of the Board. *[The State Commissioner of Health shall serve as acting chairman until a Chairman is elected as provided herein and shall call the first meeting of the Board within sixty (60) days after the effective date of this act.]*

(f) The Attorney General of the State of Oklahoma shall serve as legal counsel for the Department of Pollution Control and shall assist the Board in its performance of the powers and duties designated by this act.

SECTION 2. As used in this act, unless a different meaning is required by the context, the following words and phrases shall have the following meanings:

(a) "Environment" includes the outdoor atmosphere, on and under the surface of the land, the land, and the waters of the state.

(b) "Board" is the Pollution Control Coordinating Board.

(c) "Director" is the Director of the State Department of Pollution Control.

(d) "Pollution" is the presence in the environment of any substances or contaminants, including noise, in quantities which are or may be potentially harmful or injurious to human health, welfare or esthetic sensibilities or to property, animals or plant life.

(e) "Waters" shall include but not be limited to rivers, lakes, streams, springs, impoundments and all other waters or bodies of water including fresh, brackish, saline, surface or underground. Waters owned entirely by one person other than the state are included only in regard to possible discharge on other property or water. Underground waters include but are not limited to all underground waters passing through pores of rock or soils or flowing through in channels, whether man-made or natural.

(f) "Wastes" means sewage, industrial wastes, and all other liquid, gaseous, solid, radioactive or other substances which may pollute or tend to pollute any waters, the atmosphere or lands of this state.

(g) "Treatment works" and "disposal systems" mean any plant or other works used for the purpose of treating, stabilizing or holding wastes.

(h) "Sewage system" means pipelines or conduits, pumping stations, force mains and all other structures, devices, appurtenances and facilities used for collecting or conducting wastes to an ultimate point for treatment or disposal.

(i) "Plant" is any unit operation, complex, area or multiple unit operations that produce, process or cause to be processed any materials, the processing of which can, or may cause air, water, noise or land pollution.

(j) "Source" is any and all points or origin of excessive noises or contaminants whether publicly or privately owned or operated.

(k) "Person" means the state or any agency or institution thereof, any municipality or political subdivision, public or

private corporation, individual, partnership, association or other entity and includes any officer or governing or managing body of any municipality political subdivision or public or private corporation.

SECTION 3. (a) There shall be a Director of the State Department of Pollution Control and such staff as necessary to perform the assigned functions of the Department, who shall be employed by the Pollution Control Coordinating Board. The Board shall fix the Director's compensation. The Director shall possess experience in bioenvironmental or sanitary engineering and such other qualifications as the Board may prescribe.

(b) It shall be the duty of the Director to:

(1) Act as the chief administrative officer for the purpose of carrying out the provisions of this act.

(2) Formulate and recommend rules and regulations for approval or rejection by the Board which shall be consistent with the rules and regulations of the member agencies.

(3) Establish and maintain a central repository for all duly adopted rules and regulations pertaining to environmental pollution prevention, control and abatement and to maintain an up-to-date record of the availability, acquisition and disposition of all federal funds, state appropriations and other grants intended for pollution control, prevention or abatement.

(4) Coordinate all pollution control programs of the state carried on by all state agencies.

(5) Act as agent for the Board in all matters relating to its activities and the discharge of its responsibilities.

(6) Establish and maintain a system whereby any person may report violations of the pollution laws of the state and refer these reported violations to the proper agency for investigation and remedy

(7) Maintain a file which records the

actions taken on each reported violation.

(c) All files of the Pollution Control Coordinating Board and the Department of Pollution Control shall be a matter of public record.

SECTION 4. Any duly authorized representative of the Board may enter and inspect any property premises or place, except a building which is used exclusively for a private residence, on or at which a contaminant source is located or is being constructed or installed at any reasonable time for the purpose of ascertaining the state of compliance with the law or rules and regulations of the Board. No person shall refuse immediate entry or access to any authorized representative of the Board who requests entry for purposes of inspection, and who presents appropriate credentials; nor shall any person obstruct, hamper or interfere with any such inspection. The owner or operator of the premises shall receive a written report setting forth all facts found which relate to compliance status.

SECTION 5. Section 3, Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, § 933, is amended to read as follows:

§ 933. [(a)] To establish an effective coordinated [water] ENVIRONMENTAL control program in the Department of Pollution Control and to utilize existing resources and facilities in the several state agencies which have [water pollution] ENVIRONMENTAL control responsibilities and powers under existing statutes, INCLUDING BUT NOT LIMITED TO CONTROL OF WATER POLLUTION, AIR POLLUTION, SOLID WASTE DISPOSAL AND LITTERING, the [water pollution prevention and] ENVIRONMENTAL control responsibilities of the state agencies represented by the respective membership of the Board [of the Department of Pollution Control] shall remain as provided by law and this act shall not be construed as modifying or lessening any requirements, authority or responsibility of any agency of the state in the discharge of its duties as prescribed by law for preventing

or controlling pollution; PROVIDED, HOWEVER, THAT A COPY OF ALL RULES, REGULATIONS AND ORDERS PROMULGATED BY THESE STATE AGENCIES ON SUCH MATTERS, ISSUES AND AREAS COVERED BY THIS ACT SHALL BE FILED WITH THE POLLUTION CONTROL COORDINATING BOARD.

[(b) The agencies represented on the Pollution Control Coordinating Board shall, through field personnel of their respective agencies, establish a unified and continuing program of pollution reporting and control. Said personnel shall report immediately to their respective agency heads any conditions which indicate pollution is taking place, or is about to take place, which may be in violation of the purposes and intent of this act, or of any other act relating to pollution of water. A report by each agency of complaints received and violations reported and all actions of pollution abatement taken pursuant thereto shall be made to the board members and executive secretary prior to each regular monthly meeting. Each agency shall submit such additional reports and information as may be requested by the board.]

IT SHALL BE THE DUTY OF ALL DEPARTMENTS, OFFICERS, AGENCIES AND EMPLOYEES OF THE STATE TO COOPERATE WITH THE POLLUTION CONTROL COORDINATING BOARD AND THE DEPARTMENT OF POLLUTION CONTROL IN CARRYING OUT THEIR RESPECTIVE FUNCTIONS.

SECTION 6. Section 4, Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, § 934, is amended to read as follows:

§ 934. The Board is hereby vested with the following powers and duties:

(a) To coordinate and eliminate duplication of effort of the state agencies having statutory authority in [water] ENVIRONMENTAL pollution control in the prevention and abatement of [water] ENVIRONMENTAL pollution as necessary

to carry out the purposes and intent of this act;

(b) To [request] COMPEL the appropriate state agency having jurisdiction to investigate any reported, suspected, or potential pollution and report its findings AND ACTIONS to the Board;

(c) To act on its own initiative, as provided in Section [6] 936 of this [act] TITLE, to prevent or abate any pollution of the [water] ENVIRONMENT of the state at any time the Board finds, by a concurring vote of at least [three (3)] FIVE (5) members thereof, that the agency having jurisdiction over such pollution has failed, refused or neglected to take action to abate or prevent such pollution in discharge of the duties and responsibilities imposed upon such agency by the laws of this state; OR TO TAKE SUCH ACTION WHEN REQUESTED IN WRITING TO DO SO BY THE AGENCY OR AGENCIES AFFECTED;

(d) TO SECURE NECESSARY SCIENTIFIC, TECHNICAL, ADMINISTRATIVE AND OPERATIONAL SERVICES BY INTERAGENCY AGREEMENT CONTRACT OR OTHERWISE. ALL STATE AGENCIES, UPON DIRECTION OF THE BOARD, SHALL MAKE THESE SERVICES AND FACILITIES AVAILABLE;

(e) TO ACCEPT STATE APPROPRIATIONS, LOANS AND GRANTS FROM THE FEDERAL GOVERNMENT AND FROM OTHER SOURCES, PUBLIC OR PRIVATE, WHICH LOANS AND GRANTS SHALL NOT BE EXPENDED FOR OTHER THAN THE PURPOSES OF THIS ACT ALL MEMBER AGENCIES RECEIVING APPROPRIATIONS, LOANS AND GRANTS FROM ANY SOURCE FOR POLLUTION CONTROL SHALL FILE WITH THE BOARD A REPORT OF THE AMOUNT THEREOF AND THE PURPOSE FOR WHICH EXPENDED. ALSO, EACH MEMBER AGENCY SHALL FILE, WITH THE BOARD, A COPY OF EVERY PROPOSAL, REQUEST OR BUDGET REQUEST FOR FUNDS TO BE EXPENDED

FOR THE PURPOSES OF THIS ACT, WHETHER THE SOURCE OF FUNDS BE FROM STATE APPROPRIATIONS, LOANS AND GRANTS FROM THE FEDERAL GOVERNMENT OR FROM OTHER SOURCES, PUBLIC OR PRIVATE;

(f) TO REVIEW RULES AND REGULATIONS OF THE BOARD TO CARRY OUT THE INTENT AND PURPOSES OF THIS ACT ANY RULES AND REGULATIONS ADOPTED PURSUANT TO THIS ACT SHALL BE CONSISTENT WITH, BUT NOT RESTRICTED TO, PROVISIONS OF FEDERAL LAW IF ANY, RELATING TO CONTROL OF EMISSIONS FROM MOTOR VEHICLES AND SHALL BE CONSISTENT WITH THE RULES AND REGULATIONS OF THE MEMBER AGENCIES;

[(d)] (G) To conduct studies, investigations, research, and demonstrations relating to [water] ENVIRONMENTAL pollution, prevention, control and abatement thereof, and to collect and disseminate information relative thereto;

[(e)] (H) To organize and to adopt rules and regulations for conducting its proceedings;

[(f)] (I) To employ personnel, in addition to the [executive secretary] DIRECTOR, to prescribe qualifications and fix their duties, to the extent that funds are available to said Department;

[(g)] (J) To approve claims for expenditures, which claims shall be signed by the Chairman of the Board;

[(h)] (K) To accept funds and grants from private and governmental sources, subject to the provisions of this act AND SERVE AS THE RECIPIENT OF FEDERAL FUNDS DISBURSED PURSUANT TO THE FEDERAL WATER POLLUTION CONTROL ACT AND THE FEDERAL ENVIRONMENTAL PROTECTION ACT Provided, that the State Department of Health is authorized to continue to be the recipient of federal funds [authorized in Section 7 of the Federal Water Pollution Control Act] to adminis-

ter the Construction Grants Program for municipal treatment works [and other authorized current program activities; and provided further, that all state agencies will continue to be eligible for federal funds now available or that may become available under the Federal Water Pollution Control Act and other sources.]

SECTION 7 Section 5, Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, § 935), is amended to read as follows:

§ 935. [(a) The board may prescribe water quality criteria, standards of water quality, and beneficial uses of the water of the State for the prevention, control and abatement of pollution.]

[(b)] (A) [Water quality criteria, standards of water quality,] THE ESTABLISHED WATER QUALITY STANDARDS and designated beneficial used of the waters of the state in effect on the effective date of this act shall be the minimum [criteria or] standard of water quality[, and beneficial uses of the waters so designated,] until otherwise designated by the Board.

[(c) Standards of quality of the waters of the state or any amendment or repeal thereof shall become effective upon adoption by the board. In adopting standards of water quality or making any amendment thereof, the board shall specify a reasonable time for persons discharging wastes into the waters of the State to comply with such standards and upon the expiration of any such period of time shall revoke or modify any permit previously issued which authorizes the discharge of wastes into waters of this State which result in reducing the quality of such waters below the standards established therefor by the board.]

[(d)] (B) When the disposal of waste through a disposal system or the discharge either directly or indirectly of any untreated or inadequately treated wastes reduces the quality of any waters of the state below [the water quality] SUCH standards [established for such waters under the provisions of this act,] it shall

be prima facie evidence of water pollution and the Board shall request the appropriate state agency to take immediate action to secure such corrections as necessary to prohibit further pollution.

SECTION 8. Section 6, Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, § 936), is amended to read as follows:

§ 936. (a) The Board of the Department of Pollution Control is hereby empowered to hold hearings, issue notices, issue subpoenas for the attendance of witnesses and the production of documents, to administer oaths and take such testimony as is necessary for the enforcement or administration of this act.

(B) THE BOARD IS HEREBY EMPOWERED TO DESIGNATE A HEARING OFFICER TO CONDUCT HEARINGS, WHO SHALL HAVE THE POWER TO ISSUE NOTICES OF HEARINGS AND SUBPOENAS REQUIRING THE ATTENDANCE OF WITNESSES AND THE PRODUCTION OF EVIDENCE; TO ADMINISTER OATHS; AND TO TAKE TESTIMONY AS MAY BE NECESSARY OR IN CONFORMITY WITH THIS ACT SUCH HEARING OFFICER SHALL CERTIFY AND FILE WITH THE BOARD RECOMMENDATIONS, FINDINGS OF FACT AND A PROPOSED ORDER, PROVIDED, HOWEVER, THAT ALL HEARINGS FOR THE ADOPTION OF RULES SHALL BE BEFORE THE BOARD.

(C) ANY POLLUTION COMPLAINTS MAY BE FILED WITH THE BOARD. UPON RECEIPT THEREOF THE DIRECTOR SHALL DOCKET SAID COMPLAINT IN A RECORD TO BE KEPT FOR THAT PURPOSE, SHALL ASSIGN THE SAME A NUMBER AND SHALL IMMEDIATELY REFER A COPY OF THE COMPLAINT TO THE AGENCY OR AGENCIES HAVING PRIMARY JURISDICTION. ALL AGENCIES SHALL FILE WITH THE BOARD A REPORT OF THE FINDINGS AND ACTION TAKEN ON ANY SUCH COMPLAINT REFERRED TO IT IF THE COMPLAINANT OR THE DIRECTOR IS DISSATISFIED WITH THE

FINDINGS OR ACTION, THE SAME SHALL BE PLACED ON THE CALENDAR FOR THE NEXT BOARD MEETING.

(d) UPON THE REQUEST OF THE DIRECTOR, ALL MEMBER AGENCIES SHALL FILE WITH THE BOARD A REPORT OF THE FINDINGS AND ACTION TAKEN ON POLLUTION COMPLAINTS ORIGINATING WITH SUCH AGENCIES TOGETHER WITH A COPY OF THE COMPLAINT

[(b)] (E) Whenever the Board has reason to believe that a violation of any provision of this act or any regulation or order of the Board OR ANY MEMBER AGENCY THEREOF has occurred or when the agency charged with the duty and responsibility of abating and preventing pollution of [waters] THE ENVIRONMENT of the state has failed, refused or neglected to take action, OR HAS REQUESTED THE BOARD TO TAKE ACTION, as provided in Section [4] 934, SUBSECTION (c) of this [act] TITLE the Board [may] SHALL cause a written complaint to be served upon the alleged violator or violators. The complaint shall specify the provisions of the act or regulation or order or other law of the state alleged to have been violated and the facts alleged to constitute the violation or violations thereof. The complaint shall further require that the alleged violator appear before the Board at a time and place specified in a notice, which said notice shall be delivered in person or by certified mail to the alleged violator or violators not less than thirty (30) days before the time set out in the notice for hearing.

[(c)] (F) Upon hearing and notice as herein provided, the Board may issue such orders as the circumstances require for the prevention, control or abatement of pollution as are necessary to accomplish the purposes of this act.

(G) ALL MEMBER AGENCIES SHALL FILE WITH THE BOARD COPIES OF ALL POLLUTION CONTROL PERMITS ISSUED.

(H) THE BOARD MAY COLLECT AND DISSEMINATE INFORMATION AND CONDUCT EDUCATIONAL AND TRAINING PROGRAMS RELATING TO POLLUTION.

[(d)] (I) Except as hereinbefore provided, procedures and hearings conducted pursuant to this act and appeals from orders of the Board shall be pursuant to and in compliance with the Administrative Procedures Act of 1963 [(Title 75, §§ 301-325)].

SECTION 9. Any information relating to secret processes, methods of manufacture or production, which may be required, ascertained or discovered by inspection or investigation, shall not be disclosed in public hearings and shall be kept confidential by any member officer or employee of the Board. Provided that nothing herein shall be construed to prevent the use of such records in judicial proceedings in connection with the prosecution of violations of this act, when ordered to be produced by appropriate subpoena or by order of the court. No such subpoena or order of the court shall abridge or alter the rights or remedies of persons affected in the protection of trade secrets or secret processes, in the manner provided by law, and such persons affected may take any and all steps available by law to protect such trade secrets or processes.

SECTION 10. Section 7 Chapter 279, O.S.L. 1968 (82 O.S. Supp. 1970, § 937), is amended to read as follows:

§ 937 (a) [Failure or refusal of any person to make or file a report, or keep a record that is required by the provisions of this act or by rules and regulations of the Department of Pollution Control or the board thereof, or the giving of false information in or for such report or record or failure to perform any duty imposed under this act or violation of any order of the board shall be grounds for removal from office. (b)] Any person, [firm or corporation] who KNOWINGLY OR WILLFULLY violates any PROPERLY PROMULGATED ORDER OF THE POL-

LUTION CONTROL COORDINATING BOARD [provision of this act by knowingly or wilfully disposing of or discharging either directly or indirectly any untreated or inadequately treated wastes which pollute the waters of the state in violation of this act or regulations or standards of water quality established under the provisions of the act or who knowingly or wilfully violates any other pollution control statute of this state or regulations relating thereto established pursuant to law] shall be guilty of a misdemeanor and upon conviction shall be punished by a fine of not more than Five Hundred Dollar (\$500.00) PER DAY FOR EACH OF THE FIRST TEN (10) DAYS OF CONTINUOUS VIOLATION AND ONE THOUSAND DOLLARS (\$1,000.00) FOR EACH DAY THEREAFTER, or by imprisonment for a term of not more than ninety (90) days or by both such fine and imprisonment. Each and every day the violation occurs shall constitute a separate violation.

[(c)] (B) Any person, firm or corporation who violates any of the provisions of, or fails to perform any duty imposed by this act or regulation issued hereunder, or who violates any order or determination of the Board promulgated pursuant to this act, [and] WHICH causes the death of fish or other wildlife shall, in addition to the penalties provided in subsection [(b)] (A), be liable to pay to the state an amount equal to the sum of money reasonably necessary to restock such waters or replenish such wildlife AND ALL COST INCURRED IN INVESTIGATING, LOCATING OR ESTABLISHING THE RESPONSIBLE PERSON, FIRM OR CORPORATION as determined by the Oklahoma Wildlife Conservation Commission and approved by the Board. Such amount may be recovered by the Board on behalf of the state in a civil action brought in the district court AND SHALL BE DIVIDED AMONG THE AGENCIES IN ACCORDANCE WITH THE EXPENSES INCURRED, AS DETERMINED BY THE BOARD.

[(d)] (C) It shall be the duty of the Attorney General on the request of the Board to bring an action for an injunction against any person, firm or corporation violating the provisions of this act or violating any order or determination of the Board. In any action for an injunction brought pursuant to this section, any finding of the Board after hearing [or] ON due notice shall be prima facie evidence of the fact or facts found therein.

[(e)] (D) Upon a showing by the Attorney General in behalf of the Board that such person is violating or is about to violate the provisions of this act or is violating or is about to violate any order or determination of the Board, an injunction shall be granted without the necessity of showing a lack of adequate remedy at law

SECTION 11. (a) It is the purpose of this act to provide additional and cumulative remedies to prevent, abate and control the pollution of the environment of the state. Nothing contained herein shall be construed to abridge or alter rights of action or remedies in equity under the common law or statutory law, criminal or civil, nor shall any provisions of this act, or any act done by virtue thereof, be construed as estopping the state or any municipality or person affected by pollution, in the exercise of their rights in equity or under the common law or statutory law to suppress nuisances or to abate pollution.

(b) No civil or criminal remedy for any wrongful action which is a violation of any rule or regulation of the Board shall be excluded or impaired by the provisions of this act.

SECTION 12. A record of each variance granted pursuant to state pollution control laws, rules or regulations shall be forwarded by the granting authority to the Pollution Control Coordinating Board. Such record shall contain information specified by the Board and shall be submitted on standard forms prescribed by the Board. Such records shall be maintained by the

Board in a permanent file which shall be a matter of public record.

SECTION 13. Any regulations adopted or orders issued by the Department of Pollution Control, State Health Department, Water Resources Board, Wildlife Department, Corporation Commission or Department of Agriculture and effective in any pollution control program in any part of the state on the effective date of this act are hereby validated as though adopted pursuant to the provisions of this act and shall continue in effect.

SECTION 14. No legal proceedings shall be abated because of any transfers made in this act, but the appropriate party exercising like authority or performing like duties or functions shall be substituted in said proceedings.

SECTION 15. The Board is instructed to continue to study the feasibility of combining the pollution control activities of the various state agencies and shall submit a report to the Senate and House by January 10 each year as to any recommendations which would eliminate duplications or economize existing programs. The Board shall not employ personnel or perform services in pollution control currently assigned to another state agency without first affirmatively stating of record that said agency is not effectively dealing with pollution problems for which said agency is responsible. It shall then be the duty of the Board to immediately thereafter recommend to the Legislature that such agency, failing to adequately perform its responsibility in eliminating pollution as required by proper rules and regulations or under the law not have its appropriation subsequently renewed as respects said pollution control responsibility. The Legislature, in such event, shall not appropriate funds to said agency found by the Legislature to be negligent or improperly performing assigned duties in pollution control.

SECTION 16. The provisions of this act are severable and if any part of 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 17 The operative date of this act shall be July 1, 1971.

SECTION 18. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1414**, requesting Conference and naming Conferees as follows: Finch, Greenhaw and Trent.

MESSAGE FROM THE HOUSE

The House has rescinded its Fourth Reading and signing of **SB 72**; has reconsidered its vote on said Bill as amended by the Conference Committee; has reconsidered the vote by which the Conference Committee Report was adopted. The House has rejected the Conference Committee Report and requests further conference, re-referring said Bill to the General Conference Committee on Appropriations.

GENERAL ORDER

HB 1026 by Camp, et al, of the House and Lamb of the Senate was read and considered.

Senator Lamb moved to amend **HB 1026**, Page 3, Line 9, by inserting after the word "Deeds" and before the word "conveying" the words "or instruments" which amendment was declared adopted.

Senator Lamb moved to amend **HB 1026**, Page 4, Line 4 by striking after the word "subdivisions" all the remaining language through Line 8, which amendment was declared adopted.

Senator Lamb asked unanimous consent that consideration of **HB 1026** be deferred momentarily, which was the order

HB 1154 by Bengtson of the House was read and considered.

Senator Rogers asked to be shown present, which was the order

Upon motion of Senator Stipe, **HB 1154** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1154** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1154 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 Capps, Crow Dahl, Field, Garrett, Grantham, Hamilton, Holden, Howard, Lane, Luton, McGraw, McSpadden, Miller Nichols, Phillips, Smalley Smith, Stipe, Terrill, Trent, Young.—26.

Nay: Garrison, Howell, Lamb, McCune, Murphy Rogers, Williams.—7

Excused: Birdsong, Bradley, Breckinridge, Ferrell, Graves, Ham, Hargrave, Inhofe, Keels, Martin, Medearis, Payne, 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, Boecher Capps, Crow Dahl, Field, Garrett, Grantham, Hamilton, Holden, Howard, Lane, Luton, McGraw, McSpadden, Miller, Nichols, Phillips, Smalley Smith, Stipe, Terrill, Trent, Young.—26.

Nay: Garrison, Howell, Lamb, McCune, Murphy Rogers, Williams.—7

Excused: Birdsong, Bradley, Breckinridge, Ferrell, Graves, Ham, Hargrave, Inhofe, Keels, Martin, Medearis, Payne, Porter Stansberry Taliaferro.—15.

The emergency was declared failed of passage.

HB 1154 was referred for engrossment.

GENERAL ORDER

HB 1505 by Miskelly et al, of the House was read and considered.

Senators Nichols, Boecher, Crow Hamilton, Hargrave and Lane asked to be made co-authors of **HB 1505**, which was the order

Senator Terrill presiding.

President Pro Tempore Smith presiding.

Senator Nichols asked unanimous consent that further consideration of **HB 1505** be deferred for this legislative day, which was the order

HB 1026 was considered further

Senator Baggett moved to amend **HB 1026**, Page 4, Line 8½ by inserting after Line 8 and before Line 9 the following: "The word 'deed' as used in this act includes all written instruments however denominated which convey interests in real property" which amendment was declared adopted.

Senator Lamb moved to amend **HB 1026**, Page 4, Line 16 by striking after the word "sold" all the language through Line 6, Page 5, which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1026**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1026**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1026 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, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Lamb, Lane, McCune, McSpadden, Martin, Murphy Nichols, Phillips, Rogers, Smalley Smith, Terrill, Trent, Williams.—28.

Nay: Hamilton, Howard, Stipe.—3.

Excused: Bradley, Breckinridge, Crow, Ferrell, Ham, Hargrave, Inhofe, Keels, Luton, McGraw, Medearis, Miller, Payne, Porter, Stansberry, Taliaferro, Young.—17

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Garrison moved that the vote be reconsidered by which **HB 1026** passed.

GENERAL ORDER

HB 1490 by Converse, et al, of the House and Trent of the Senate was read and considered.

Upon motion of Senator Trent, **HB 1490** was advanced to engrossment.

By unanimous consent, upon request of Senator Trent, **HB 1490** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1490 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, Capps, Crow Dahl, Field, Garrison, Graves, Hamilton, Holden, Howard, Lamb, Lane, McGraw, McSpadden, Martin, Murphy Nichols, Phillips, Rogers, Smalley Smith, Stipe, Terrill, Trent, Young.—29.

Nay: Garrett, McCune, Williams.—3.

Excused: Bradley, Breckinridge, Ferrell, Grantham, Ham, Hargrave, Howell, Inhofe, Keels, Luton, Medearis, Miller Payne, Porter, Stansberry Taliaferro.—16.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Howell, Lamb, Lane, McCune,

McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Bradley Breckinridge, Capps, Ferrell, Ham, Hamilton, Hargrave, Inhofe, Keels, Luton, Medearis, Miller Payne, Porter Stansberry Taliaferro.—16.

The emergency was declared passed.

HB 1490 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1242 by Trent of the House and Dahl and Lane of the Senate was read and considered.

Senator McCune asked to be made co-author of HB 1242, which was the order

Senator Lane moved to amend HB 1242, Page 2, Line 4 by striking after the words "amputation of" and before the words "or is" the following language: "two limbs of his body," and by adding the following language: "one arm or both legs," which amendment was declared adopted.

Upon motion of Senator Dahl, HB 1242, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, HB 1242, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1242 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, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Lamb, McCune, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—30.

Excused: Baggett, Bradley, Breckin-

ridge, Ferrell, Garrett, Ham, Hargrave, Inhofe, Keels, Lane, Luton, McGraw, Medearis, Miller Porter Rogers, Stansberry, Taliaferro.—18.

The bill was declared passed.

HB 1242 was referred for engrossment.

MOTION TO RECONSIDER VOTE

The vote occurring on the Garrison motion to reconsider the vote by which HB 1026 passed, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher Capps, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Lamb, Lane, McCune, McGraw McSpadden, Martin, Miller Murphy, Nichols, Payne, Phillips, Rogers, Smalley Smith, Stipe, Williams, Young.—31.

Excused: Bradley, Breckinridge, Crow, Ferrell, Garrett, Ham, Hargrave, Howard, Inhofe, Keels, Luton, Medearis, Porter, Stansberry, Taliaferro, Terrill, Trent.—17.

Senator Lamb moved to reconsider the vote by which HB 1026 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Lamb moved to reconsider the vote by which HB 1026 was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Garrison moved to amend HB 1026, Page 4, Line 8½ by adding to the Baggett amendment the phrase: "but not to include leases and mortgages.", which amendment was declared adopted.

Upon motion of Senator Lamb, **HB 1026**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HB 1026**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Hargrave asked to be shown present, which was the order.

THIRD READING

HB 1026 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, Capps, Dahl, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Lamb, Lane, McCune, McGraw McSpadden, Martin, Miller Murphy, Nichols, Payne, Phillips, Rogers, Smith, Stipe, Trent, Williams.—31.

Excused: Bradley, Breckinridge, Crow Ferrell, Garrett, Ham, Hamilton, Inhofe, Keels, Luton, Medearis, Porter Smalley Stansberry, Taliaferro, Terrill, Young.—17

The bill was declared passed.

HB 1026 was referred for engrossment.

Senator Hamilton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 63, 64, 74, 83, 89 and 92 each correctly enrolled.

Enrolled **SBs 63, 64, 74, 83, 89 and 92** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

RESOLUTION

Senator Murphy introduced the following Resolution, consideration of which was deferred for this legislative day:

SR 57—By Crow—A Resolution relating to interim study by the State Legislative Council; requesting the Executive Committee to direct the appropriate standing committee to make a study of the problem of trespassing by hunting dogs; and to report to the Executive Committee of the State Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

PENDING SENATE ACTION

HCR 1052 by Draper of the House and Murphy of the Senate was called up for consideration.

HCR 1052 was read at length, adopted upon motion of Senator Murphy, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1483 by Harrison, et al, of the House and Field, Crow, Capps and Williams of the Senate was read and considered.

Senator Field moved to amend **HB 1483**, Page 13, Line 13, by striking after the word "districts" on Line 13, all of Section 6 and renumbering subsequent sections, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1483**, Page 3, Line 7 by striking all of Section B and inserting in lieu thereof the following: "The duly elected members of the Oklahoma Corporation Commission shall comprise the authority herein created."

And on Line 4, Page 5, by striking all of Section C, which amendment was tabled on motion of Senator Field, the roll call thereon being as follows:

Aye: Baggett, Berrong, Boecher, Capps, Crow Dahl, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller, Murphy Nichols, Payne, Rogers, Smalley, Smith, Trent, Williams.—29.

Nay: Garrett, Garrison, Phillips, Stipe.—4.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Ferrell, Ham, Howard, Inhofe, Lamb, Medearis, Porter Stansberry, Taliaferro, Terrill, Young.—15.

Upon motion of Senator Field, **HB 1483**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, **HB 1483**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Field asked unanimous consent, which was granted, to amend **HB 1483**, Page 2, Line 7, by inserting after the word "Harper", and before the word "Woodward", the word "Ellis"; and on Page 4, Line 17, by inserting after the word "Woodward", and before the word "and" the word "Ellis"

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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow Dahl, Field, Garrett,

Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, Murphy Nichols, Payne, Phillips, Rogers, Smalley Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Bradley Breckinridge, Ferrell, Ham, Howard, Inhofe, Lamb, McSpadden, Martin, Medearis, Miller, 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, Capps, Crow Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baldwin, Bradley Breckinridge, Ferrell, Ham, Howard, Inhofe, Lamb, McSpadden, Martin, Medearis, Miller, Porter, Stansberry Taliaferro.—15.

The emergency was declared passed.

HB 1483 was referred for engrossment.

Senator Stansberry asked to be shown present, which was the order

GENERAL ORDER

HB 1447 by Boettcher et al, of the House and Grantham of the Senate was read and considered.

Senators Hamilton, McCune, McGraw and Martin asked to be made co-authors of **HB 1447**, which was the order

Upon motion of Senator Grantham, **HB**

1447, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1447**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1447 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, Dahl, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stansberry Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Bradley, Breckinridge, Capps, Crow, Ferrell, Graves, Ham, Howard, Inhofe, Lamb, Medearis, Porter Smith, Taliaferro.—15.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher Dahl, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller, Murphy Nichols, Payne, Phillips, Rogers, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Bradley Breckinridge, Capps, Crow Ferrell, Graves, Ham, Howard, Inhofe, Lamb, Medearis, Porter, Smith, Taliaferro.—15.

The emergency was declared passed.

HB 1447 was properly signed and ordered returned to Honorable House.

DECLARATION OF VOTE

Senator Baggett asked that the record show had he been present at the time of third reading and final passage of **HB 1447**, he would have voted AYE on the Bill, which was the order.

GENERAL ORDER

HB 1407 by Cartwright of the House and Howell of the Senate was read and considered.

Upon motion of Senator Howell, **HB 1407** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **HB 1407** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1407 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, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy Nichols, Payne, Rogers, Smith, Stansberry Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Bradley, Breckinridge, Capps, Dahl, Ferrell, Ham, Howard, Inhofe, Lamb, Miller Phillips, Porter, Smalley Taliaferro.—14.

The bill was declared passed.

HB 1407 was referred for engrossment.

GENERAL ORDER

HB 1013 by McCune of the House and Grantham of the Senate was read and considered.

Senator Grantham moved to amend **HB 1013**, Page 6, Line 3, after the word "repealed" by changing the period to a comma and adding the following language: "provided, that the repeal of Section 1309 shall become effective January 1, 1972." which amendment was declared adopted.

Upon motion of Senator Grantham, **HB 1013**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1013**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Boecher, Crow, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Graves.—1.

Excused: Birdsong, Bradley, Breckinridge, Capps, Dahl, Ferrell, Ham, Howard, Howell, Inhofe, Lamb, Phillips, Porter, Rogers, Taliaferro.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Crow, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Graves.—1.

Excused: Birdsong, Bradley, Breckinridge, Capps, Dahl, Ferrell, Ham, Howard, Howell, Inhofe, Lamb, Phillips, Porter, Rogers, Taliaferro.—15.

The emergency was declared passed.

HB 1013 was referred for engrossment.

GENERAL ORDER

HB 1110 by McCune, et al, of the House and Garrett of the Senate was read and considered.

Upon motion of Senator Garrett, **HB 1110** was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1110** was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Mur-

phy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—33.

Excused: Bradley, Breckinridge, Capps, Dahl, Ferrell, Ham, Hargrave, Howard, Inhofe, Lamb, Luton, Miller, Phillips, Porter, Taliaferro.—15.

The bill was declared passed.

HB 1110 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1105 by Riggs of the House and Garrett of the Senate was read and considered.

Senator Baggett moved to amend **HB 1105**, Page 4, Line 13 by adding after the word "claim", the words: "if the assignment was made for the purpose of collection.

Senator Garrett asked unanimous consent that further consideration of **HB 1105** be momentarily deferred, which was the order.

HB 1283 by Spearman, et al, of the House and Rogers and Ferrell of the Senate was read and considered.

Upon motion of Senator Rogers, **HB 1283** was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **HB 1283**, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1283 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Vote by name not shown due to mechanical failure of electronic roll call machine.

Aye: —31.

Nay: —1.

Excused: —16.

The bill was declared passed.

HB 1283 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1484 by Riggs of the House and Garrison of the Senate was read and considered.

President Pro Tempore Smith asked to be made a co-author of **HB 1484**, which was the order

Upon motion of Senator Garrison, **HB 1484**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrison, **HB 1484**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1484 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 Crow Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lane, McCune, McGraw McSpadden, Martin, Miller Murphy Payne, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—29.

Excused: Birdsong, Bradley Breckin-

ridge, Capps, Dahl, Ferrell, Ham, Hargrave, Howard, Inhofe, Lamb, Luton, Medearis, Nichols, Phillips, Porter Rogers, Smalley, Taliaferro.—19.

The bill was declared passed.

HB 1484 was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Stipe asked unanimous consent that consideration of his motion to reconsider the vote by which **HB 1250** passed be further extended for one legislative day which was the order

PENDING SENATE ACTION ON HAS

Upon motion of Senator Miller the Senate concurred in **HAS** to **SB 335**.

SB 335, 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 Capps, Crow Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Payne, Rogers, Smalley Smith, Stansberry, Stipe, Terrill, Trent, Young.—34.

Nay Williams.—1.

Excused: Bradley, Breckinridge, Dahl, Ferrell, Ham, Hargrave, Howard, Inhofe, Lamb, Nichols, Phillips, Porter, Taliaferro.—13.

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, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Payne, Rogers, Smalley Smith, Stansberry, Stipe, Terrill, Trent, Young.—34.

Nay Williams.—1.

Excused: Bradley, Breckinridge, Dahl, Ferrell, Ham, Hargrave, Howard, Inhofe, Lamb, Nichols, Phillips, Porter, Taliaferro.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered Bill, as amended, was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Terrill, on behalf of Senator McSpadden, the request of the Honorable House for conference on **HB 1138** was granted, said Bill to be referred to **GCCA**.

GENERAL ORDER

HB 1105 was taken up for further consideration.

Senator Garrett moved to amend the Baggett amendment to **HB 1105**, Page 4, Line 13, by adding after the word "collection" in the Baggett amendment, the words "after default", which amendment was declared adopted.

The vote occurring on the Baggett amendment, as amended, it was declared adopted.

Upon motion of Senator Garrett, **HB**

1105, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1105**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1105 was read for the third time at length.

On question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Capps, Field, Garrett, Grantham, Graves, Howell, Keels, Luton, McSpadden, Martin, Medearis, Miller Murphy Nichols, Rogers, Smalley Smith, Terrill, Trent, Williams, Young.—24.

Nay: Baldwin, Boecher, Garrison, Hamilton, Holden, Lane, McCune, Payne, Stipe.—9.

Excused: Bradley Breckinridge, Crow, Dahl, Ferrell, Ham, Hargrave, Howard, Inhofe, Lamb, McGraw Phillips, Porter Stansberry Taliaferro.—15.

The Bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Garrett moved that the vote be reconsidered by which **HB 1105** failed of passage.

The vote occurring on the Garrett motion to reconsider the vote by which **HB 1105** failed of passage, it was declared adopted upon a roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher Capps, Crow Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howell, Keels, Lane, Luton, McCune, Martin,

Miller, Murphy Payne, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—28.

Excused: Berrong, Bradley, Breckinridge, Dahl, Ferrell, Graves, Ham, Hargrave, Howard, Inhofe, Lamb, McGraw, McSpadden, Medearis, Nichols, Phillips, Porter Smalley, Stansberry Taliaferro.—20.

THIRD READING

Senator Garrett asked unanimous consent that further consideration of **HB 1105** be deferred this legislative day which was the order

MOTION

Senator Terrill moved that all **HBs** not reported out of committee by the end of this legislative day be laid over until the Second Session of the Thirty-third Legislature, with the exception of **HBs 1504, 1108, and 1261**, which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 63, 64, 74, 83, 89, 92**.

The above numbered Enrolled Bills were referred to the Governor

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 4, 1971, of Enrolled **SB 351** entitled:

SB 351—By Smith and Terrill—An Act relating to insurance; providing insurers transacting insurance in this state whose annual premium tax will amount to \$1,000.00 or more shall be required to make prepayment pursuant to a schedule; providing for crediting amounts prepaid upon annual premium tax returns; and declaring an emergency

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Monday, June 7, 1971, at 1.00 o'clock P.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Monday, June 7, 1971, at 1.00 o'clock P.M.

Eighty-sixth Legislative Day

Monday, June 7, 1971

Pursuant to adjournment, the Senate was called to order by Senator Payne, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Smalley Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Baldwin, Bradley Breckinridge, Howell, Porter Rogers, Taliaferro.—7

The Presiding Officer declared a quorum present.

The prayer was offered by Senator Nichols.

The Journal for the last legislative day was declared approved.

UNANIMOUS CONSENT REQUEST

Senator Graves asked unanimous consent, which was granted, that **HB 1299** be allowed to be reported out of Committee after the cut-off date June 4, 1971.

COMMITTEE REPORTS

The following Bills were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1299—Professions and Occupations.

HB 1504—Municipal Government.

DO PASS, as amended:

HB 1162—Public and Mental Health.

SECOND READING

The following Bills and Resolution were read the second time and referred to Committees indicated:

SB 363—Oil and Gas.

HB 1503—Roads and Highways.

HJR 1028—Senator Birdsong asked unanimous consent that **HJR 1028** be printed and placed directly on the Calendar without reference to a committee, which was the order

Senator Birdsong asked that he be made Senate author of **HJR 1028**, which was the order

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1110, 1114, 1116, 1117, 1123, 1134, 1139, 1150, 1391, 1447, and 1490.**

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 1052.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1054—By McKee of the House and Field of the Senate—A Concurrent Resolution relating to Oklahoma Panhandle State College of Agriculture and Applied Science; and expressing Legislative intent that such college shall be considered a normal school under the provisions of Section 5, Article XI of the Oklahoma Constitution.

Consideration of the Resolution was deferred for this Legislative day

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed **HB 1213** requesting Conference and naming Conferees as follows: Boettcher, Kennedy and Sullivan.

RESOLUTION

Senator Crow introduced **SR 58**.

Senator Crow asked unanimous consent that all members of the Senate be made co-authors of **SR 58**, which was the order

SR 58, as co-authored, was read at length as follows, adopted upon motion of Senator Crow and ordered referred for enrollment:

SR 58—By Crow Baggett, Baldwin, Berong, Birdsong, Boecher Bradley Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Lutton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy Nichols, Payne, Phillips, Porter Rogers, Smalley Smith, Stansberry Stipe, Taliaferro, Terrill, Trent, Williams, Young.—A Resolution congratulating Miss Kris Risinger for being elected Governor of Girls State; and directing distribution.

WHEREAS, Miss Kris Risinger a student at Altus High School, has been elected the 1971 Governor of Girls State; and

WHEREAS, Miss Risinger has exhib-

ited outstanding qualities of leadership having served on the Student Council at Altus High School for two years, having served as secretary of the said Council and further having served two years in the capacity as office assistant; and

WHEREAS, in addition to her leadership qualities Miss Risinger is a member of the Honor Society thereby being in the top ten percent of her class, and is a member of the Staff of ACTV, the Education Station in Altus where she conducts a program of student news; and

WHEREAS, Miss Risinger has demonstrated outstanding academic and leadership ability thus articulating a hopeful note on the ability of the generation of tomorrow to lead the State of Oklahoma as well as our nation to a better tomorrow

NOW THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. This Body extends sincere congratulations to Miss Kris Risinger of Altus, Oklahoma, for her election as the 1971 Governor of Girls State.

SECTION 2. Duly authenticated copies of this Resolution shall be transmitted to Miss Kris Risinger and to her parents, Mr and Mrs. Johnnie Risinger of Altus, Oklahoma.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 6** was read and consideration deferred:

Mr President

and

Mr Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. 6 By Smith, McGraw and Breckinridge, entitled:

An Act relating to Revenue and Taxation; amending Sections 2416, 2458, as last amended by Section 1, Chapter 104, O.S.L. 1969, 2459, 2471, 2472 and 2473 of Section 2 of Chapter 501, O.S.L. 1965 (68 O.S.

Supp. 1970, §§ 2416, 2458, 2459, 2471, 2472 and 2473); . etc.

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:

Amend Page 2, line 12, by striking the word “compensation” and substitute therefor the words “payment for expenses in lieu of all compensation”

Amend Page 2, line 16, by striking the word “compensation” and substitute therefor “payment for expenses in lieu of all compensation”

That the Senate recede from Amendment No. 1.

That the Senate recede from Amendment No. 2.

Add the following co-authors: McCUNE and ANDREWS of the House.

Respectfully submitted

FOR THE SENATE: Smith, Rogers.

FOR THE HOUSE: McCune, Cotner, Odom.

GENERAL ORDER

HB 1373 by Skeith, et al, of the House and Stipe of the Senate was read and considered.

Senators Ham, Hamilton, McGraw and Martin asked to be made co-authors of **HB 1373**, which was the order

Senator Stipe moved to amend **HB 1373** by adding a title, and by striking the enacting clause and Sections 1, 2 and 3 thereof, and by inserting in lieu thereof, the following:

An Act creating the Carl Albert Memorial Commission; providing for appointment and terms of office of members thereof and prescribing its authority and duties; fixing authority and duties of the State Board of Public Affairs; and declaring an emergency

SECTION 1. There is hereby created

and established the Carl Albert Memorial Commission to consist of five (5) members to be appointed by the Governor and confirmed by the Senate. Said members shall serve without compensation. To insure continuity in the program of the Commission, the initial appointments of members shall be as follows: one member shall be appointed for a term of one (1) year; one member shall be appointed for a term of two (2) years; and one member shall be appointed for a term of three (3) years; one member shall be appointed for a term of four (4) years; and one member shall be appointed for a term of five (5) years. Appointments for succeeding terms shall be for five (5) years and until their successors are appointed and qualified. Said members may be removed only for cause.

SECTION 2. The Commission shall have full power and authority to:

1. Apply for, accept and use any gift, grant, bequest or donation from any governmental or other public or private source for use in carrying out the purposes of this act.

2. Acquire and hold real estate in its own name, and said Commission is expressly authorized to use any funds available to negotiate for and acquire title to the land and building formerly known as “Bug Tussle School” in Pittsburg County, for the purpose of restoring and preserving the grounds and building and operating same as a memorial to the Speaker of the United States House of Representatives, the Honorable Carl Albert; and to accept, gather and assimilate and properly display in said memorial any papers, writings, documents and other items and articles pertaining to or touching upon the illustrious career of the Honorable Carl Albert.

3. Secure a suitable oil portrait of the Honorable Carl Albert for display in the State Capitol Building, and arrange for the erection of a statue of the Honorable Carl Albert in the City of McAlester

SECTION 3. It is hereby made the duty of the State Board of Public Affairs

to provide secretarial services and other personnel to assist the Commission in carrying out the purposes of this act, and to prepare and issue calls for bids and enter into contracts for and in behalf of the Commission, at its request.

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." which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1373**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1373**, as co-authored and amended, was considered engrossed and placed on 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: Baggett, Berrong, Birdsong, Boecher Capps, Crow Dahl, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Smith, Stansberry Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Bradley Breckinridge, Garrison, Grantham, Ham, Howell, Miller, Porter, Rogers, Smalley 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 Capps, Crow Dahl, Ferrell, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy Nichols,

Payne, Phillips, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Bradley, Breckinridge, Garrison, Grantham, Ham, Howell, Miller, Porter, Rogers, Smalley, Taliaferro.—12.

The emergency was declared passed.

HB 1373 was referred for engrossment.

Senator Breckinridge asked to be shown present, which was the order

President Pro Tempore Smith presiding.

Senator Howell asked to be shown present, which was the order.

GENERAL ORDER

HJR 1022 by Cox, et al, of the House was read and considered.

Upon motion of Senator Williams, **HJR 1022** was advanced to engrossment.

By unanimous consent, upon request of Senator Williams, **HJR 1022** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1022 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, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller, Murphy Nichols, Payne, Phillips, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Hamilton, Howell, Medearis.—3.

Excused: Baldwin, Bradley, Garrett, Garrison, Hargrave, Porter, Rogers, Smalley Taliaferro.—9.

The Resolution was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow Dahl,

Ferrell, Field, Grantham, Graves, Ham, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller Murphy, Nichols, Payne, Phillips, Smith, Stansberry Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Hamilton, Howell, Medearis.—3.

Excused: Baldwin, Bradley, Garrett, Garrison, Hargrave, Porter, Rogers, Smalley, Taliaferro.—9.

The emergency was declared passed.

HJR 1022 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Stipe, the request of the Honorable House for a conference on **HB 1414** was ordered granted, President Pro Tempore Smith naming as Senate conferees the following:

HB 1414: Senators Stipe, Payne and Phillips.

GENERAL ORDER

HB 1469 by Andrews, et al, of the House and Smalley of the Senate was read and considered.

Senator Birdsong asked to be made a co-author of **HB 1469**, which was the order

Senator Holden moved to amend **HB 1469**, Page 5, Line 6 as follows: by adding after the word "adopted", deleting the period "." and before the word "In", the following "If the architect, builder or designer of a building is applying a building code other than the building code adopted by the State Fire Marshal Commission, the State Fire Marshal may require the submission of plans and specifications to determine if requirements are equal to the minimum standards promulgated by the Oklahoma State Fire Marshal Commission." which amendment was tabled upon motion of Senator Smalley

Upon motion of Senator Smalley, **HB 1469**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Smalley, **HB 1469**, as co-authored and amended, was considered engrossed and placed on 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: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams.—35.

Nay: Baggett, Hamilton, Keels.—3.

Excused: Baldwin, Bradley, Garrett, Howell, Luton, Miller Porter, Rogers, Taliaferro, Young.—10.

The Bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams.—35.

Nay: Baggett, Hamilton, Keels.—3.

Excused: Baldwin, Bradley, Garrett, Howell, Luton, Miller Porter, Rogers, Taliaferro, Young.—10.

The emergency was declared passed.

HB 1469 was properly signed and ordered returned to Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Ham asked unanimous consent that the Committee on Municipal Government be allowed to meet at this time in the Senate Lounge, which was the order.

GENERAL ORDER

HB 1235 by Witt of the House and Phillips and Garrison of the Senate was read and considered.

Senator McSpadden asked to be made a co-author of **HB 1235**, which was the order.

Upon motion of Senator Phillips, **HB 1235**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Phillips, **HB 1235**, as co-authored, was considered engrossed and placed on 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: Berrong, Birdsong, Boecher Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller, Murphy Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Trent, Williams.—36.

Excused: Baggett, Baldwin, Bradley, Ferrell, Garrett, Lamb, Porter, Rogers, Smith, Taliaferro, Terrill, Young.—12.

The Bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Trent, Williams.—36.

Excused: Baggett, Baldwin, Bradley Ferrell, Garrett, Lamb, Porter Rogers, Smith, Taliaferro, Terrill, Young.—12.

The emergency was declared passed.

HB 1235 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Grantham, the

request of the Honorable House for a conference on **HB 1213** was ordered granted, President Pro Tempore Smith naming as Senate conferees the following:

HB 1213: Senators Grantham, Hargrave and Miller.

GENERAL ORDER

HB 1426 by Sanguin of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1426** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1426** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1426 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, Capps, Crow Dahl, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Miller Murphy Nichols, Payne, Smith, Stansberry, Stipe, Terrill, Trent.—29.

Nay: Ferrell, Hamilton, Keels, McSpadden, Medearis, Williams, Young.—7

Excused: Baldwin, Birdsong, Bradley, Garrett, Ham, Howard, McGraw Phillips, Porter, Rogers, Smalley Taliaferro.—12.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy Nichols, Payne, Smith, Stansberry, Stipe, Terrill, Trent.—29.

Nay: Ferrell, Hamilton, Keels, McSpadden, Medearis, Williams, Young.—7

Excused: Baldwin, Birdsong, Bradley, Garrett, Ham, Howard, McGraw, Phillips, Porter, Rogers, Smalley, Taliaferro.—12.

The emergency was declared failed of passage.

HB 1426 was referred for engrossment.

GENERAL ORDER

HB 1441 by Draper, et al, of the House was read and considered.

Senator Murphy asked to be made Senator author of **HB 1441**, which was the order.

Upon motion of Senator Murphy, **HB 1441**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1441**, as co-authored was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1441 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Bradley, Grantham, Ham, Hargrave, Miller, Porter, Rogers, Taliaferro.—9.

The Bill was declared passed.

On the question of the passage of emergency the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Murphy Nichols, Payne, Phillips, Smalley Smith, Stansberry Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Bradley, Grantham, Ham, Hargrave, Miller, Porter Rogers, Taliaferro.—9.

The emergency was declared passed.

HB 1441 was properly signed and ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 57** and **SCRs 61** and **64**, as coauthored by entire membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1127, 1283** and **1484**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1052**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1278** and **1492**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of Conference Committee Report to Engrossed **HB 1163**, and requesting further Conference, re-referring said Bill to the **GCCA**.

MESSAGE FROM THE HOUSE

The House has reconsidered the vote by which **SB 61**, as amended in conference, passed, has reconsidered the vote by which the Conference Committee Report on **SB 61** was adopted. The House has rejected the Conference Committee Report and requests further conference, re-referring said Bill to the General Conference Committee on Appropriations.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 38, **HBs 1013, 1026, 1154, 1242, 1407**, and **1483** each correctly engrossed.

SCRs 60, 62, 63 and **SB 335** each correctly enrolled.

Engrossed **SJR 38** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1013, 1026, 1154, 1242, 1407 and 1483**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SCRs 60, 62 and 63** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

Enrolled **SB 335** was, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

Senator McCune introduced the following resolution:

SCR 65—By McCune of the Senate and Frates of the House—A Concurrent Resolution Expressing deep sorrow and regret on the passing of Mr Fred Jones; and directing distribution.

Senator McCune asked unanimous consent that all members of the Senate be made co-authors of **SCR 65**, which was the order

SCR 65, as co-authored, was read at length, adopted upon motion of Senator McCune, and ordered referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 143** was read and consideration deferred:

Mr President

Mr. Speaker

The Conference Committee, to which was referred **SB 143** by Lane and Dahl of the Senate and Murphy and Witt of the House Entitled:

An Act relating to forestry, providing an Oklahoma etc.

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:

House Amendment No. 1: Joint Conference Committee concurs.

House Amendment No. 2: Joint Conference Committee concurs.

House Amendment No. 3: Joint Conference Committee concurs.

House Amendment No. 4: Joint Conference Committee concurs.

House Amendment No. 5: Joint Conference Committee concurs.

House Amendment No. 6: Joint Conference Committee concurs.

House Amendment No. 7: House recedes from this amendment.

Conference Committee Amendment No. 1. Amend title on line 12¼ by deleting the following, "498, 741 through 748, except for § 742," and deleting the same words from line 34, page 16.

Conference Committee Amendment No. 2: Amend Title on Line 9, after the words "Relating to burning;" by adding the following: "providing defenses and circumstances relating thereto; providing for proclamation of emergency drought conditions;"

Respectfully submitted,

FOR THE SENATE: Lane, Crow and Hamilton.

FOR THE HOUSE: Murphy, Sullivan and Witt.

GENERAL ORDER

HB 1505 was taken up for further consideration.

Senator Howell asked to be made a co-author of **HB 1505**, which was the order

Senators Berrong, Nichols, Boecher and Howell moved to amend **HB 1505**, Page 3, Line 5, by striking after the word "determined", and before the word "that" the following: "as provided in Section 4014 of Title 70, Oklahoma Statutes, and Section 2 of this Act," and by striking all of Sec-

tions 2, 3, and 4, and substituting a new Section 2 to read as follows:

"Section 2. Section 1 of this Act shall be codified as Section 4015. "and by renumbering Section 5 as Section 3.

Senator Baggett moved, as a substitute motion, to amend **HB 1505**, Page 3, Line 15, by adding after the word "Incurred," the words: "Provided, however the Oklahoma State Regents for Higher Education may withhold certification if they determine that those facts and figures are inaccurate; provided, further, that the Oklahoma State Regents for Higher Education shall not substitute or attempt to substitute their judgment for that of the operating Board of Regents as to the desirability or appropriateness of the project involved in the bond issue."

Senator McSpadden presiding.

Senator Rogers asked to be shown present, which as the order.

Senator Nichols moved to table the Baggett substitute amendment, which motion to table prevailed upon roll call as follows:

Aye: Berrong, Birdsong, Boecher Breckinridge, Capps, Crow Ferrell, Field, Garrett, Grantham, Hamilton, Hargrave, Howard, Inhofe, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Medearis, Nichols, Phillips, Stipe, Terrill, Trent, Williams, Young.—28.

Nay: Baggett, Graves, Ham, Holden, Luton, Martin, Miller Murphy Rogers, Smalley.—10.

Excused: Baldwin, Bradley, Dahl, Garrison, Howell, Payne, Porter, Smith, Stansberry, Taliaferro.—10.

The vote occurring on the Berrong, et al, amendment, it was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Ferrell, Field, Garrett, Grantham, Hamilton, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Medearis, Nichols,

Phillips, Stipe, Trent, Williams, Young.—27.

Nay: Baggett, Graves, Ham, Holden, Martin, Miller, Murphy Rogers, Smalley, Smith.—10.

Excused: Baldwin, Bradley Garrison, Hargrave, Howard, Howell, Payne, Porter, Stansberry Taliaferro, Terrill.—11.

Senator Hamilton moved to amend **HB 1505**, Page 4, by striking Sections 3 and 4 and renumbering subsequent sections and amending the title to conform thereto.

Senator Berrong raised a Point of Order that the content of the Hamilton amendment was covered in his previous amendment, which the Chair sustained.

Senator Hamilton asked unanimous consent to withdraw his foregoing amendment, which was the order.

Upon motion of Senator Nichols, **HB 1505**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Nichols, **HB 1505**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1505 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, Capps, Crow Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller, Murphy Nichols, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Bradley, Dahl, Garrison, Payne, Porter, Smith, Stansberry, 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, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Bradley, Dahl, Garrison, Payne, Porter, Smith, Stansberry Taliaferro.—9.

The emergency was declared passed.

HB 1505 was referred for engrossment.

President Pro Tempore Smith presiding.

GENERAL ORDER

HB 1280 by Spearman, et al, of the House and Rogers of the Senate was read and considered.

Senators Hargrave and Nichols asked to be made co-authors of **HB 1280**, which was the order.

Upon motion of Senator Rogers, **HB 1280**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **HB 1280**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1280 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller Murphy Phillips, Rogers, Smalley Smith, Terrill, Trent, Williams.—36.

Nay: Garrison, Medearis, Stipe.—3.

Excused: Baldwin, Berrong, Bradley Nichols, Payne, Porter Stansberry Taliaferro, Young.—9.

The bill was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Stipe moved that the vote be reconsidered by which **HB 1280** passed.

Senator Stipe asked for consideration of his motion to reconsider the vote by which **HB 1250** passed.

Senator Rogers presiding.

Senator Baldwin asked to be shown present which was the order.

President Pro Tempore Smith presiding.

The vote occurring on the Stipe motion to reconsider the passage of **HB 1250**, it was declared adopted upon roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Crow Ferrell, Field, Garrison, Ham, Hamilton, Hargrave, Inhofe, Lane, Luton, McCune, McGraw, Murphy, Nichols, Phillips, Rogers, Smalley Smith, Stipe, Terrill, Trent, Williams.—28.

Nay: Grantham, Graves, Holden, Howard, Howell, Keels, Lamb, McSpadden, Martin, Medearis, Miller Young.—12.

Excused: Berrong, Bradley, Dahl, Garrett, Payne, Porter, Stansberry Taliaferro.—8.

Senator Stipe moved that **HB 1250** be re-referred to the Committee on Judiciary

Senator Young moved to table the motion to recommit, which motion failed of adoption.

The vote occurring on the Stipe motion to recommit, it 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 Birdsong that the Senate closed its doors and went into Executive Session.

*

The Senate reassembled, with President Pro Tempore Smith presiding, who made the following announcements:

The Senate, in Executive Session and

upon motion of Senator Berrong, advised and consented to the confirmation of JUANITA HODGES, Elk City, as a Member of the Oklahoma State Board of Nursing Homes for a three (3) year term ending April 30, 1974, and effective upon Senate confirmation.

The Senate, in Executive Session and upon motion of Senator Young, advised and consented to the confirmation of COLEMAN NOLEN, Okemah, to the War Veterans Commission to serve a three (3) year term ending July 1, 1973, and effective upon Senate confirmation.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1154**, requesting Conference and naming Conferees as follows: Bengtson, Andrews, and McCune.

MESSAGE FROM THE HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 101**.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 335**.

The above numbered Enrolled Bills and/-

or Resolutions were referred to the Governor

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 60, 62 and 63**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 40**, as co-authored by Monks and Cox; **SB 86**; and **SB 341**, as co-authored by Draper and Williamson.

The above numbered Bills and/or Resolutions were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 58 correctly enrolled.

Enrolled **SR 58** was properly signed and ordered transmitted to the Secretary of State.

Senator Birdsong moved after the desk is cleared, that the Senate stand adjourned to meet Tuesday, June 8, 1971, at 11:00 o'clock A.M., which motion prevailed.

MOTION TO RECONSIDER

HB 1280 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Birdsong, the Senate adjourned to meet Tuesday, June 8, 1971, at 11.00 o'clock A.M.

Eighty-seventh Legislative Day

Tuesday, June 8, 1971

Pursuant to adjournment, the Senate was called to order by Senator Smalley who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent, Williams.—35.

Excused: Bradley Dahl, Ham, Hargrave, Lamb, Lane, Luton, Porter, Rogers, Stansberry, Stipe, Taliaferro, Young.—13.

President Pro Tempore Smith presiding.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Chaplain, Reverend Richard J. Hershberger, Pastor, Westminster Presbyterian Church, Oklahoma City and incorporated upon request of Senator Stansberry.

O God, as we convene again today, we acknowledge You as Lord of all life. You know us all, as persons. You are aware of our ways of dealing with each other as Senators of this chamber. We ask not that you overlook our ways, or our faults, but that accept our best efforts on behalf of the people of our state.

Be with us now as we proceed today in the spirit of Jesus Christ. Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTION

Senator Crow asked unanimous consent that the rules be suspended for the purpose of introducing Miss Kris Risinger, Altus, Oklahoma, the newly elected 1971 Governor of Girls State; and that she be granted the privileges of the floor for this legislative day in order to address the Senate, which was the order.

FIRST READING

The following Resolution was introduced and read the first time:

SJR 39—By Smith of the Senate and Privett of the House—A Joint Resolution relating to the Executive Committee of the State Legislative Council; providing that the first regular session of said Committee in 1971 shall be held after sine die adjournment of the First Session, Thirty-third Legislature; providing that said first meeting date shall be determined jointly by the Chairman and Vice Chairman of said Committee and shall be held upon call of said Chairman and Vice Chairman; and declaring an emergency.

REQUEST FOR LOBBY PERMIT

Request for Lobby Permit was filed by the following person and ordered referred to the Committee on Lobby Permits:

Jane Clement, 3501 N. W. 63rd, Oklahoma City Oklahoma, representing Oklahoma City Republican Women's Club.

GENERAL ORDER

HB 1350 by Finch, et al, of the House was read and considered.

Senators Payne and Luton asked to be made co-authors of **HB 1350**, which was the order

Upon motion of Senator Payne, **HB 1350**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Payne, **HB 1350**, as co-authored, was considered engrossed and placed on 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: Berrong, Birdsong, Capps, Ferrell, Field, Garrett, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, McCune, McGraw Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent.—25.

Nay: Baldwin, Boecher, Garrison, Hamilton, Miller, Williams.—6.

Excused: Baggett, Bradley, Breckinridge, Crow, Dahl, Ham, Hargrave, Lamb, Lane, Luton, McSpadden, Porter, Rogers, Stansberry Stipe, Taliaferro, Young.—17

The bill was declared passed.

Senators Luton and Lane asked to be shown present, which was the order.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher Capps, Crow Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howard, Inhofe, Keels, Lane, Luton, McCune, McGraw McSpadden, Medearis, Miller Murphy Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent, Williams.—32.

Excused: Baggett, Bradley, Breckinridge, Dahl, Ham, Hamilton, Hargrave, Howell, Lamb, Martin, Porter, Rogers, Stansberry Stipe, Taliaferro, Young.—16.

The emergency was declared passed.

HB 1350 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HJR 1027 by Cate, et al, of the House and Smalley of the Senate was read and considered.

Senators Dahl and Rogers asked to be shown present, which was the order

Senators Murphy and Smith asked to be made co-authors of **HJR 1027**, which was the order.

Senators Smalley and Garrison moved to amend **HJR 1027**, Page 3, Line 8, by striking after the word "Section 2", and before the word "the" all language on Line 10 after the word "after" and before the word "for" the words "such election" and replace with "the effective date of this act", which amendment was declared adopted.

Upon motion of Senator Smalley, **HJR 1027**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HJR 1027**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1027 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Miller Murphy, Phillips, Rogers, Smalley, Smith, Terrill, Trent.—34.

Excused: Baggett, Bradley, Dahl, Ham, Hargrave, Lamb, Nichols, Payne, Porter Stansberry, Stipe, Taliaferro, Williams. Young.—14.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Rogers, Smalley, Smith, Terrill, Trent.—34.

Excused: Baggett, Bradley, Dahl, Ham, Hargrave, Lamb, Nichols, Payne, Porter, Stansberry, Stipe, Taliaferro, Williams, Young.—14.

The emergency was declared passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **HJR 1027** passed.

Senator Payne presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1235 and **1426** each correctly engrossed.

SBs 40 and **341** each correctly enrolled.

Engrossed **HBs 1235** and **1426**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SBs 40** and **341** were, 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 235**, as co-authored by Poulos, Ford, Musgrave, Wolfe (Stephen) and Hopkins; **SB 241**, as co-authored by Musgrave; **SB 293**; **SB 294**, as co-authored by Sullivan and Wickersham, **SB 306**; **SB 319**, as co-authored by Hargrave; and **SJR 35**, as co-authored by Sandlin.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

HB 1340 by Spearman, et al, of the House and McSpadden of the Senate was read and considered.

Senators Hamilton and McGraw asked to be made co-authors of **HB 1340**, which was the order.

Senators Hamilton and McSpadden moved to amend **HB 1340**, Page 1, as follows:

Amendment No. 1. By adopting a new section to be numbered SECTION 1 and renumbering subsequent sections accordingly the new section to read as follows:

SECTION 1. There is hereby established the Osteopathy Education Assistance Fund which shall be administered by the Oklahoma State Regents for Higher Education and shall serve the purpose of assisting bona fide citizens of Oklahoma pursuing the study of osteopathy at approved schools of osteopathy and making satisfactory progress toward meeting the requirements for graduation. The State Regents are authorized and directed to promulgate appropriate rules and regulations for the administration of this program similarly as the Dental Education Assistance Program is operated, provided however that the maximum assistance paid to any one student in a calendar year shall not exceed the amount of the fees and tuition charged non-resident students at the institutions at which the Oklahoma students are in attendance.

Amendment No. 2. Amend Section 2 of the bill (Section 1 of the Engrossed Bill) beginning on Line 7 after the word "in" by striking the remainder of the section and inserting in lieu thereof the following:

"carrying out provisions of Section 1 of this Act in the fiscal year 1971-72."

Amendment No. 3. Revise the title by striking all of the title in its present form and inserting in lieu thereof the following:

An Act relating to higher education;

providing for the establishment of an osteopathy education assistance program; providing for administration by the Oklahoma State Regents for Higher Education; making an appropriation for operation of the program in the 1971-72 fiscal year making provisions of the Act severable; and declaring an emergency which amendment was declared adopted.

Senator Berrong moved to amend **HB 1340**, Page 2, Line 4, by adding after the word "Fund" and before "Section 2", the following: "A student who is a recipient of said scholarship and loan shall agree to provide one year of service in the State of Oklahoma for each year of scholarship and loan extended to said recipient or in lieu thereof repay to State Regents for Higher Education the sum so advanced plus interest not to exceed 8% per annum"

Senator Berrong asked unanimous consent to withdraw his foregoing amendment, which was the order

Upon motion of Senator McSpadden, **HB 1340**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HB 1340**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1340 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, Dahl, Ferrell, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Terrill, Trent, Williams.—33.

Nay: Crow, Garrett, Smalley.—3.

Excused: Bradley, Capps, Field, Ham,

Hargrave, Keels, Lamb, Porter, Stansberry Stipe, Taliaferro, Young.—12.

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, Dahl, Ferrell, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smith, Terrill, Trent, Williams.—33.

Nay: Crow, Garrett, Smalley.—3.

Excused: Bradley, Capps, Field, Ham, Hargrave, Keels, Lamb, Porter, Stansberry Stipe, Taliaferro, Young.—12.

The emergency was declared passed.

HB 1340 was referred for engrossment.

GENERAL ORDER

HB 1479 by Skeith of the House and Murphy of the Senate was read and considered.

Senator Stipe asked to be shown present, which was the order

Senator Murphy asked unanimous consent that further consideration of **HB 1479** be deferred for this legislative day which was the order.

HB 1467 by Wolfe (Stephen) of the House and Luton of the Senate was read and considered.

Senator Miller moved to amend **HB 1467**, Page 3, Line 2, by adding after the word "newspaper" and before the word "all", the following new language: "persons actually engaged in the gathering or reporting of information for broadcasting or telecasting on news type programs," which amendment was declared adopted.

Senator Luton asked unanimous consent that further consideration of **HB 1467** be deferred, which was the order

HB 1445 by Sullivan, et al, of the House and Luton of the Senate was read and considered.

Senators Lamb, Porter and Stansberry asked to be shown present, which was the order.

Senator Luton moved to amend **HB 1445**, Page 20, Line 18 1/2 as follows:

By inserting on line 18 1/2 the following:

Section 7, 47 O.S. 1961, § 7-203, as amended by Section 2, Chapter 187, O.S.L. 1965 (47 O.S. Supp. 1970, § 7-203) is amended to read as follows:

§ 7-203. The requirements as to security, proof of financial responsibility, and suspension in this article shall not apply:

1. To the driver or owner if the owner had in effect at the time of the accident an automobile liability policy or bond with respect to the vehicle involved in the accident, except that a driver shall not be exempt under this paragraph if at the time of the accident the vehicle was being operated without the owner's permission, express or implied;

2. To the driver, if not the owner of the vehicle involved in the accident, if there was in effect at the time of the accident an automobile liability policy or bond with respect to his driving of vehicles not owned by him;

3. To a driver or owner whose liability for damages resulting from the accident is, in the judgment of the Department, covered by any other form of liability insurance policy or bond;

4. To any person qualifying as a self-insurer under Section 7-503 or to any person operating a vehicle for such self-insurer;

5. To the driver or the owner of a vehicle involved in an accident wherein no injury or damage was caused to the person or property of anyone other than such driver or owner;

6. To the driver or owner of a vehicle which at the time of the accident was parked, unless such vehicle was parked at a place where parking was at the time of the accident prohibited under any applicable law or ordinance;

7. To the owner of a vehicle if at the time of the accident the vehicle was being operated without his permission, express or implied, or was parked by a person who had been operating such vehicle without such permission;

8. To the owner of a vehicle involved in an accident if at the time of the accident such vehicle was owned by or leased to the United States, this state or any political subdivision of this state or a municipality thereof, or to the driver of such vehicle if operating such vehicle with permission;

9. To the driver or the owner of a vehicle in the event at the time of the accident the vehicle was being operated by or under the direction of a police officer who, in the performance of his duties, shall have assumed custody of such vehicle; OR

10. A. Any person, firm or corporation who has received notice of suspension or revocation from the Department of Public Safety of the privilege of operating a motor vehicle upon the public highways or streets because of an accident arising out of the ownership, maintenance or use of a motor vehicle, may within twelve (12) days after the issuance of such notice of proposed suspension or revocation, make request to the Commissioner of the Department of Public Safety for a hearing to determine whether or not there is a reasonable possibility that a judgment will be rendered against any such person, firm or corporation as a result of the accident. Such requests shall be in writing and shall be mailed to the Commissioner by first class mail, postage prepaid. Upon receipt of such request, the Commissioner shall set the matter for a hearing within twenty (20) days to be held before him or some employee of the Department of Public Safety whom he shall designate and shall at the same time notify all parties who were involved in the accident of the hearing. Such hearings shall be held in the offices of the Department of Public Safety in Oklahoma City or elsewhere in the State

as determined by the hearing designee and shall be conducted by an employe of the Department designated by the Commissioner to hold such hearing. Such designee shall hold a valid and subsisting license to practice law in the State of Oklahoma. Any person, firm or corporation currently or prospectively affected by the order of the Department may introduce testimony in accordance with the rules of evidence and may be represented by counsel. The Department may subpoena and compel the attendance of witnesses. Within ten (10) days after the conclusion of the hearing, the person who conducted the hearing shall issue findings of fact and a decision based thereon. Such findings and decisions shall state whether there is a reasonable possibility that a judgment will be rendered against said person, firm or corporation. The designee who conducted the hearing, in consultation with the director, shall determine whether the driving privileges of the person, firm or corporation which requested the hearing shall be suspended, restricted, or revoked, and also whether or not such party shall be subject to the requirements of the Financial Responsibility Act. The Commissioner of the Department of Public Safety and his designees are hereby expressly vested with full power and authority to hold the hearings, and can make the determinations outlined in this Act.

B. An appeal from the Department of Public Safety shall be taken only from an order on hearing. Any person aggrieved by any final order of the Department and described in this Act may within thirty (30) days after the order has been mailed or delivered to the persons entitled to receive the same, appeal from such order on hearing by petition to the District Court of Oklahoma County or the District Court of the county wherein the petitioner resides or the accident occurred, at the election of the petitioner. A copy of such petition shall also forthwith be served upon the Commissioner and other parties in interest, if any, and the Commissioner

shall thereupon certify and file in such court a copy of the order appealed from. Such appeal shall be by trial De Novo.

C. No suspension or revocation order shall become effective under this Act until after such suspension or revocation order becomes final.

D. Neither the original order nor the order on appeal shall be admissible in evidence in any other action, civil or criminal.

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. 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.

Amend Title to conform with amendments.

An Act relating to motor vehicles; amending 47 O.S. 1961, § 7-203, as amended by § 2, Chapter 187, O.S.L. 1965, (47 O.S. Supp. 1970, § 7-203) providing requirements of statutes as to giving security making proof of financial responsibility and suspension of privilege of operating a motor vehicle shall not apply in certain instances; providing effectiveness of any order of suspension or revocation of such privileges shall be stayed until the outcome of a hearing and/or appeal thereof; providing for a hearing for purpose of determining a particular question in a forum herein created under the auspices of the Commissioner of Public Safety; prescribing procedure; granting subpoena powers; providing for appeals; making the order made inadmissible in any civil or criminal action; making severable the provisions of this Act; and declaring an emergency, which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1445**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1445**, as amended, was considered engrossed and placed on third reading and final passage.

Senator Luton asked unanimous consent that further consideration of **HB 1445** be deferred, which was the order

HB 1412 by Bamberger of the House was read and considered.

Senator Howard asked to be made Senate author of **HB 1412**, which was the order.

Upon motion of Senator Howard, **HB 1412** was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1412** was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Hamilton, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill.—35.

Nay: Trent, Williams.—2.

Excused: Baggett, Berrong, Bradley, Grantham, Graves, Ham, Hargrave, Howell, Medearis, Taliaferro, Young.—11.

The bill was declared passed.

HB 1412 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1286 by Spearman, et al, of the House and Rogers and Ferrell of the Senate was read and considered.

Upon motion of Senator Rogers, **HB 1286** was advanced to engrossment.

By unanimous consent, upon request of Senator Rogers, **HB 1286** was considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith asked unanimous consent, which was granted, to amend **HB 1286** by adding a new section as follows: "Section: 2. This act shall not become effective until July 1, 1972, and no such moneys shall be paid except from appropriations designated for said purpose."

Senator Rogers asked unanimous consent that the Smith amendment to **HB 1286** be adopted, which was the order

Senator Young asked to be shown present, which was the order.

Senator Murphy presiding.

Senator Hamilton asked unanimous consent that **HB 1286** be withdrawn from the Calendar and referred to the Committee on Judiciary, which was the order

GENERAL ORDER

HJR 1026 by Sanguin, et al, of the House and Smith of the Senate was read and considered.

President Pro Tempore Smith moved to amend **HJR 1026**, Page 2, Line 16, as follows: by striking the comma after the word "CODE" and before the word "GIVING" and by inserting after the word "CODE" and before the word "GIVING" the following language: "AND/OR A PERCENTAGE OF THE AMOUNT OF SALARY PAID TO THE EMPLOYEE," which amendment was declared adopted.

President Pro Tempore Smith moved to amend **HJR 1026**, Page 4, Line 1, as follows:

By adding a new Section 2. after the word "apply" (Pg. 3 Ln. 18; and before the word "SECTION 2." (Line 1 Page 4).

"SECTION 2. Declaration of Purpose and Legislative Findings. The Legislature finds and declares that in the process of enacting Enrolled House Bill No. 1191, 1st Session of the 33rd Legislature, certain non-

substantive clerical, grammatical, scrivener's and like technical errors occurred. Therefore, it is the purpose of this section to amend said act to correct said technical, nonsubstantive errors all as set forth in this section.

A. Pursuant to said Legislative findings and purposes stated in Section 1 hereof, Enrolled House Bill No. 1191, enacted by the 1st Session of the 33rd Legislature, is amended by referring to the section, page and line number shown in said Enrolled House Bill as follows:

1. In the title on Page 1, Line 14, by striking the words "levying tax on preferential income;"

2. Section 4 B on Page 5, Line 30, by striking after the word "period" and before the word "on" the words " ending after adoption of this act," and substituting the words "in which a deduction under this section is allowable,"

3. Section 5 B on Page 6, Line 34, by correcting the reference "in A." to read "in subsection A"

4. Section 5 B on Page 7, Line 4, by correcting the reference to "section" to read subsection B."

5. Section 5 B on Page 7, Line 13, by correcting the reference to "Subparagraph" to read "subsection"

6. Section 5 D on Page 8, Line 12, by correcting the reference to "subparagraph" to read "subsection"

7 Section 7 C 2 on Page 10, Line 18, by correcting the reference to "section" to read "subsection"

8. Section 7 D on Page 11, Lines 12 and 13, by striking the words "which are allowed under the Internal Revenue Code"

9. Section 8 A 3 e (3) on Page 13, Line 36, by correcting the reference to "subsection" to read "subparagraph e."

10. Section 8 A 4 on Page 15, Line 15, by correcting the reference to "subsection (3) above" to read "paragraph 3, above"

11. Section 8 A 4 on Page 15, Line 19, by

correcting the references to "(a), (b) and (c)" to read a., b. and c."

12. Section 8 A 4 c on Page 17 Line 21, by correcting the reference to "subsection (3)" to read "paragraph 3."

13. Section 8 A 4 c (5) on Page 18, Line 29, correcting the punctuation by changing the period to a semi-colon; striking the "d" on Line 30 and making the following language a part of said division (5).

14. Section 8 A 4 on Page 19, Line 6, by capitalizing the word "in", beginning a sentence and designating same as "subparagraph d."

15. Section 8 B 5 on Page 20, Line 36, by correcting the designation at the beginning of the paragraph from "(A.)" designating same as subparagraph "a."

16 Section 8 B 5 on Page 21, Line 2, by correcting the designation from "(B)" designating same as subparagraph "b."

17 Section 8 B 5 on Page 21, Lines 8 and 10, by enclosing the figures "1" and "2" in parentheses, thus designating them as divisions "(1)" and "(2)", respectively under Section 8 B 5 b.

18. Section 12 3 on Page 25, Line 4, to correct a grammatical error by changing the word "they" to the words "such deductions"

19. Section 17 2 on Page 27, Line 20, by correcting the reference to "subsections 3 and 4" to read "subsection 3"

20. Section 18 A 3 on Page 28, Line 12, by changing the words and figures "One Thousand Dollars (\$1,000.00)" to "Seven Hundred Fifty Dollars (\$750.00)"

21. Section 19 A on Page 30, Line 25, by changing the words and figures "six Hundred Dollars (\$600.00)" to "Seven Hundred Fifty Dollars (\$750.00)"

22. Section 20 C on Page 31, Line 24, by correcting the reference to "Section 26" to read "Section 25."

23. Section 21 C on Page 32, Line 19, by correcting the reference to "Section 26" to read "Section 25"

24. Section 23 on Page 33, Line 15, by

correcting the reference to "Section 27 G." to read "Section 25. G."

25. Section 8 A 3 b (1) on Page 12, Line 33, after the semi-colon following the word "situs;", by adding the words

"A trust or an estate shall be treated as having a separate commercial or business situs insofar as undistributed income is concerned, but shall not be treated as having a separate commercial or business situs insofar as distributed income is concerned."

26. Section 14 A, Page 25, Line 32, after the period following word "purposes" by striking the balance of the subsection on lines 32, 33, 34 and 35", which amendment was declared adopted.

President Pro Tempore Smith moved to amend **HJR 1026** as follows: By adding a new Section 3. after the period in last line of new Section 2.

New Section 3 to read as follows:

"Section 3. Subsection A, Section 5, House Bill 1191, 1st Session, 33rd Legislature, is amended to read as follows:

"Section 5. TAX IMPOSED — CLASSES OF TAXPAYERS. A. INDIVIDUALS A tax is hereby imposed upon the Oklahoma taxable income of every resident or nonresident individual, which tax shall be computed as follows:

Single individuals, *[heads of households]* and married individuals filing separately:
 $\frac{1}{2}\%$ tax on first \$1,000.00 or part thereof
 1% tax on next \$1,500.00 or part thereof
 2% tax on next \$1,250.00 or part thereof
 3% tax on next \$1,250.00 or part thereof
 4% tax on next \$1,250.00 or part thereof
 5% tax on next \$1,250.00 or part thereof
 6% tax on the remainder

HEADS OF HOUSEHOLDS AS DEFINED IN THE INTERNAL REVENUE CODE:

$\frac{1}{2}\%$ TAX ON FIRST \$1,500.00 OR PART THEREOF

1% TAX ON NEXT \$2,250.00 OR PART THEREOF

2% TAX ON NEXT \$1,875.00 OR PART THEREOF

3% TAX ON NEXT \$1,875.00 OR PART THEREOF

4% TAX ON NEXT \$1,875.00 OR PART THEREOF

5% TAX ON NEXT \$1,875.00 OR PART THEREOF

6% TAX ON THE REMAINDER

Married individuals filing jointly and surviving spouse *[in the year in which death occurs]* TO THE EXTENT AND IN THE MANNER THAT A SURVIVING SPOUSE IS PERMITTED TO FILE A JOINT RETURN UNDER THE PROVISIONS OF THE INTERNAL REVENUE CODE.

$\frac{1}{2}\%$ tax on first \$2,000.00 or part thereof

1% tax on next \$3,000.00 or part thereof

2% tax on next \$2,500.00 or part thereof

3% tax on next \$2,500.00 or part thereof

4% tax on next \$2,500.00 or part thereof

5% tax on next \$2,500.00 or part thereof

6% tax on the remainder" which amendment was declared adopted.

President Pro Tempore Smith moved to amend **HJR 1026** as follows: by adding a new Section 4. after the word "remainder" in new Section 3.

New Section 4 to read as follows:

"SECTION 4. Section 2342 of Section 2, Chapter 530, O.S.L. 1965 (68 O.S. Supp. 1970, § 2342), is amended to read as follows:

"§ 2342. Every taxpayer required under the provisions of Section 2336 to make a declaration of estimated tax shall make such declaration at the time provided in Section 2337 for the amount the taxpayer expects to owe for the current year. The estimate so made may be amended by either increasing or decreasing the amount originally estimated on either of the dates provided for the making of installment payments on estimates, and such estimates at the respective dates shall be not less than seventy

percent (70%) of the amount of tax due as indicated by the taxpayer's records or information on the respective dates. Should a taxpayer fail to make an estimate on any quarterly due date equivalent to at least seventy percent (70%) of the amount so indicated to be due, a penalty of five percent (5%) of the amount of the underpayment and interest thereon at the rate of one-half of one percent (1/2 of 1%) per month, or fraction thereof, for the period of the underpayment, shall be added thereto and paid. The penalty AND INTEREST provided by this section shall not be applicable where the **[original]** amount of **[estimated]** OKLAHOMA INCOME tax WITHHELD DURING THE CURRENT YEAR PLUS PAYMENTS MADE ON THE ESTIMATED TAX FOR THE CURRENT YEAR TOTAL A SUM WHICH is equal to or greater than the amount shown to be due by the return for the preceding taxable year of twelve (12) months." which amendment was declared adopted.

President Pro Tempore Smith moved to amend **HJR 1026**, Page 4, Line 1 as follows: by renumbering Section 2. Section 2 now becomes Section 5, which amendment was declared adopted.

Upon motion of President Pro Tempore Smith, **HJR 1026**, as amended, was advanced to engrossment.

By unanimous consent, upon request of President Pro Tempore Smith, **HJR 1026**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1026 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McGraw Martin, Medearis, Miller Murphy, Phillips,

Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—34.

Nay: McCune.—1.

Excused: Berrong, Bradley Crow, Ferrell, Ham, Hargrave, Luton, McSpadden, Nichols, Payne, Taliaferro, Williams, Young.—13.

The Resolution was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, McGraw, Martin, Medearis, Miller, Murphy Phillips, Porter Rogers, Smalley Smith, Stansberry Stipe, Terrill, Trent.—34.

Nay: McCune.—1.

Excused: Berrong, Bradley, Crow, Ferrell, Ham, Hargrave, Luton, McSpadden, Nichols, Payne, Taliaferro, Williams, Young.—13.

The emergency was declared passed.

HJR 1026 was referred for engrossment.

BILL WITHDRAWN

Senator Rogers asked unanimous consent that **HB 1281** be withdrawn from the Calendar and re-referred to the Committee on Appropriations and Budget, which was the order

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 156**, as amended; and **SBs 9, 104, 298, 299, and 343**, as co-authored and amended.

HAs to **SB 156** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Section 1, Lines 25 through 33, by deleting all of paragraph (2) and substituting in lieu thereof the following: "(2) **[The mother alone, if]** IF the child is illegitimate**;** ITS MOTHER, IF SIXTEEN (16) YEARS OF AGE OR OLDER, SHALL

BE DEEMED CAPABLE OF GIVING CONSENT

IF THE MOTHER BE BELOW THE AGE OF SIXTEEN (16), CONSENT TO THE ADOPTION SHALL BE DEEMED SUFFICIENT IF GIVEN BY SUCH MOTHER BEFORE A JUDGE OF THE DISTRICT COURT OR THE JUDGE OF ANY SPECIALLY CREATED COURT HAVING JURISDICTION IN ADOPTION PROCEEDINGS, IN WRITING, AND IF ACCOMPANIED BY THE WRITTEN CONSENT OF THE LEGAL GUARDIAN OF THE MOTHER'S PERSON. IF SUCH UNDERAGE MOTHER HAS NO SUCH GUARDIAN, THE MOTHER'S CONSENT SHALL BE ACCOMPANIED BY THE WRITTEN CONSENT OF HER PARENTS, BUT IF ONE PARENT BE DECEASED OR THE PARENTS BE DIVORCED, THEN THE WRITTEN CONSENT OF THE PARENT HAVING THE CUSTODY SHALL BE DEEMED SUFFICIENT; IF BOTH PARENTS OF THE UNDERAGE MOTHER BE DECEASED, THEN THE WRITTEN CONSENT OF THE PERSON HAVING HER PHYSICAL CUSTODY SHALL BE DEEMED SUFFICIENT IF IN ANY CASE CONSENT CANNOT BE SECURED FROM THE PERSON, OTHER THAN THE UNDERAGE MOTHER, AUTHORIZED HEREIN TO GIVE CONSENT NOTICE BY MAILING SHALL BE GIVEN BY THE COURT UNLESS NOTICE IS WAIVED BY PERSONAL APPEARANCE, TO SUCH PERSON OR PERSONS AUTHORIZED HEREIN TO GIVE CONSENT DIRECTING SUCH PERSON TO SHOW CAUSE, AT A TIME APPOINTED BY THE COURT WHICH SHALL BE NOT LESS THAN TEN (10) DAYS FROM THE DATE OF MAILING, WHY ADOPTION SHOULD NOT BE GRANTED WITHOUT THAT PERSON'S CONSENT IF SUCH PERSON SHALL NOT APPEAR TO CONTEST THE ADOPTION OR IF THE COURT SHOULD FIND THAT CONSENT OF SUCH PERSON IS UNREASONABLY WITHHELD, THE ADOPTION MAY

BE GRANTED WITHOUT THE CONSENT OF THAT PERSON; or

Amendment No. 2. Amend Page 3, Section 1, Subparagraph (6), Line 5, by adding the following language after the word "place" and before the word "Where", and deleting the period after "place":
"; OR WHEN THE PARTY SEEKING TO GIVE SUCH CONSENT IS A MEMBER OF THE UNITED STATES ARMED SERVICES STATIONED IN A COUNTRY OR PLACE OTHER THAN THE UNITED STATES, THEN SUCH CONSENT MAY BE ACKNOWLEDGED BEFORE AN OFFICER OF THE JUDGE ADVOCATE GENERAL'S OFFICE OR OTHER LEGAL OFFICER POSSESSING THE AUTHORITY TO ADMINISTER OATHS."

HA to SB 9 read as follows, and consideration deferred:

Author: Add the following coauthor: Sandlin of the House.

Amendment No. 1. Strike Title, Enacting Clause and Sections 1 through 4 and substitute the following:

"An Act relating to corporations; prohibiting farming or ranching business corporations with certain exceptions; providing for revocation of licenses and vacation of franchises; making Act inapplicable to corporations engaged in food processing or research under certain conditions; and declaring an emergency.

Be It Enacted by the People of the State of Oklahoma:

SECTION 1. It is hereby declared to be the public policy of this state and shall be the prohibition of this act that, notwithstanding the provisions of Section 1.9, Title 18 of the Oklahoma Statutes, no foreign corporation, and no domestic corporation except as provided herein, shall be formed or licensed under the Oklahoma Business Corporation Act for the purpose of engaging in farming or ranching or for the purpose of owning or leasing any interest in land to be used in the business of farming or ranching. A domestic corporation may, however, be formed under

the Oklahoma Business Corporation Act to engage in such activity if the following requirements are met by that domestic corporation:

1. There shall be no shareholders other than (a) natural persons; (b) estates; (c) trustees of trusts for the benefit of natural persons, if such trustees are either (i) natural persons or (ii) banks or trust companies which either have their principal place of business in Oklahoma or are organized under the laws of the State of Oklahoma; or (d) corporations owned by no shareholders other than those described in subsections 1 (a), (b) or (c) of Section 1 and meeting the requirements of subsection 3 of Section 1 of this act.

2. Not more than twenty percent (20%) of the corporation's annual gross receipts shall be from any source other than (a) farming or ranching or both, as the case may be, or (b) allowing others to extract from the corporate lands any minerals underlying the same, including, but not limited to, oil and gas.

3. There shall not be more than ten (10) shareholders unless said shareholders in excess of ten (10) are related as lineal descendants or are or have been related by marriage to lineal descendants or persons related to lineal descendants by adoption or any combination of same.

SECTION 2. A. Any license issued after June 1, 1971, under the Oklahoma Business Corporation Act to a foreign corporation for the purpose of engaging in farming or ranching or for the purpose of owning or leasing any interest in land to be used in the business of farming or ranching shall be revoked in the manner provided by Section 1.204, Title 18 of the Oklahoma Statutes, within five (5) years of the effective date of this act.

B. The corporate franchise of any existing domestic corporation formed under the Oklahoma Business Corporation Act after June 1, 1971, for the purpose of engaging in farming or ranching or for the purpose of owning or leasing any interest in land to be used in the business

of farming or ranching shall be vacated in the manner prescribed by Section 1.198, Title 18 of the Oklahoma Statutes, within five (5) years of the effective date of this act unless its Articles of Incorporation comply with Section 1 of this act.

C. The corporate franchise of any domestic corporation formed under the Oklahoma Business Corporation Act for the purpose of farming or ranching or for the purpose of owning or leasing any interest in land to be used in the business of farming or ranching and permitted to engage in such activity under this act shall be vacated promptly in the manner prescribed by Section 1.198, Title 18 of the Oklahoma Statutes, where the corporation has persistently violated the requirements set out in Section 1 of this act.

D. This act shall not require any foreign or domestic corporation to dispose of any property acquired on or before June 1, 1971.

SECTION 3. A. No corporation organized for a purpose other than farming or ranching shall own, lease or hold, directly or indirectly, agricultural lands in excess of that amount reasonably necessary to carry out its business purpose.

B. Any resident of the county in which the land is situated, who is of legal age, may initiate an action for the divestment of an interest in land held by a corporation in violation of this act in the county in which the land is situated. If such action is successful all costs of the action shall be assessed against the defendant corporation, and a reasonable attorney's fee shall be allowed the plaintiff, and should judgment be rendered for the defendant, such costs and a reasonable attorney's fee for the defendant shall be paid by the plaintiff.

C. In the event an action for the divestment of an interest in land held by a corporation in violation of this act is successful against said corporation, said corporation shall be required to dispose of said land within such reasonable period of time as may be ordered by the court,

subject to the corporation's right of appeal. This act shall not apply to corporations engaging in food canning operations, food processing or frozen food processing insofar as such corporations engage in the raising of food products for aforesaid purposes.

SECTION 4. The provisions of this act shall not apply where a corporation, either domestic or foreign, engages in research and/or feeding arrangements or operations concerned with the feeding of livestock or poultry but only to the extent of such research and/or feeding arrangements or such livestock or poultry operations, or engages in forestry as defined by Section 2, Chapter 242, O.S.L. 1968 (2 O.S. Supp. § 1-4), or whose corporate purpose is charitable or eleemosynary

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

HAS to SB 104 read as follows, and consideration deferred:

Authors: Add the following coauthors: Sanguin, Payne and Conaghan of the House.

Amendment No. 1. Amend Page 2, Section 4. A., Line 13—after the word "transport" and before the comma, insert the words "for hire" and

Page 2, Section 4. A., Line 14—before the word "store" insert the word "or" and strike the words "possess or use" and substitute in lieu thereof "for resale,"

Amendment No. 2. Amend Page 2, Section 4. B., Lines 19 through 23, inclusive, by striking Lines 19, 20, 21, 22 and 23 in their entirety and

Page 2, Line 24—redesignate subsection "C" as "B" and

Page 2, Line 25—after the word "person" strike remainder of Line 25 and all of Line 26, and substitute the following in lieu thereof: "who does not furnish the

information required in Section 4. C. of this Act."

Amendment No. 3. Amend Page 2, Line 26½—after Section 4. B. insert the following subsection:

"C. It shall be unlawful for any person to purchase, receive or obtain explosives or blasting agents without first furnishing to the seller or distributor the following information: a statement of intended use, name, date, quantity, social security number or taxpayer identification number and place of residence of any natural person to whom explosives or blasting agents are distributed. If explosives or blasting agents are sold or distributed to a corporation or other entity, such information shall include the identity and principal and local places of business, statement of intended use, quantity, date, name, social security number and place of residence of the natural person acting as agent of the corporation or other entity in arranging the purchase or distribution.

And Amend Title:

Line 10½, after the word "permits;" and before the word "prohibiting" insert the following: "requiring certain information be furnished;"

Amendment No. 4. Amend Page 2, Section 4. E., Lines 31 through 33, inclusive—after the word "shall" strike remainder of Line 31 and all of Lines 32 and 33, and substituting the following in lieu thereof: "furnish the information required in Section 4. C. of this Act."

Amendment No. 5. Amend Page 2, Line 36½—after Section 4. F. insert the following subsection:

"G. It shall be unlawful for any person to possess or use explosives or blasting agents unless such person can furnish proof of compliance with the provisions of this Act."

HAS to SB 298 read as follows, and consideration deferred:

Authors: Add the following coauthors: Skeith and Wixson of the House.

Amendment No. 1. Amend Page 1, Section 1, Lines 20, 21, 22 and 23, by striking the words, "state and local land acquisition programs, or by a program of urban renewal or voluntary rehabilitation of buildings or other improvements conducted pursuant to governmental supervision" and inserting in lieu thereof the following: "any public project receiving federal financial assistance in any part thereof. Wherever the words "federally assisted" appear in this act, same shall be construed as pertaining to any public program or project receiving federal financial assistance in any part thereof"

Amendment No. 2. Amend Page 1, Section 1, Lines 25 and 26, by adding a period after the word "housing" on line 25 and striking the following: " and (4) state reimbursement for local relocation payments under state assisted and local programs."

Amendment No. 3. Amend Page 2, Section 2, Line 3, by inserting between the words "a" and "program" the following: "federally assisted"

Amendment No. 4. Amend Page 2, Section 2, Lines 8-13, by deleting the following language: "A person who moves or discontinues his business or moves other personal property, or moves from his dwelling on or after the effective date of this act as the direct result of a FEDERALLY ASSISTED urban renewal or other program of rehabilitation of buildings conducted pursuant to a FEDERALLY ASSISTED governmental program, is deemed to be a displaced person for the purpose of this act."

Amendment No. 5. Amend Page 3, Section 3, Line 6, by inserting between the word "use" and the comma thereafter, the following: "in any federally assisted project"

Amendment No. 6. Amend Page 5, Section 5, Line 35, by striking the numeral "1" and inserting in lieu thereof the numeral "3"

Amendment No. 7. Amend Page 6, Section 6, Line 8, by striking the word "a"

at the beginning of Line 8 and inserting in lieu thereof the following: "any federally assisted"

Amendment No. 8. Amend Page 6, Section 7, Lines 35 and 36, by striking the word "a" at the end of Line 35 and inserting in lieu thereof the following: "any federally assisted"

Amendment No. 9. Amend Page 7, Section 8, Line 27 by striking the word "act" on Line 27 and inserting in lieu thereof the word "section"

Amendment No. 10. Amend Page 7, Section 8, Line 27½, by creating a new subsection "C" to read as follows: "C. Notwithstanding the provisions of this section, any program or project subject to the provisions of Public Law 91-646 and regulations issued pursuant thereto shall not be subject to rules and regulations issued pursuant to this section."

Amendment No. 11. Amend Page 7, Section 9, Lines 30-34, by striking the words beginning with "In order" on Line 30 through the word "authorize" on Line 34, and by capitalizing the letter "a" in the word "any" on Line 34, and by adding the words: "is hereby authorized and empowered" between the words "agency" and "to" on Line 34.

Amendment No. 12. Amend Page 8, Section 11, Line 10, by striking the words: "state financial assistance is available or"

Amendment No. 13. Amend Page 8, Section 12, Line 21, by striking the word "by" between the words "required" and "a" on Line 21, and by inserting the word "of"

Amendment No. 14. Amend Page 8, Section 15, Line 36 through Page 9, Line 5, by deleting the present Section 15 and substituting therefor the following: "SECTION 15. All final determinations made by the State Agency, county or other governmental instrumentality or subdivision as to a person's eligibility for, or the amount of any benefit payable by reason of this act, shall be determinative and not subject to judicial review."

HAs to SB 299 read as follows, and consideration deferred:

Author: Add the following coauthor: York of the House.

Amendment No. 1. Amend Page 2, Line 17, by adding the following language after the word "same": "; Provided that all marriages solemnized among the society called Friends, or Quakers, in the form heretofore practiced and in use in their meetings shall be good and valid, and shall not be construed as affected by any of the foregoing provisions of this act"

HAs to HB 343 read as follows, and consideration deferred:

Authors: Add the following coauthors: Sanguin, Willis and Sullivan of the House.

Amendment No. 1. Amend Page 5, Section 8, Lines 1 and 2, by deleting the words "acquisition, replacement or"

Amendment No. 2. Amend Page 5, Section 9, Lines 15 and 16, by striking on Line 15 the word "and" and inserting a comma and on Line 16, after the word "Commission" and before the word "data" add the following language: "the State Department of Education and the State Department of Vocational and Technical Education,"

Amendment No. 3. Amend Page 5, Section 10, Line 33, by adding after the word "order" this phrase: "for equipment, software or outside services"

Amendment No. 4. Amend Page 6, Section 12, Line 29, by adding after "Department of Highways" the following: ", and Oklahoma Turnpike Authority"

Amendment No. 5. Amend Page 6, Section 12, Line 33, by renumbering as follows:

"7. State Department of Education and State Department of Vocational and Technical Education.

8. Division of Data Processing Planning.

9. Oklahoma Public Employees Retirement System."

Amendment No. 6. Amend Page 8, Sec-

tion 16, Line 5, by adding after "Employees" the words: ", records equipment, furniture, fixtures, and files"

Amendment No. 7 Amend Page 8, Line 32½, by adding a new Section as follows:

"SECTION 18. The provisions of this act shall not apply to data processing equipment used primarily for instruction or research at state institutions of higher education. Such institutions of higher education shall cooperate with the Division of Data Processing Planning insofar as possible to insure the greatest utilization of electronic data processing equipment of the State without interfering with the educational, research and other responsibilities of the institutions."

And renumber succeeding Sections.

And amend Title on Line 23, before the Word "providing" by inserting: "making Act inapplicable to equipment of certain institutions;"

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HJR 1029—By Sparkman, Mountford, Whorton and Witt of the House and McSpadden of the Senate—A Joint Resolution relating to the Grand River Dam Authority providing permits for privilege of maintaining any dock, wharf, landing, boathouse, vessel or floating structure of a stationary or semistationary nature shall not be issued, and every permit therefor heretofore issued shall be invalid, except compliance be made with conditions herein prescribed and in conformity to rules promulgated by the Authority; and declaring an emergency

The above numbered HR was read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1278, 1280, 1441, 1469, and 1492.

The above numbered Enrolled Bills were, after fourth reading, properly signed

and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1055—By Townsend, et al, of the House—A Concurrent Resolution relating to the Oklahoma City Veterans Administration Hospital and the Muskogee Veterans Administration Hospital; memorializing the Veterans Administration and Administrator thereof, Don Johnson, not to reduce the number of hospital beds for either the Oklahoma City Veterans Administration Hospital or the Muskogee Veterans Administration Hospital, and direct-ing distribution of this Resolution.

Consideration of the Resolution was deferred for this Legislative day

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 65 and **HBs 1340, 1373, 1505**, and **HJR 1022** each correctly engrossed.

SCRs 57 and **64** and **SBs 86** and **101** each correctly enrolled.

Engrossed **SCR 65** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HBs 1340, 1373, 1505** and **HJR 1022**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

Enrolled **SCRs 57** and **64** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

Enrolled **SBs 86** and **101** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker

THIRD READING

Senator Garrett moved to reconsider the vote by which **HB 1105** was considered engrossed and placed on third read-

ing and final passage, which motion was declared adopted.

Senator Garrett moved to reconsider the vote by which **HB 1105** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Garrett moved to reconsider the vote by which the Baggett amendment, as amended by Garrett, was adopted, which motion prevailed.

Senator Hamilton moved to amend **HB 1105**, Page 3, Line 14, by adding after "\$400.00" the following "libel or slander actions may not be brought in the small claims court", which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1105**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1105**, as amended, was considered engrossed and placed on 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: Baggett, Baldwin, Berrong, Birdsong, Boecher Breckinridge, Capps, Crow Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Miller, Murphy Phillips, Porter Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams.—37

Excused: Bradley Ham, Hargrave, Keels, Luton, Medearis, Nichols, Payne, Rogers, Taliaferro, Young.—11.

The bill was declared passed.

HB 1105 was referred for engrossment

PENDING SENATE ACTION ON HAS

Upon motion of Senator Hamilton **HAS**

to **SB 343** were rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 343: Senators Hamilton, Howell and Smith.

Upon motion of Senator Terrill **HAS** to **SB 298** were rejected and Conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 298: Senators Terrill, Smith and Murphy

GENERAL ORDER

HB 1504 by Bernard, et al, of the House and Lane of the Senate was read and considered.

Senator Lamb asked to be made a co-author of **HB 1504**, which was the order.

Senator Lane moved to amend **HB 1504**, Page 2, Line 10, by adding after the word "request" a new sentence to read "The provisions of this act will not preclude on-site inspections by cities and towns of the service connections for electrical and sanitary facilities." which amendment was declared adopted.

Senator Phillips moved to amend **HB 1504**, Page 2, Line 3, by adding after the word "state" and before the period the following: "providing the final installation as inspected meets state and local building regulations", which amendment was tabled upon motion of Senator Lane, the roll call thereon being as follows:

Aye: Baldwin, Birdsong, Boecher Breckinridge, Capps, Crow, Ferrell, Field, Garrison, Grantham, Holden, Keels, Lamb, Lane, McCune, McGraw, McSpadden, Martin, Murphy Porter Smalley Smith, Stansberry, Stipe, Terrill, Williams.—26.

Nay: Baggett, Berrong, Garrett, Graves, Howard, Inhofe, Nichols, Payne, Phillips, Rogers, Trent.—11.

Excused: Bradley, Dahl, Ham, Hamilton, Hargrave, Howell, Luton, Medearis, Miller Taliaferro, Young.—11.

Senator Baldwin presiding.

Upon motion of Senator Lane, **HB 1504**, as co-authored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1504**, as co-authored and amended, was considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith presiding.

Senator Hargrave asked to be shown present, which was the order.

THIRD READING

HB 1504 was read for the thrid time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Nichols, Payne, Porter, Smith, Stansberry Stipe, Terrill, Trent, Williams.—34.

Nay: Baggett, Graves, Howard, Howell, Murphy Phillips, Rogers, Smalley.—8.

Excused: Bradley, Ham, Hamilton, Miller, Taliaferro, Young.—6.

The bill was declared passed.

On the question of passage of emergency, the roll resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Hargrave, Holden, Inhofe, Keels, Lamb Lane, Luton, McCune, McGraw McSpadden, Martin, Medearis, Nichols, Payne, Porter Smith, Stansberry Stipe, Terrill, Trent, Williams.—34.

Nay: Baggett, Graves, Howard, Howell, Murphy Phillips, Rogers, Smalley.—8.

Excused: Bradley Ham, Hamilton, Miller Taliaferro, Young.—6.

The emergency was declared passed.

HB 1504 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 40 and 341.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 129, as amended.

HAs to SB 129 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Lines 12-19, by striking all language on Lines 12 through 19, inclusive, and renumbering all succeeding subsections.

Amendment No. 2. Amend Page 2, Line 24, by adding the word "related" after the word "persons"

Amendment No. 3. Amend Page 3, Line 3, by striking the words "subsidiary stocks" and inserting in lieu thereof the words "subsidiary's stock".

Amendment No. 4. Amend Page 3, Lines 4, 5 and 6, by striking all language on Lines 4-6 and inserting in lieu thereof the following language:

"12. DEEDS OR INSTRUMENTS TO WHICH THE STATE OF OKLAHOMA OR ANY OF ITS INSTRUMENTALITIES, AGENCIES OR SUBDIVISIONS IS A PARTY, WHETHER AS GRANTEE OR AS GRANTOR OR IN ANY OTHER CAPACITY;"

Amendment No. 5. Amend Page 3, Line 12, by adding after the word "associations" a semicolon and the word "or"

Amendment No. 6. Amend Page 3, Lines 13-17 by striking all language and renumbering the succeeding subsection.

Amendment No. 7 Amend Page 3, Lines 18-21, by striking all language and inserting in lieu thereof the following:

"13. DEEDS IN FORECLOSURE ACTIONS WHERE (1) THE PURCHASER WAS THE ORIGINAL GRANTOR TO THE DEFENDANT; AND (2) THE PURCHASER IS THE PLAINTIFF IN THE

FORECLOSURE ACTION; AND (3) THE PURCHASER BID THE AMOUNT OF THE JUDGMENT OR LESS AND NO CASH CONSIDERATION IS PAID; PROVIDED, HOWEVER, THE TAX SHALL APPLY TO DEEDS IN ALL OTHER FORECLOSURE ACTIONS, UNLESS OTHERWISE HEREINABOVE EXEMPTED, AND SHALL BE PAID BY THE PURCHASER IN SUCH FORECLOSURE ACTION."

Amendment No. 8. Amend Page 3, Lines 28-32, by striking all language after the word "sold." on Line 28 through the word "therefor" on Line 32.

Amendment No. 9. Amend Page 4, Line 3, after the word "recording" strike the period and insert the following: " PROVIDED THAT A DEED OR OTHER INSTRUMENT OF CONVEYANCE MAY BE FILED FOR RECORDING WITHOUT HAVING ANY REQUIRED DOCUMENTARY TAX STAMPS AFFIXED THEREON PROVIDED THAT A REQUEST FOR SUCH FILING IS FIRST MADE TO THE COUNTY CLERK WHERE SAME IS TO BE RECORDED AND THE STAMPS REQUIRED BY SUCH CONVEYANCE ARE PURCHASED, AND THAT, BEFORE ACCEPTING SUCH DEED OR INSTRUMENT FOR RECORDING, THE COUNTY CLERK SHALL CANCEL SUCH STAMPS AS PRESCRIBED IN SECTION 5103 (C) AND WRITE ON THE FACE OF SUCH DOCUMENT THAT "DOCUMENTARY STAMPS HAVE BEEN PURCHASED AND CANCELLED" AND DATE AND INITIAL SAME. WHEN THE PROVISIONS OF THIS SECTION ARE USED, THE AMOUNT OF STAMPS INVOLVED SHALL BE PRIVILEGED INFORMATION AND SHALL NOT BE MADE KNOWN TO ANYONE EXCEPT OFFICIALS OF THE OKLAHOMA TAX COMMISSION FOR THE SOLE PURPOSE OF DETERMINING THAT THE PROPER AMOUNT OF TAX HAS BEEN PAID."

Amendment No. 10. Amend Page 4, Lines 7 and 8, after the word "for" strike

the words "in Section 5103, D" and insert the word "herein" in lieu thereof.

Amendment No. 11. Amend Page 6, Line 5½, by adding a new Section 8 to read as follows: "SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

And amend Title on Line 15½ by adding after the word "DATE;" the following: "AND DECLARING AN EMERGENCY."

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1407 and 1483, 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 1118, 1120, 1129, 1230, and 1365.

CONFERENCE COMMITTEE REPORTS

The following CCR on HB 1365 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 1365, Entitled:

(Indian and Hardrock Mining Museum 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 following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Restore the Title to read:

"An Act creating the Indian and Hardrock Mining Museum Commission; stating purpose; providing for membership, appointment, qualifications and term of office; authorizing reimbursement of travel expenses; providing for removal of Commissioner; requiring bond; prescribing organization of Commission, quorum, officers, meetings and annual report; designating duties of Secretary; stating records shall be open for inspection; granting powers and authority; designating location of Museum; creating a revolving fund in the State Treasury, authorizing expenditures and requiring annual audit; providing for severability and declaring an emergency.

b. Page 3, Section 7 after line 31, add a new "subsection 6" to read:

"6. To acquire by condemnation any and all property of any kind, real, personal, or mixed, or any interest therein, necessary or convenient to the exercise of the powers, rights, privileges, and functions conferred upon it by this Act, in the manner provided by general law with respect to condemnation."

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Boecher Lutcn, Medearis, Miller Murphy, Smalley Martin, Terrill.

House Conferees: Willis, Chairman; Miskelly Vice-Chairman; Abbott, Bradley Cate, Davis, Fine, Greenhaw Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following CCR on HB 1118 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 1118, Entitled:

(Board of Public Affairs * * * and declaring an emergency).

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1118, attached hereto, be adopted:

CCS for HB 1118—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the State Board of Public Affairs and making appropriations thereto; stating the purpose; providing for the appointment and compensation of employees; making an appropriation for the operation of the Division of Data processing planning, and such other expenses necessary in carrying out the provisions of Senate Bill No. 343, 1st regular Session of the 33rd Oklahoma Legislature; making appropriations from the Public Building Fund and stating the purposes; making an appropriation for air conditioning and renovation of the office area of the Attorney General; providing for salary of State Purchasing Director; setting the salary of the Chairman of the State Board of Public Affairs; providing for lapse dates; 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 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, 1972
Administration	\$ 69,207.00
General Office	63,065.00
Engineering Division	31,548.00
Maintenance of Capitol Buildings and Grounds	682,030.00
Central Purchasing Division (to carry out provisions of 74 O.S. 1961, §§ 85.1 through 85.18, as amended)	408,019.00
Capitol Police (to carry out provisions of 73 O.S. 1961, § 18)	102,129.00
Santa Claus Commission	5,000.00
Total	\$1,360,998.00

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 General Revenue Fund, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Forty-two Thousand Five Hundred Dollars (\$42,500.00). The appropriation herein made shall be expended for the necessary operation of the Division of Data Processing Planning, created by Senate Bill No. 343, First Regular Session of the Thirty-third Oklahoma Legislature, including the salary of the Director of the Division and such other personnel and expenses necessary in carrying out the duties imposed upon the Board by the provisions of said Senate Bill No. 343.

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, 1972, not otherwise appropriated, the following amounts or so much thereof as

may be necessary for the purposes specified:

	Fiscal Year Ending June 30, 1972
For renovation and repair of State Capitol Buildings, Governor's Mansion and equipment, landscape planning and other Capital outlay pertaining to the State Capitol buildings and grounds	\$ 82,850.47
For Mural work on the four panels of the fourth floor rotunda of the State Capitol Building to continue the murals authorized in Section 5, Chapter 253, Oklahoma Session Laws 1970	20,000.00
Total	\$102,850.47

SECTION 5. There is hereby appropriated to the State Board of Public Affairs, from any monies in the State of Oklahoma Building Bonds of 1961 Sinking Fund Reserve, in the State Treasury, the sum of Twenty-five Thousand Dollars (\$25,000.00) for air conditioning and renovation of the office area of the Attorney General.

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 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 8. Funds appropriated in Sections 1 and 3 of this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year Funds appropriated in Sections 4 and 5 of 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 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.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Boecher, Luton, Medearis, Miller, Murphy Smalley, Martin, Terrill.

House Conferees: Willis, Chairman, Miskelly Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Greenhaw Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman.

The following CCR on HB 1120 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 1120, Entitled:

(Office of the Attorney General * * * and declaring an emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1120, attached hereto, be adopted:

CCS for HB 1120—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the Office of the Attorney General and making an appropriation thereto; stating the purpose; making an appropriation for the operation of the Office of the Commissioner of Narcotics and Dangerous Drugs Control, created by House Bill No. 1100, 1st Regular Session of the 33rd Oklahoma Legislature; providing that the Attorney General shall fix the duties and compensation of employees; 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 Office of the Attorney General, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Four Hundred Ninety-one Thousand Dollars (491,000.00) or so much thereof as may be necessary to perform the duties imposed upon the Office of the Attorney General by law.

SECTION 2. The Attorney General shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Attorney General by law.

SECTION 3. There is hereby appropriated to the Office of the Attorney General, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of One Hundred Thousand Dollars (\$100,000.00). The appropriation herein made shall be expended for the operation of the Office of the Commissioner of Narcotics and Dangerous Drugs Control, created by House Bill No. 1100, First Regular Session of the Thirty-third Oklahoma Legislature, for the Director's salary, salaries of employees, office supplies, travel and any other expenses necessary to carry out the provisions of said House Bill No. 1100.

SECTION 4. The appropriations made by this act shall be subject to fiscal year

limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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. 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, Grantham, Luton, Medearis, Miller, Murphy, Rogers, Smalley Terrell.

House Conferees: Willis, Chairman; Miskelly, Vice-Chairman, Davis, Fine, Greenhaw Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on HB 1129 was read and consideration deferred:

Mr Speaker

and

Mr President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1129, Entitled:

(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 Engrossed Senate Amendment No. 1.

2. Restore the title to read:

"An Act relating to the Oklahoma Department of Libraries and making ap-

propriations 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; and declaring an emergency "

Senate Conferees: McSpadden, Chairman; Boecher, Grantham, Luton, Medearis, Miller Murphy, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman; Miskelly, Vice-Chairman; Davis, Fine, Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on HB 1230 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 1230, Entitled:

(Relating to Public Safety *** and *** 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. Add McSpadden, Lamb and Terrill as Senate co-authors.
2. That the Senate recede from Engrossed Senate Amendment No. 1.
3. That the House accept Engrossed Senate Amendments No. 2, 3, 4, 5, 6, and 7
4. 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 and 3, Chapter 244, O.S.L. 1970 (47 O.S. Supp. 1970, §§ 2-104, 2-105 and 2-106) Section 1, Chapter 366, O.S.L. 1968, as amended by Section 4, Chapter 244, O.S.L. 1970 (47 O.S. Supp. 1970, § 377.1), Section 9, Chapter 158, O.S.L. 1970 (63 O.S. Supp.

1970, § 825), and Section 5, Chapter 244 O.S.L. 1970 (63 O.S. Supp. 1970, § 825.1); providing for certain positions within the Department of Public Safety; providing for increases in minimum and maximum salaries for members of the Oklahoma Highway Patrol, Drivers License Division, Communications Division, and Waterways Patrol Division; providing for Legal Division and prescribing duties thereof; making provisions of Act severable; setting operative date; and declaring an emergency "

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baldwin, Trent, Grantham, Luton, Medearis, Miller, Murphy Rogers, Smalley Nichols, Terrill.

House Conferees: Willis, Chairman; Miskelly Vice-Chairman; Abbott, Bradley, Cate, Davis, Fine, Greenhaw Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman, Townsend.

The following CCR on SB 58 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 58, Entitled:

(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 Engrossed House Amendments 1 and 2.
2. That the Conference Committee Substitute for Engrossed Senate Bill No. 58, attached hereto, be adopted.

CCS for SB 58—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House.

An Act relating to the division of the budget and making an appropriation there-

to; stating the purpose; authorizing the Director of State Finance to appoint and fix the duties and compensation of personnel, making a reappropriation to the division of the budget; 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 Division of the Budget, from any monies in the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1972, not otherwise appropriated, the following sums of monies, or so much thereof as may be necessary to carry out the duties imposed upon the Division of the Budget by law and for the purposes herein named:

General operations including personal services, operating expenses and purchase of equipment	\$559,461.00
Assessment for Council of State Governments	25,560.00
National Governors' Conference	7,000.00
Payment of contribution of the State of Oklahoma toward the expense of the National Conference of Commissioners of Uniform Laws	2,000.00
TOTAL	\$594,021.00

SECTION 2. The Director of State Finance shall appoint and fix the duties and compensation of employees necessary to perform the duties imposed upon the Division of the Budget by law.

SECTION 3. The amount of Five Hundred Nine Thousand Three Hundred Four Dollars (\$509,304.00) originally appropriated by Section 1, Chapter 123, Oklahoma Session Laws 1970, to the Division of the Budget from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1971, for personal services and operating expenses, is hereby continued and reappropriated in the origi-

nal amount as adjusted by transfer, less the amounts that have been expended upon the date this act becomes effective.

SECTION 4. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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. 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, Hamilton, Vice-Chairman, Baldwin, Boecher Grantham, Lane, Luton, Medearis, Miller Rogers, Smalley

House Conferees: Willis, Chairman, Miss Kelly Vice-Chairman, Andrews, Bradley, Cate, Greenhaw Hargrave, Mountford, Sanguin, Sparkman, Stratton, 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:

The Secretary of State *** 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 Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. That Page 1, Line 26, be amended by striking the figure "\$106,427.00" and insert in lieu thereof the figure "\$138,452.00"

b. That Page 1, Line 29, be amended by striking the figure "\$132,975.00" and insert in lieu thereof the figure "\$165,000.00"

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher Grantham, Lane, Luton, Medearis, Miller, Rogers, Smalley

House Conferees: Willis, Chairman, Miskelly Vice-Chairman, Andrews, Bradley, Cate, Greenhaw Hargrave, Mountford, Sanguin, 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 Secretary of State Election Board and Making Appropriations thereto; *** and Declaring an Emergency

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the following conference committee amendments be adopted:

a. Page 2, Section 1, Line 5, strike the figure "880,000.00" and insert in lieu thereof the figure "695,795.00"

b. Page 2, Section 1, Line 6, strike the figure "1,214,006.00" and insert in lieu thereof the figure "1,029,801.00"

c. Add a new Section 4 to read:

SECTION 4. 26 O.S. 1961, § 103.4, as amended by Section 3, Chapter 504, O.S.L.

1965 (26 O.S. Supp. 1970, § 103.4, (a)), is amended by adding a paragraph (C) to read as follows:

(C) THE SECRETARY OF THE COUNTY ELECTION BOARD IS CHARGED WITH THE RESPONSIBILITY OF CARRYING OUT THE INTENT AND PURPOSES OF THE ELECTION LAWS. NOTWITHSTANDING ANY OTHER PROVISIONS OF LAW THE COUNTY ELECTION BOARD MAY DIRECT THE SECRETARY TO ADOPT THE USE OF ELECTRONIC DATA PROCESSING EQUIPMENT FOR THE PURPOSE OF SETTING UP AND MAINTAINING THE REGISTRATION RECORDS, PRODUCING THE PRECINCT VOTER REGISTRATION LISTS AND POLL BOOKS AND FOR CANVASSING AND TABULATING ELECTION RETURNS."

d. Page 1, Line 10½, after the word and semi-colon, "PERSONNEL;" and before the word "MAKING" insert in the title, "AMENDING 26 O.S. 1961, § 103.4, AS AMENDED BY SECTION 3, CHAPTER 504, O.S.L. 1965 (26 O.S. SUPP 1970, § 103.4, (a)), IS AMENDED BY ADDING A PARAGRAPH (C);"

e. Renumber the old "Section 4" to read "Section 5" and the remaining sections to conform thereto.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher Grantham, Lane, Medearis, Miller Rogers, Smalley.

House Conferees: Willis, Chairman, Miskelly Vice-Chairman, Bradley, Cate, Stratton, Greenhaw Hargrave, Mountford, Andrews, Sanguin, Sparkman, Townsend.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Terrill, the request of the Honorable House for further conference on SBs 61, 65, and 72, was granted, said Bills to be referred to GCCA.

Upon motion of President Pro Tempore Smith, made on behalf of Senator Stipe, the request of the Honorable House for conference on HB 1154 was granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1154: Senators Stipe, Smalley, and Breckinridge.

CONFERENCE COMMITTEE REPORTS

The following second 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 Teachers' Retirement System * * * 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 Engrossed House Amendment No. 1.

2. Restore the Title of Bill to read as follows:

"An Act Relating to the Oklahoma Teachers' Retirement System; making an appropriation thereto; providing effective date for appropriations from sinking funds; stating the purpose; providing for allocation and transfer of funds; making provisions of this act severable; and declaring an emergency."

3. That the following Conference Committee Amendments to the Engrossed Senate Bill No. 72 be adopted:

a. Page 1, Section 1, Line 24, delete the figure "\$3,500,000.00" and insert in lieu thereof the figure "\$3,075,000.00"

b. Page 1, Section 1, Line 24½, insert the following:

"State of Oklahoma Building

Bonds of 1961

Sinking Fund Reserve 300,000.00"

c. Page 1, Section 1, Line 28, delete the figure "800,000.00" and insert in lieu thereof the figure "925,000.00"

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Lane, Medearis, Miller Rogers, Smalley.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley,

Cate, Greenhaw Hargrave, Mountford, Sanguin, Sparkman, Stratton, Townsend.

The following CCR on SB 75 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 75, Entitled:

(State Department of Health * * * 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:

Add Abbott of the House as co-author

1. That the House recede from Engrossed House Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed Senate Bill No. 75, attached hereto, be adopted.

CCS for SB 75—By McSpadden and Hamilton 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 and other funds; providing for quarterly allotments by fund, account and year of each fund; authorizing the appointment and compensation of personnel; stating the method of allocation of funds to the local health departments; providing allocation to East Central Oklahoma Building Authority; 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; amending Section 1, Chapter 357, O.S.L. 1967 and Section 2, Chapter 357, O.S.L. 1967, as amended by Section 1, Chapter 409, O.S.L. 1968 (74 O.S. Supp. 1970, §§ 188 and 189); dealing with inspections, investigations, examinations and operations of domiciliary facil-

ities; transferring certain duties and authority from the Commissioner of Charities and Corrections to the State Commissioner of Health and fixing status of certain employees; providing transfer of personnel, fixing operative date of certain provisions of the Act; making appropriation of State Department of Health domiciliary facilities inspection funds, stating purpose and providing for additional funds; designating controlling board; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. There is hereby appropriated to the Oklahoma State Department of Health, 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 carry out the duties imposed upon the State Department of Health by law:

Fiscal Year
Ending
June 30, 1972

STATE DEPARTMENT OF HEALTH

General operations including personal services, operating expense and purchase of equipment, and for the more imperative purposes of the department	\$1,497,163.00
Control of communicable diseases and purchase of vaccines	75,879.00
Establishment, operation and maintenance in various sections of the state of a Child Guidance Center Program, including the payment of salaries, travel expense, purchase of materials and supplies and any other necessary expenses	323,118.00
Maintenance and operation	

of Family Planning Clinics	270,202.00
Maintenance and operation of Health and Social Service Center Building at Ada, Oklahoma	48,000.00
Maintenance and operation of a Water Quality-Water Pollution Control Program	191,696.00
Maintenance and operation of an Air Pollution Control Program	82,005.00
Maintenance and operation of Environmental Sanitation and Solid Waste Control Programs	145,889.00
Toxicology Laboratory	
General operations, including personal services, operating expenses and purchase of equipment	55,000.00
Maintenance and operation of a Radiation Control Program including membership dues in the Southern Interstate Nuclear Board	108,609.00
Assistance to Local Health Departments	200,000.00
Total	\$2,997,561.00

Additional funds available to the Oklahoma State Department of Health from the Federal Government, from licenses, fees and permits, or from any other source, may be used to supplement the appropriations made by this section. Provided, however, that quarterly or other allotment requests for all funds shall specify funds, accounts and year of each fund.

SECTION 2. The State Commissioner of Health shall create the positions, fix the salaries and duties, and shall make the appointment of employees necessary to carry out the functions of the State Department of Health. The salary of the State Commissioner of Health shall be fixed by the State Board of Health.

SECTION 3. From the appropriations for

health functions made by Section 1 of this act for the fiscal year 1972, not more than One Dollar (\$1.00) per capita may be allocated to a county, based on the last decennial population census; provided, however that not more than Forty Thousand Dollars (\$40,000.00) shall be allocated to any one county; provided, that a county or a county in cooperation with any other subdivision or subdivisions of government in said county, to be eligible to receive funds under this appropriated item, shall provide local funds to finance its health department at least equal to the net proceeds of a county tax levy as follows:

1. The per capita assessed valuation of each county shall be determined by dividing the total net assessed valuation of a county by the total population of that county as determined by the latest Federal Decennial Census, provided, that the net assessed valuation used in this determination shall be the net assessed valuation as certified by the county for the previous fiscal year and provided, further that the Commissioner of Health may adjust the county's total population figure for unusual conditions.

2. The counties shall be ranked in their order according to per capita assessed valuation.

3. Those counties whose per capita assessed valuation places them in a group comprising one-fourth (1/4) of the state's total number of counties with the lowest per capita assessed wealth, and whose total net assessed valuation is less than Fifteen Million Dollars (\$15,000,000.00), shall provide local funds at least equal to a county tax levy of three-tenths (3/10) of a mill.

4. Those counties whose per capita assessed valuation places them in a group comprising one-fourth (1/4) of the total number of counties with the highest per capita assessed wealth, and also those counties whose total net assessed valuation is in excess of Fifty Million Dollars (\$50,000,000.00), shall provide local funds at least equal to a county tax levy of six-tenths (6/10) of a mill, provided, however,

that such counties shall not be required to provide local funds in excess of sixty percent (60%) of the cost of the local health requirements, as determined by the Commissioner of Health.

5. All other counties shall provide local funds at least equal to a county tax levy of one-half (1/2) mill or sixty percent (60%) of the cost of the local health requirements, whichever is lower

SECTION 4. The funds appropriated for health functions in Section 1 of this act utilized for State Assistance to Local Health Departments shall be disbursed by claims filed with the State Commissioner of Health in the same manner as other funds appropriated to the State Health Department.

SECTION 5. Where child guidance services are a part of a regional guidance center or of a county district, cooperative or a city-county health department, funds appropriated for child guidance in Section 1 of this act may be used in conjunction with other funds to operate such services. The Department is hereby authorized to expend from such appropriation an amount not less than Sixty Thousand Dollars (\$60,000.00) to assist in the operation of a Child Study Center in Oklahoma City for services on a statewide basis in difficult and/or unusual cases.

SECTION 6. There is hereby appropriated to the institutions listed, from any monies in the General Revenue Fund in the State Treasury for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to carry out the activities of the respective institutions:

	Fiscal Year Ending June 30, 1972
Eastern Oklahoma Tuberculosis Sanatorium	\$ 937 720.00
Oklahoma General Hospital	356,610.00
Western Oklahoma Tuberculosis Sanatorium	937,720.00
Total	<hr/> \$2,232,050.00

SECTION 7 Section 1, Chapter 357, O.S.L. 1967 (74 O.S. Supp. 1970, § 188), is amended to read as follows:

§ 188. (a) It shall be the duty of the **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH to visit and inspect, and examine into the conditions and management of, each domiciliary facility receiving payment from the Department of Public Welfare for services on behalf of a person or persons living in the facility, or receiving payment for services from any such person who is a recipient of public assistance and whose Schedule of Maximum Money Payments for Assistance Plans in Accordance With Living Arrangements, as approved by the Oklahoma Public Welfare Commission, includes an item for maintenance or nursing care; and to make report of his findings to the Director of Public Welfare, and any other state agency that might have an official interest in the findings. For the purposes of this section, a domiciliary facility shall mean any home, establishment, institution, or other facility providing living accommodations, or special living arrangements, or nursing or medical care, for three (3) or more persons living therein.

(b) Whenever the Director of Public Welfare requests him to do so, the **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH shall cause a special inspection to be made to ascertain whether patients or residents of any such domiciliary facility are receiving proper care or treatment, or whether the facility is being operated in accordance with applicable law, and rules and regulations of the Oklahoma Public Welfare Commission; and, whenever the Director of Public Welfare requests him to do so, the **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH shall cause a special investigation to be made to determine whether a patient or resident of any such domiciliary facility has been abused or mistreated, or has not received proper care. After making any such special in-

spection or investigation, the **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH shall make a written report of his findings to the Director of Public Welfare.

(c) If, as a result of any inspection, investigation or examination, the **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH determines that a criminal law has been or might have been violated, he shall inform the district attorney of his findings, for appropriate action.

(D) THE DUTIES AND RESPONSIBILITIES VESTED IN THE STATE COMMISSIONER OF HEALTH BY THIS SECTION SHALL BE IN ADDITION TO THOSE VESTED IN THE STATE COMMISSIONER OF HEALTH BY OTHER LAWS.

SECTION 8. Section 2, Chapter 357, O.S.L. 1967 as amended by Section 1, Chapter 409, O.S.L. 1968 (74 O.S. Supp. 1970, § 189), is amended to read as follows:

§ 189. (a) The Oklahoma Public Welfare Commission shall annually, subject to the provisions of Chapter 69, Oklahoma Session Laws 1965, relating to programs assigned to the Department of Public Welfare by federal or state law, cause to be transferred from the State Assistance Fund to a special fund in the State Treasury to be known as the **[Commissioner of Charities and Corrections]** STATE DEPARTMENT OF HEALTH DOMICILIARY FACILITIES INSPECTION Fund, which is hereby created, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00) which subject to legislative appropriation, may be used and expended by the **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH, in accordance with provisions of the appropriations made from such fund for necessary rent, furniture and equipment, salaries, travel expenses and other purposes necessary to carry out the provisions of this act. Not more than one-twelfth (1/12) of such amount shall be transferred in any

one month, unless a balance is due on the amount transferable for any previous month.

(b) The **[Commissioner of Charities and Corrections]** STATE COMMISSIONER OF HEALTH shall appoint and fix the duties and compensation of all employees necessary to carry out the provisions of this act.

SECTION 9. All persons serving as employees of the Commissioner of Charities and Corrections under the provisions of Section 2, Chapter 357 O.S.L. 1967, as amended by Section 1, Chapter 409, O.S.L. 1968 (74 O.S. Supp. 1970, § 189), when Sections 7 and 8 of this act become effective shall be in the classified service under the State Merit System of Personnel Administration and be entitled to continue to serve as employees of the State Commissioner of Health under Section 8 of this act, provided that such employees shall not receive less salaries and benefits than they were receiving on the effective date of this act.

SECTION 10. If any employee of the State Department of Health who heretofore or hereafter has been transferred from another state agency or terminated his employment by such other state agency to be immediately reemployed by the State Department of Health, he shall return the same status, rights and privileges and retention points, that shall have accrued to him while employed by the other state agency in the classified service under the Merit System for Personnel Administration.

SECTION 11. (a) There is hereby appropriated to the State Commissioner of Health, from the State Department of Health Domiciliary Facilities Inspection Fund of the State Treasury created by Section 2, Chapter 357, O.S.L. 1967 as amended by Section 1, Chapter 409, O.S.L. 1968 (74 O.S. Supp. 1970, § 189), and as further amended by Section 8 of this act, for the fiscal year indicated, not otherwise appropriated, the following amounts:

	Fiscal Year Ending June 30, 1972
Personal Services (Including employee retirement and in- surance costs)	\$188,395.00
Operating Expenses (Including rent of office space)	61,605.00
Total	\$250,000.00

(b) Provided that if the Oklahoma Public Welfare Commission determines that the foregoing appropriations will not be sufficient to secure all of the inspections and investigations required by the Department of Public Welfare under the provisions of Section 1, Chapter 357 O.S.L. 1967 (74 O.S. Supp. 1970, § 188), as amended by Section 7 of this act, the Commission may transfer not to exceed Thirty Thousand Dollars (\$30,000.00) from the State Assistance Fund to the State Department of Health Domiciliary Facilities Inspection Fund, which may be used and expended by the State Commissioner of Health for either or both of the purposes for which appropriations are made by this section, subject to the approval of the Director of Public Welfare.

SECTION 12. The provisions of Sections 7 through 10, inclusive, of this act shall not become operative until July 1, 1971.

SECTION 13. The State Board of Health shall be the controlling board for each of the institutions listed in this act and shall have the authority to administer the affairs of each institution, including the authority to employ the superintendent or other administrative head of the institution and its employees and to fix their salaries.

SECTION 14. The appropriations made by this act shall be subject to fiscal year limitations and may be incumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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. 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, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Miller, Murphy, Rogers, Smalley

House Conferees: Willis, Chairman, Miskelly Vice-Chairman, Andrews, Bradley Cate, Davis, Greenhaw, Hargrave, Mountford, Sanguin, Skeith, Sparkman, Stratton, Townsend.

The following second CCR on SB 84 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 84, Entitled:

(Oklahoma Alcoholic Beverage Control Board and 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 Engrossed House Amendment No. 1.

2. That the following Conference Committee amendments be adopted:

a. Restore the Title to read:

"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 providing maximum salary for the Director; authorizing the purchase of insurance on motor vehicles; authorizing purchase of automobiles; providing for the transfer of the unappropriated balance in the Alcoholic Beverage Control Fund; providing lapse date; providing for severability and declaring an emergency"

b. Page 1, Section 1, Lines 19 and 20, strike the words and figure "Three Hundred Seventy-two Thousand Five Hundred Eighty-three Dollars (\$372,583.00)" and insert in lieu thereof the words and figure "Four Hundred One Thousand Eight Hundred Twenty Dollars (\$401,820.00)"

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baldwin, Boecher, Grantham, Lane, Medearis, Miller, Rogers, Smalley

House Conferees: Willis, Chairman; Miskelly Vice-Chairman; Andrews, Bradley Cate, Greenhaw Hargrave, Mountford, Stratton, Sanguin, Sparkman, Townsend.

The following CCR on SB 90 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 90, Entitled:

(An Act relating to the State Board of Property and Casualty Rates and making appropriations thereto; *** and declaring an emergency).

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the following Conference Committee amendments be adopted:

a. Page 1, Line 19, insert "Be it en-

acted by the People of the State of Oklahoma;".

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baldwin, Boecher, Grantham, Lane, Luton, Medearis, Miller Rogers, Smalley

House Conferees: Willis, Chairman; Miskelly Vice-Chairman; Andrews, Bradley, Cate, Greenhaw Hargrave, Mountford, Sanguin, Sparkman, Stratton, Townsend.

The following CCR on SB 120 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 120, Entitled:

(An Act relating to children *** 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:

Add: Tarwater Kennedy, Wayland, Payne and Rogers of the House as co-authors.

1. That the House recede from Engrossed House Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed Senate Bill No. 120, attached hereto, be adopted.

CCS for SB 120—By Martin, Lamb and Terrill of the Senate and Duke, Payne, Rogers, Kennedy Wayland and Tarwater of the House.

An Act relating to children; providing that in certain counties an assistant juvenile officer may be appointed by the associate district judge at a certain salary not payable out of the court fund or state appropriated funds; fixing the amount of compensation; directing codification; establishing an operative date; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. In every county of the state having a population of more than twenty-four thousand (24,000), but less than forty thousand (40,000), and having located within it a city with a population of not less than twenty thousand (20,000), according to the latest Federal Decennial Census, in which county there is employed a juvenile officer an assistant juvenile officer may be appointed by order of the associate district judge with the consent of the chief judge of the judicial district in which said county is located. The assistant so appointed may receive as his annual compensation the sum of not more than Six Thousand Dollars (\$6,000.00), payable monthly; provided, however, no part of said salary or salaries shall be paid out of the court fund, or from state appropriated funds; and provided further, that, such salary may be set by order of said chief judge upon concurrence of a majority of the county commissioners of such county.

SECTION 2. This act shall be designated in the Oklahoma Statute System under Title 10 as Section 1505A, unless the same shall create a duplication in numbering.

SECTION 3. This act shall become operative July 1, 1971.

SECTION 4. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Boecher, Grantham, Lane, Medearis, Miller, Smalley

House Conferees: Willis, Chairman, Miskelly Vice-Chairman, Bradley, Cate, Fine, Greenhaw, Hargrave, Mountford, Odom, Sanguin, Sparkman.

The following CCR on SB 144 was read and consideration deferred:

Mr. President

Mr Speaker:

The Conference Committee, to which was referred Senate Bill No. 144—By Crow, Medearis and Taliaferro of the Senate and Davis of the House, entitled:

Higher Education and 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:

House Amendment No. 1. Joint Conference Committee concurs.

Conference Committee Amendment No. 1. Page 1, Line 24, by adding after the period the following: "Not more than \$175,000.00 of this appropriation may be expended without the acquisition of federal funds, which equal or exceed the balance of said appropriation."

Respectfully submitted,

For the Senate: Crow, Terrill, Smalley

For the House: Davis, Willis, Miskelly.

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 62**, as co-authored by Boatner; **SBs 68, 70, 71** (second CCR), **81 and 82**.

The above numbered Bills and/or Resolutions as amended in Conference were referred for enrollment.

GENERAL ORDER

HB 1162 by Coffin of the House and Boecher of the Senate was read and considered.

Upon motion of Senator Boecher, **HB 1162** was advanced to engrossment.

By unanimous consent, upon request of Senator Boecher **HB 1162** was considered engrossed and placed on 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: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hargrave, Holden, Howell, Keels, Lane, McSpadden, Martin, Medearis, Payne, Phillips, Porter, Smalley, Smith, Terrill, Trent.—25.

Nay: Baggett, Breckinridge, Garrison, Howard, Inhofe, Luton, McCune, McGraw, Miller Murphy, Rogers, Stansberry, Williams, Young.—14.

Excused: Berrong, Bradley, Ferrell, Ham, Hamilton, Lamb, Nichols, Stipe, Taliaferro.—9.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Field, Garrett, Grantham, Graves, Hargrave, Holden, Howell, Keels, Lane, McSpadden, Martin, Medearis, Payne, Phillips, Porter, Smalley, Smith, Terrill, Trent.—25.

Nay: Baggett, Breckinridge, Garrison, Howard, Inhofe, Luton, McCune, McGraw, Miller Murphy, Rogers, Stansberry, Williams, Young.—14.

Excused: Berrong, Bradley, Ferrell, Ham, Hamilton, Lamb, Nichols, Stipe, Taliaferro.—9.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Garrison moved that the vote be reconsidered by which **HB 1162** passed.

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 **HB 1124**, as co-authored by Davis and **HB 1213**.

CONFERENCE COMMITTEE REPORTS

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:

(State Regents for Higher 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 recommendations:

Add: Davis as co-author

Add: Berrong, Murphy and Terrill as co-authors.

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute Bill for Engrossed House Bill No. 1124, attached hereto, be adopted.

CCS for **HB 1124**—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the Oklahoma State Regents for Higher Education and making an appropriation thereto; stating the purpose; 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 Oklahoma State Regents for Higher Education, from any monies in the General Revenue Fund of the State Treasury not otherwise appropriated, the sum of Seventy-nine Million Three Hundred Thirty Thousand Eight Hundred Eighty-three Dollars (\$79,330,883.00) for the fiscal year ending June 30, 1972. 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 for Higher Education, for education and general operating budgets of constituent institutions, according to the needs and functions of each of said institutions.

SECTION 2. The appropriation made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year

SECTION 3. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 4. It being immediately necessary for the preservation of the public peace health and safety an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Grantham, Luton, Medearis, Miller, Murphy Nichols, Rogers, Smalley Taliaferro, Terrill, Trent.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Andrews, Bradley Cate, Davis, Fine, Greenhaw, Hargrave, Odom, Sanguin, Skeith, Sparkman, Townsend.

The following **CCR** on **HB 1213** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1213, and Engrossed Senate Amendments thereto, by Boettcher Kennedy Conaghan, Sullivan, Monks, and Randle and

Co-Authored by Grantham, Dahl, Hargrave, McGraw McSpadden, Miller, Nichols, and Terrill entitled:

An Act authorizing the construction of toll expressways by means of public trusts; * * * and declaring an emergency beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1213—By Boettcher Kennedy Conaghan, Sullivan, Monks and Randle of the House and Grantham, Dahl, Hargrave, McGraw, McSpadden, Miller Nichols and Terrill of the Senate.

An Act authorizing the construction of toll expressways upon certain authorized locations by means of public trusts; providing procedure for financing and constructing toll expressways; providing procedure for condemnation; requiring conformity with minimum standards of Highway Department or Turnpike Authority; providing for performance bond; providing procedure for selection of trustees; specifying requirements for construction contracts; providing for disposition of surplus revenues; providing for establishment of tolls; providing procedure for construction of connecting or feeder roads and streets and payment therefor; authorizing contracts between trust and counties or municipalities; authorizing projects where federal matching funds are approved and procedure therefor; providing that counties may be trust beneficiaries; requiring consent of governing body of city or town before entering into contracts; exempting county beneficiary or municipality from liability for damage or injury; providing for connections and crossing of existing streets or roads and temporary closing thereof; making Sections 11-1401 to 11-1405 of Title 47 of the Oklahoma Statutes and Section 1718 of Title 69 of the Oklahoma Statutes applicable;

defining "toll expressway" and "municipality", vesting jurisdiction in District Courts; making provisions of Act inapplicable in counties having population of Five Hundred Thousand or more; providing for computation and payment to such public trust, for retirement of its bonds, of an amount equal to ninety-seven percent of the motor fuel excise taxes attributable to such toll expressway usage; prescribing punishment for trustees or employees of public trusts having financial interest in contracts; repealing acts in conflict; providing for severability and declaring an emergency

Be it enacted by the people of the State of Oklahoma:

SECTION 1. Any county or combination of cities, counties or towns, by resolution of their governing boards, may jointly create a public trust for the purpose of planning, financing, constructing, maintaining and operating a toll expressway upon the locations now or hereafter authorized by Section 1705 of Title 69, Oklahoma Statutes, and the State, or any county municipality political or governmental subdivision or governmental agency of the state or any combination thereof may be the beneficiary of such trust; provided that no funds of said beneficiary derived from sources other than the trust property or the operation thereof, shall be charged with or expended for the execution of said trust, except by express action of the legislative authority of the beneficiary first had. The officers or any other governmental agencies or authorities having the custody, management or control of any property real or personal or both, of the beneficiary of such trust, or of such a proposed trust, which property shall be needful for the execution of the trust purposes, hereby are authorized and empowered to lease such property for said purposes, after the acceptance of the beneficial interest therein by the beneficiary as hereafter provided, or conditioned upon such acceptance.

SECTION 2. A public trust created under the terms of this act shall have the power to condemn property in like manner as railroad companies for purposes consistent with the intent of this act. Provided that before any action for condemnation shall be instituted by such public trust, there shall have been a contract entered into for the construction of the toll expressway and a performance bond shall have been posted with the trustees in an amount equal to the estimated cost of labor and materials, and the trustees shall investigate and be assured on reasonable evidence that the contractor or such other party who is to participate in all or a portion of the cost of acquiring rights-of-way is financially able and has committed in writing to the payment for a portion or all of the estimated cost of acquisition of necessary rights-of-way

SECTION 3. No road shall be financed or constructed under the terms of this act, except such access roads or connecting roads which are incidental to some authorized facility unless the trust indenture, the financing provisions, the selection of the trustees and the construction contract shall conform with the following provisions:

1. The contractor shall be paid in bonds issued by the trust, which shall constitute complete compensation for the performance of the contract with the trust in accordance with the terms and conditions thereof.

2. The plans and specifications for the project must be at least equal to minimum standards of the State Highway Department for the State of Oklahoma or the Oklahoma Turnpike Authority for like facilities and subject to reasonable approval of engineer to be designated by the trust.

3. Before any right-of-way is acquired, excluding any interest acquired in a right-of-way by option, or any condemnation action is commenced for the purpose of acquiring right-of-way the contractor

shall first have filed a payment and performance bond with the trust, in an amount as provided in the construction contract, but not less than the total estimated cost of actual construction.

4. The trustees of any trust which has the power under the terms of this act and of its trust indenture, to contract for the construction and financing of any toll expressway shall be selected as follows:

a. The governing body of each participating municipality shall designate one person and shall submit such person's name in writing to the principal district judge presiding over the territory of such participating municipality. If such person is approved by such judge or if the judge takes no action within thirty (30) days from the date such name was submitted to him, such person, upon taking the oath, shall become a trustee.

b. When the appointment of a member of the board of trustees by each participating municipality has been completed, such members shall meet and elect a temporary chairman, and shall notify the Governor of the State of Oklahoma by registered mail of:

(1) Existence of the trust;

(2) The names of the participating municipalities; and

(3) The names of the member of the board appointed by each participating municipality, and shall request that the Governor appoint within thirty (30) days a like number of trustees, less one. If the Governor fails to make any or all of such appointments, the trustees shall fill such vacancies by a nomination by any member of the board of trustees and the approving vote of a majority of the trustees.

c. When all vacancies have been filled, the trustees shall elect a permanent chairman who shall serve for the longest term provided for in the trust indenture. All other members shall draw lots for staggered terms.

d. Subsequent vacancies shall be filled

by action of the surviving trustees for the unexpired term thereof.

e. Subsequent appointments shall be made in the manner provided above.

5. The construction contract shall provide for reimbursement to the trust for an amount equal to the cost of engineering, including inspection, subject to such reasonable limits as the parties may agree to, or the trust must have a prior commitment that the cost of such inspection or any portion thereof shall be borne by one or more of the participating municipalities, or the state, as established by a written agreement between the trust and such municipalities or the state.

6. The construction contract shall make provisions for the providing of maintenance when the facility is completed and open to the public. Such maintenance cost may be borne or shared in any lawful manner that the trust, contractor and participating municipality may agree upon. Until the trust bonds are retired, any surplus revenues shall be deposited in a special fund for the purpose of providing maintenance for the facility until the fund is of sufficient size that such surplus revenues may be prudently diverted to other lawful purposes within the discretion of the board of trustees.

7 The construction contract shall set a maximum and a minimum for the toll to be collected from the traveling public on such toll expressway for each separate class of vehicles and shall set forth the formula by which the actual toll shall be set, which shall be effective until all the bonds issued for the payment of the project shall have been retired, unless changed by an agreement of such trust and a majority of the registered bondholders.

SECTION 4. If, in the opinion of the board of trustees of such public trust, and of the contractor, that it would be economically wise to improve or construct connecting or feeder streets or roads to the toll expressway, even though such con-

necting streets or roads would be free roads, then in such event, the trust shall have the authority to let contracts for the construction of such connecting or feeder roads or streets under the following conditions:

1. The consent of the governing body, having jurisdiction over such street or road is first obtained.

2. Such portion of the contract price or the work to be performed as the trust agrees to pay or to perform shall be paid in revenue bonds, if such construction is part of the original construction of the toll expressway, or from surplus revenues in excess of the maintenance fund requirements, or in such manner as may be lawful and proper

3. The trust shall be empowered to enter into contracts with any county or municipality in whose jurisdiction such connecting or feeder roads or streets are located, for the sharing of the work or costs in the improvement or construction of such roads or streets. The trust may do such things as are necessary and practical to qualify the construction and the project for any available federal matching fund programs.

4. In any project for the construction or improvement of connecting or feeder roads or streets and for which federal matching funds have been applied for or approved, the contractor shall have the right to agree with the governing body for the performance of a portion of the work if such governing body is properly qualified and equipped, and to compensate such governing body for the work performed, but failure of the governing body to properly perform shall not relieve the contractor from its obligation to build in accordance with the terms of the contract and the plans and specifications, even though it may be entitled to compensation for such failure of performance from such governing body

5. For such portions of the work to be assumed by any governing body in the

construction of improvement of any connecting or feeder roads, the governing body shall be subject to the laws applicable to it when contracting for like work on its roads or streets.

SECTION 5. Each of the counties in which a part of such toll expressway will be located may be a trust beneficiary to the extent of the portion of such expressway which is to be located within such county

SECTION 6. The trustees shall negotiate a contract or contracts to accomplish the purposes enumerated in Section 1 of this act; however, prior to entering into a construction contract, it will be necessary for the board of trustees of such trust to obtain the consent of the governing body of any county, city or town of more than one thousand (1,000) population, according to the last preceding Federal Decennial Census, in which such expressway or any part thereof may be located.

SECTION 7. Neither this trust or any county beneficiary or municipality within the boundaries of which such expressway may be located shall be liable for personal injury or property damage resulting from the operations of such expressway, or the failure to properly maintain or repair such expressway; provided that the trust or municipality may comply with and be covered by Sections 1751 through 1766 of Title 11, Oklahoma Statutes.

SECTION 8. The trustees of any public trust constructing a toll expressway shall have authority to make any necessary connections with, or crossings, at grade level or otherwise, with any existing state or county highway or street and to temporarily occupy or close public rights-of-way as may be necessary for the public safety during construction of any such toll expressway. Necessary easements and rights-of-way over under and across public or private property may be acquired by any participating municipality or beneficiary of such trust by the exercise of its

power of eminent domain in the manner now or hereafter provided by law for condemnation of lands by a county or city, as the case may be, for highway or street purposes, and any interest so acquired may be leased to the trustees.

SECTION 9. No existing improved street or highway shall be closed by reason of the construction and operation of such toll expressway, except such temporary closing as may be required for the safety of the public during construction, maintenance or repair without the express consent of the governing body of any city, county or state agency having jurisdiction over such street or highway. All connections with streets or highways shall meet the normal safety requirements established by the city, county or state agency having jurisdiction over such connecting street or highway.

SECTION 10. The provisions of Sections 11-1401 through 11-1405 inclusive of Title 47 of the Oklahoma Statutes are hereby made applicable to and enforceable on any toll expressway as provided for in this act and the words "Oklahoma Turnpike Authority" wherever they appear in said Sections 11-1401 through 11-1405, inclusive, for the purpose of this act only, shall be construed to mean the trustees of the public trust operating any such toll expressway; provided, that where a toll expressway is located wholly within the corporate limits of a city the said trustees may contract with the governing body of such city for the policing of such expressway and if such contract is entered into, the traffic ordinances and regulations of such city shall be applicable to and enforceable on such expressway.

SECTION 11. For the purposes of this act, the term "Toll Expressway" is defined to mean any toll urban or rural expressway or expressways which may consist of separate sections or segments separated by intervening highway or street connections, and which may be laid out wholly or partially within the corporate limits of any incorporated city and the

cost of construction of which has or is to be paid for by revenue bonds issued by a public trust. For the purposes of this act, the word "municipality" includes a city, county or town.

SECTION 12. The provisions of Section 1718 of Title 69 of the Oklahoma Statutes are hereby made applicable to this act and the trustees of any public trust proposing to lay out, construct, operate or maintain any such toll expressway shall be entitled to have a judicial determination of the validity of the bonds and any other legal questions relating to the proceedings, the purpose of which is to cause the construction of a toll expressway in the same manner as provided in such act for the Oklahoma Turnpike Authority

SECTION 13. The trustees of any trust created under this act shall make complete public disclosure of all transactions concerning expenditures for engineering fees, legal fees, financing fees and discounts in an annual report filed with the Oklahoma Turnpike Authority

SECTION 14. The district court shall have original jurisdiction to require accounting by trustees, to surcharge trustees, to supervise the administration of the trust where necessary because of mismanagement by trustees, and such further jurisdiction as may be provided by the Oklahoma Trust Act.

SECTION 15. Annually within sixty (60) days after the close of each fiscal year of any public trust which shall have issued bonds for the construction, operation and/or maintenance of a toll expressway the trustees of such trust shall pay to the State Treasurer all funds which are not required to be used for other purposes under the terms of the instrument creating the trust and any bond indenture executed in connection with such expressway project, and in such event, such surplus revenue may be appropriated by the Legislature for the benefit of schools or public highways or both.

SECTION 16. The purpose of this act is

to permit necessary highways to be constructed, operated and maintained without the expenditure of any city, county or state tax funds, and to thus enable cities and counties and the State Highway Department to conserve available funds for the construction and maintenance of streets and highways that may not be financed under the terms of this act. Provided, however, the provisions of this act shall not apply to public trusts created or to be created for the purpose of financing, construction, operating and maintaining toll expressways in counties having a population of five hundred thousand (500,000) or more, according to the latest Federal Decennial Census.

SECTION 17. Until all bonds and the interest thereon are paid in full upon any toll expressway project undertaken by any trust under the provisions of this act, the Oklahoma Tax Commission shall each month determine an amount equal to the motor fuel excise taxes computed on ninety-seven and one-half percent (97 1/2%) of the total gallonage of all fuels consumed on such toll expressway during the calendar month in which the tax being apportioned accrued, and apportion a sum equal to such amount from all gasoline tax collections as follows: Ninety-seven percent (97%) of such amount to such trust and three percent (3%) to the Oklahoma Tax Commission Fund. Provided, however, that the apportionments herein remitted shall apply only to such trust that issues bonds in connection with the construction of a toll expressway project beginning in or near the City of Tulsa and the Port of Catoosa and extending in a northwesterly direction to a point in or near Ponca City, or at a point on the Kansas-Oklahoma state boundary line, which said toll expressway shall be called "Northwest Passage" or to a turnpike or any parts thereof beginning in the vicinity of the City of Davis and extending in a northeasterly direction, by way of the vicinity of the City of Ada, to a connection in the vicinity of Henryetta or in the vicinity of the in-

tersection of State Highway 48 and Interstate 40.

SECTION 18. In determining the amount of motor fuel consumed each month, the Oklahoma Tax Commission shall divide the total miles traveled on the toll expressways by passenger automobiles, single unit trucks, and combination trucks and buses as certified each month by the trust, by the average number of miles per gallon of motor fuel consumed by each of those classes of motor vehicles. For the purpose of this section, the Oklahoma Tax Commission shall use the following rates for motor fuel consumed:

Passenger Automobiles . . . 15 miles per gallon
Single Unit Trucks 10 miles per gallon
Combination Trucks

and Busses 5 miles per gallon

SECTION 19. No trustee or employee of any public trust shall have a direct or indirect financial interest in any contract, subcontract, purchase, sale or other transaction in connection with any toll expressway project undertaken by such trust. Violation of this section shall be deemed cause for removal from office or employment of such trustee or employee. In addition, such violation shall constitute a misdemeanor and upon conviction thereof, shall be punishable by a fine not exceeding One Thousand Dollars (\$1,000.00) or imprisonment not exceeding one (1) year, or both such fine and imprisonment.

SECTION 20. The powers, duties and restraints granted to or placed on municipalities by this act or the trustees of any trust created under the terms of this act are exclusive of and unaffected by the provisions of Section 1733, Title 69 of the Oklahoma Statutes; Sections 1 through 52, Title 61 of the Oklahoma Statutes; and Sections 176 through 180.3, Title 60 of the Oklahoma Statutes; and in addition thereto all other acts or parts of acts in conflict with this act are hereby repealed only to the extent of such conflict and for the purpose of the applicability of this act.

SECTION 21. The provisions of this act

are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 22. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

For the House: Boettcher Kennedy, Sullivan.

For the Senate: Grantham, Hargrave, Miller.

RESOLUTIONS

Senator Birdsong introduced **SR 59**, consideration of which was deferred for this legislative day:

SR 59—By Birdsong—A Resolution directing the State Board of Affairs and the State Highway Department to reserve public parking space for Members of the Oklahoma State Senate; directing the enforcement by the Capitol police; and directing distribution.

Senator Grantham introduced the following resolution, consideration of which was deferred for this legislative day:

SCR 66—By Grantham and Smith of the Senate and McCune, Privett, Boettcher and Conaghan of the House—A Concurrent Resolution relating to interim study by the State Legislative Council; requesting the Executive Committee to direct the appropriate standing committee to make a comprehensive study to determine the desirability of legislation to effect a reduction by attrition from nine to seven Justices of the Supreme Court and establish another three-judge division of the Court of Appeals; requiring that a final report of findings and recommendations be submitted to the Executive Committee and the prefiling of bills which embody any recommendations adopted for consideration

by the Second Session of the Thirty-third Oklahoma Legislature.

GENERAL ORDER

HB 1419 by Bamberger, et al, of the House, and Howard of the Senate was read and considered.

Senator Howard moved to amend **HB 1419**, by striking the title, enacting clause and Sections 1 through 4 of the Committee Substitute for **HB 1419** and reinsert in lieu thereof **HB 1419**, which amendment was declared adopted.

Senator Payne presiding.

Senator Breckinridge moved to amend **HB 1419**, Page 3, Line 28, by adding after the word "such" and before the word "action" the following: "legal", which amendment was tabled upon motion of Senator Howard.

Upon motion of Senator Howard, **HB 1419**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, **HB 1419**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1419 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, Capps, Ferrell, Field, Garrett, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Payne, Rogers, Smalley Smith, Stansberry Terrill, Young.—32.

Nay: Trent, Williams.—2.

Excused: Bradley, Crow Dahl, Garrison, Ham, Hamilton, Hargrave, Medearis, Miller Murphy Phillips, Porter Stipe, Taliaferro.—14.

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, Capps, Ferrell, Field, Garrett, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw McSpadden, Martin, Nichols, Payne, Rogers, Smalley Smith, Stansberry Terrill, Young.—32.

Nay: Trent, Williams.—2.

Excused: Bradley, Crow Dahl, Garrison, Ham, Hamilton, Hargrave, Medearis, Miller, Murphy Phillips, Porter Stipe, Taliaferro.—14.

The emergency was declared passed.

HB 1419, as amended, was properly signed and ordered returned to Honorable House.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider the vote by which **HJR 1027** passed.

The vote occurring on the Baggett motion, it was declared adopted upon roll call as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Grantham, Graves, Holden, Howard, Howell, Inhofe, Keels, Lamb, Luton, McCune, McGraw Martin, Miller Nichols, Payne, Phillips, Smalley Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Nay: Rogers.—1.

Excused: Berrong, Boecher, Bradley, Dahl, Garrison, Ham, Hamilton, Hargrave, Lane, McSpadden, Medearis, Murphy Porter Stipe, Taliaferro.—15.

Senator Smalley moved to reconsider the vote by which **HJR 1027** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Smalley moved to reconsider the vote by which **HJR 1027** was ad-

vanced to engrossment, which motion was declared adopted.

GENERAL ORDER

HJR 1027 was considered further.

Senators Smalley and Baggett moved to amend **HJR 1027**, Page 3, Line 8, by adding after the word "people", and before the word "the", the following: "or if the amendment to the United States Constitution proposed by **SJR 7** of the First Session of the Ninety-Second Congress is ratified by the legislatures of thirty-eight (38) states", which amendment was declared adopted.

Upon motion of Senator Smalley, **HJR 1027**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smalley, **HJR 1027**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1027 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—38.

Excused: Berrong, Bradley, Dahl, Ham, Hamilton, Phillips, Porter, Taliaferro, Williams, Young.—10.

The Resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Me-

dearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—38.

Excused: Berrong, Bradley, Dahl, Ham, Hamilton, Phillips, Porter, Taliaferro, Williams, Young.—10.

The emergency was declared passed.

HJR 1027 was referred for engrossment.

PENDING CONSIDERATION OF CCRs

The CCR on **SB 6** was adopted upon motion of President Pro Tempore Smith.

SB 6, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams.—39.

Excused: Berrong, Bradley, Dahl, Field, Ham, Hamilton, Porter, Taliaferro, 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, Birdsong, Boecher, Breckinridge, Capps, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams.—39.

Excused: Berrong, Bradley, Dahl, Field, Ham, Hamilton, Porter, Taliaferro, Young.—9.

The emergency was declared passed.

SB 6, together with Conference Commit-

tee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM THE GOVERNOR

Advising approval by him, June 8, 1971, of Enrolled SBs 33, 63, 64, 74, 83, 89, 92, 250, 269, 335, and SJR 26 entitled:

SB 33—By Howard et al of the Senate and Bamberger et al of the House—An Act relating to uses and trusts; providing for acceptance by the State of the beneficial interest in a trust created for trust created for the purposes of providing state funds for grants made pursuant to Federal Environmental Protection Agency requirements; * * * and declaring an emergency.

SB 63—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Tax Commission and making an appropriation thereto; * * * and declaring an emergency.

SB 64—By McSpadden and Hamilton 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; * * * making provisions of this Act severable; and declaring an emergency.

SB 74—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Will Rogers Memorial Commission and making an appropriation thereto; * * * and declaring an emergency.

SB 83—By McSpadden, Hamilton and Berrong of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Aeronautics Commission and making an appropriation thereto; * * * and declaring an emergency.

SB 89—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Liquified Petroleum Gas Board and making appropriations thereto; * * * and declaring an emergency.

SB 92—By McSpadden and Hamilton of

the Senate and Willis and Miskelly of the House—An Act relating to the Water Resources Board and making an appropriation thereto; * * * and declaring an emergency.

SB 250—By McSpadden, Miller and Smalley of the Senate—An Act relating to public finance; extending the maturity dates of certain building bonds; and declaring an emergency.

SB 269—By Murphy of the Senate and Skeith and Holaday of the House—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. 1970, § 14-103), defining outside width of vehicles; * * * and declaring an emergency.

SB 335—By Miller, et al, of the Senate and Abbott of the House—An Act relating to the State Merit System of Personnel Administration; providing that personnel occupying certain offices and position in the State Department of Education shall be in the unclassified service of the State; providing severability; and declaring an emergency.

SJR 26—By Hamilton et al of the Senate and Willis et al of the House—A Joint Resolution relating to the State Legislative Council; making an appropriation thereto for studies of the feasibility of establishing a medical school and a college of osteopathic medicine and surgery to be located in or near the metropolitan area of Tulsa, Oklahoma; * * * and declaring an emergency.

MESSAGE FROM THE HOUSE

Advising passage of and returning Enrolled **SB 248**, as co-authored by Miskelly and Townsend; and **SB 280** and **SJR 22** and **23**.

The above numbered Bills and Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 86** and **101**.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 57 and 64**.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 298**, and naming House Conferees as follows: Skeith, Monks and Kilpatrick.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 343**, and naming House Conferees as follows: Sanguin, Skeith and Bradley.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1504 correctly engrossed.

SCR 61 correctly enrolled.

Engrossed **HB 1504**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SCR 61** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

President Pro Tempore Smith presiding.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 290**.

Senator Williams asked unanimous consent that he be shown as "NOT VOTING" on **SB 290** for reasons of personal interest, as provided under Article V of the Constitution, which was the order.

SB 290, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Smith, Stipe, Terrill.—26.

Nay: Baggett, Birdsong, Breckinridge, Howell, Inhofe, Keels, Rogers, Smalley.—8.

Excused: Bradley, Capps, Dahl, Ham, Hamilton, Howard, Miller, Payne, Porter, Stansberry, Taliaferro, Trent, Young.—13.

Williams not voting for personal interest as provided by constitution.—1.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Grantham, the Senate concurred in **HAs to SB 268**.

SB 268, as amended by the Honorable House, was read at length.

On the question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Crow, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, Murphy, Nichols, Payne, Rogers, Smith, Stipe, Trent, Williams, Young.—30.

Excused: Bradley, Capps, Dahl, Ham, Hamilton, Hargrave, Howard, Lamb, McSpadden, Martin, Medearis, Miller, Phillips, Porter, Smalley, Stansberry, Taliaferro, Terrill.—18.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

BILL WITHDRAWN

President Pro Tempore Smith asked unanimous consent that **HB 1503** be

withdrawn from the Committee on Roads and Highways, be printed and placed directly on the calendar, which was the order.

DECLARATION OF VOTE

Senator Nichols asked that the record show had he been present at the time of Third Reading and final passage of **HB 1162**, he would have voted AYE on the Bill, which was the order.

MOTION TO RECONSIDER VOTE

Senator Garrison asked for consideration of his motion to reconsider the vote by which **HB 1162** passed.

Senator Boecher moved to table the Garrison motion, which motion to table prevailed upon roll call as follows:

Aye: Baldwin, Boecher, Capps, Crow, Field, Grantham, Graves, Hamilton, Holden, Howell, Lane, Martin, Medearis, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Trent.—20.

Nay: Baggett, Breckinridge, Ferrell, Garrison, Hargrave, Inhofe, Luton, Mc-

Cune, McGraw, Miller, Rogers, Williams, Young.—13.

Excused: Berrong, Birdsong, Bradley, Dahl, Garrett, Ham, Howard, Keels, Lamb, McSpadden, Murphy, Porter, Stansberry, Stipe, Taliaferro.—15.

HB 1162 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 121, 122 and 263**, as co-authored by Poulos; **SB 219** as co-authored by Abbott; **SB 271**, as co-authored by Cox, Townsend, Williamson, Kennedy and Wiedemann; **SB 279**, as co-authored by Kennedy; and **SB 281**, as co-authored by Cotner.

The above numbered Bills were referred for enrollment.

Senator Terrill moved, after the desk is cleared, that the Senate stand adjourned to meet Wednesday, June 9, 1971, at 11:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Wednesday, June 9, 1971, at 11:00 o'clock A.M.

Eighty-eighth Legislative Day

Wednesday, June 9, 1971

Pursuant to adjournment, the Senate was called to order by Senator Smalley, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams.—38.

Excused: Baldwin, Bradley, Ferrell, Ham, Howard, Phillips, Porter, Stansberry, Taliaferro, Young.—10.

The Presiding Officer declared a quorum present.

The following prayer was offered by the Chaplain and incorporated upon request of Senator Crow:

Lord, You know our docket is full and our personal agendas are even fuller. But today, at the very moment we begin to grow weary, disgusted, or a little ornery;

Give us encouragement, give us divine insight, help us to see priorities clearly, and remind us of our basic commitments to our constituencies, to each other and to You. Amen.

The Journal for the last legislative day was declared approved.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent

that the speech delivered June 8, 1971, before the Senate by Miss Kris Risinger, the 1971 Governor of Girls State, be printed in full in this day's Journal, which was the order:

Good Morning:

It is certainly an honor to speak to you. As governor of Girls State I would like to relay to you the things that we as citizens and future voters feel need the most attention and action of courses.

Another pressing matter is pollution. We as Girl Staters believe that taxation of polluting industries would be a control. Laws against littering and dumping should be more strictly enforced. Taxation and fining would make it highly unprofitable to pollute. We do not want Oklahoma to become Smog Center, U.S.A. at any costs.

We at Girls State appreciate your taking time to listen to our views. We wish to thank Lt. Gov. Nigh and Representative J. D. Witt for their help in organizing our fictitious government.

Secondly, we feel that teachers need a raise, especially those who hold a masters degree.

In our schools we need more equipment and facilities. This is particularly true of very small schools. Also many schools need more teachers to offer a wider variety [to vote and desire to do so very much. There are no arguments against the 18 year old vote that could not be justly applied to many 36 year olds. Oklahoma should not be the last to pass the 18 year old vote for state and local elections. First of all, for at least two years the legislature of Girls State has passed

the 18 year old vote. This year it passed unanimously in both the House and the Senate. From this you can easily see that although we are not yet 18 we certainly feel qualified.

COMMITTEE REPORTS

The following Bills and/or Resolutions were reported by the Committees named, ordered printed and placed upon the Calendar unless otherwise indicated:

DO PASS:

HB 1261—Industrial and Labor Relations.

HB 1304—Industrial and Labor Relations.

DO PASS, as amended:

HB 1108—Wildlife, co-authored by Senator McSpadden.

LOBBY PERMITS

Senator Berrong submitted the following report on Requests for Lobby Permits and asked that consideration be deferred for this legislative day:

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. Lobby Permits will be issued in the Office of the President Pro Tempore.

Clement, Jane, 3501 N. W. 63rd, Oklahoma City, Oklahoma, Oklahoma City Republican Women's Club.

Freede, Josephine W., 316 N. W. 39th, Oklahoma City, Oklahoma City Republican Women's Club.

Swanson, Mary Helen, 2716 N. W. 60th, Oklahoma City, Oklahoma City Republican Women's Club.

Respectfully submitted,

Ed Berrong,

Vice-Chairman

Committee on Lobby Permits

SECOND READING

The following Bills and/or Resolutions

were read the second time and referred to Committees indicated:

SJR 39—Senator Smith asked unanimous consent that **SJR 39** be printed and placed directly on the Calendar without reference to a committee, which was the order.

HJR 1029—Senator Terrill asked unanimous consent that **HJR 1029** be printed and placed directly on the Calendar without reference to a committee, which was the order.

PENDING SENATE ACTION

SR 59 by Birdsong was called up for consideration.

SR 59 was read at length as follows, adopted upon motion of Senator Birdsong and ordered referred for enrollment:

SR 59—By Birdsong—A Resolution directing the State Board of Affairs and the State Highway Department to reserve public parking space for members of the Oklahoma State Senate; directing the enforcement by the Capitol Police; and directing distribution.

Be it resolved by the Senate of the 1st Session of the 33rd Oklahoma Legislature:

SECTION 1. That the State Board of Public Affairs and the State Highway Department are hereby directed to reserve adequate parking space near the Oklahoma State Capitol Building, as conveniently located as feasible, for vehicles used by members of the Oklahoma State Senate.

SECTION 2. That the State Board of Public Affairs is hereby directed to require the Capitol Police to cause the provisions hereof to be enforced.

SECTION 3. That copies of this Resolution, after consideration and enrollment, be distributed to the State Board of Public Affairs and the State Highway Department.

RESOLUTION

President Pro Tempore Smith introduced the following Resolution:

SCR 67—By Howard and Smith—A Concurrent Resolution directing the Executive Committee of the State Legislative Council to appoint a special committee to study planning laws of this State for the purpose of submitting proposed laws and a code thereof with its recommendations; and directing such special committee to furnish to the Executive Committee its findings and recommendations.

SCR 67 was read at length, adopted upon motion of President Pro Tempore Smith and ordered referred for engrossment.

PENDING SENATE ACTION

SCR 66 by Grantham and Smith of the Senate and McCune, et al, of the House was called up for consideration.

SCR 66 was read at length, adopted upon motion of Senator Grantham and ordered referred for engrossment.

SR 57 by Crow was called up for consideration.

SR 57 was read at length as follows, adopted upon motion of Senator Crow and ordered referred for enrollment:

SR 57—By Crow—A Resolution relating to interim study by the State Legislative Council; requesting the Executive Committee to direct the appropriate standing committee to make a study of the problem of trespassing by hunting dogs; and to report to the Executive Committee of the State Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

WHEREAS, there appears to be a problem with respect to the practice of allowing hunting dogs to go onto the lands of another without permission; and

WHEREAS, interim study should be given to the possibility of legislation which may be proposed for preventing such practice.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to direct the appropriate standing committee to conduct a comprehensive study of the matters above set forth to determine the desirability and necessity for legislation relative thereto, and report its findings to the Executive Committee of the Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1105, 1162, HJR 1026 and 1027 each correctly engrossed.

Engrossed **HBs 1105, 1162, HJR 1026 and 1027**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR on SB 343** was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred **SB 343** By Hamilton, Smith, Howell, Medearis and Hargrave of the Senate; and Sanguin, Willis and Sullivan of the House, entitled:

An Act relating to Electronic Data Processing; *** providing for severability; 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 Amendments No. 1 through 7, and accept the attached Conference Committee Substitute.

CCS for SB 343—By Hamilton, Smith, Howell, Medearis and Hargrave of the Senate and Sanguin, Willis and Sullivan of the House.

An Act relating to Electronic Data Proc-

essing; providing for short title; declaring purpose; defining terms; creating the division of data processing planning within the State Board of Public Affairs and defining duties and authority; providing for a Director of said division and defining his authority and duties; creating the technical Advisory Commission and providing for appointment of members, per diem and travel allowance, and defining authority thereof; exempting certain agencies and institutions from provisions of the Act; creating a revolving fund in State Treasury, to be a continuing fund and not subject to fiscal year limitations and prescribing use thereof; requiring reports and providing for assessment of charges and method for determining same; providing for transfer of presently installed data processing equipment; creating position of data processing specialist and defining duties and authority; providing for transfer of certain equipment, personnel, files and records; repealing Sections 1 through 4, Chapter 42, O.S.L. 1968, Section 5, Chapter 42, O.S.L. 1968, as last amended by Section 1, Chapter 129, O.S.L. 1970, and Sections 6 through 10, Chapter 42, O.S.L. 1968 (74 O.S. Supp. 1970, §§ 117.1 through 117.10); providing for severability; and declaring an emergency.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. This act may be cited as the "Data Processing Planning and Management Act of 1971"

SECTION 2. It is the intent and purpose of the Legislature to provide for the development and implementation of an integrated long-range electronic data processing program in state government, to achieve maximum economy and efficiency in the program, and to utilize the counsel and expertise of persons in public corporations and other public entities who are knowledgeable in the technical and operational aspects of electronic data processing systems.

SECTION 3. As used in this act, unless the context otherwise requires:

1. "Board" means the State Board of Public Affairs;

2. "Division" means the Division of Data Processing Planning provided for in Section 4;

3. "Advisory Commission" means the Technical Advisory Commission provided for in Section 5;

4. "Agency" means any office, commission, board or other entity created by the Constitution or statutes of this state;

5. "Data processing equipment" includes electronic data processing equipment and related devices.

SECTION 4. The Division of Data Processing Planning is hereby created within the State Board of Public Affairs. The Board shall, through said Division, control the utilization of, and planning for, such electronic data processing equipment as is necessary for the conduct of the state's business by the various agencies of the state. The Division shall establish a data processing service center to provide necessary services to state agencies.

SECTION 5. There is hereby created within the Division an advisory commission, to be designated the Technical Advisory Commission, which shall consist of five (5) persons who are responsible for the management of electronic data processing activities of major corporations or major public entities located in the State of Oklahoma and who are not employees of the state, and who are not employees of organizations which provide electronic data processing equipment or services to state agencies. Members of the Advisory Commission shall be appointed by the Governor with the advice and consent of the Senate and shall serve for terms of five (5) years to commence July 1, except that terms of members initially appointed shall be for varying terms to provide for continuity in the program of the commission, as follows: One member shall be appointed for a term of one (1) year;

one member shall be appointed for a term of two (2) years; one member shall be appointed for a term of three (3) years; one member shall be appointed for a term of four (4) years; and one member shall be appointed for a term of five (5) years; thereafter, said appointment shall be for five-year terms. The Governor shall designate the Chairman of said Advisory Commission and the Secretary-Member of the State Board of Public Affairs shall be ex officio secretary thereof. Members of the Advisory Commission shall receive no salary, and in lieu of actual expenses shall be paid Twenty-five Dollars (\$25.00) per day while attending official meetings of the Advisory Commission, or when on official business thereof, plus travel expense computed at the rate of nine cents (\$.09) per mile.

SECTION 6. The Board shall appoint and fix the duties and compensation of the Director of the Division and of such other personnel as may be necessary to carry out the provisions of this act. It shall be the duty of the Board to review and to approve or disapprove the proposed plans, rules and regulations of the Division.

SECTION 7. The Advisory Commission shall meet at least quarterly and at such other time as called by the Chairman thereof for the purposes of:

1. Reviewing the plans, rules and regulations proposed by the Division;

2. Reviewing requests of agencies designated in Section 12 of this act, for acquisition, replacement and disposition of data processing equipment; and

3. Making recommendations for further consolidation of processing centers for better utilization of data processing equipment.

In each such instance wherein the Advisory Commission does not concur with the recommendations of the Director, a brief report of the Commission's opinion shall be submitted to the Board. The Advisory Commission shall also counsel with

the Director and submit recommendations for developing a long-range plan for utilizing electronic data processing equipment and services in agencies of the state.

SECTION 8. The Director of the Division shall be responsible for such duties as may be required by the Board as well as the following duties:

1. Develop reasonable rules and regulations of the Division, with the approval of the Board, to provide for the accomplishment of the provisions of this act. Said rules and regulations shall be published and disseminated as provided by Sections 301 through 327 of Title 75 of the Oklahoma Statutes.

2. Develop such standard operating and planning procedures as will assist in improving the state's utilization of data processing equipment. Such procedures shall be advisory and shall be supplied to all agencies having data processing installations.

3. Establish, in conjunction with the Purchasing Division of the Board, techniques and procedures which will facilitate the acquisition and disposition of data processing equipment to the maximum advantage of the state.

4. Develop a standard form of agreement to be executed when one agency provides data processing equipment or services to another agency.

5. Develop and maintain a long-range plan for the utilization of data processing equipment and services by agencies of the state.

6. Manage the Division's data processing facility to include provisions for furnishing systems analyst and programming services as may be required by agencies which do not elect to maintain those skills on their staff or which require supplementary assistance.

7. Develop such plans, procedures and techniques as are required to ensure that utilization of data processing equipment is realized at the lowest ultimate cost to

the state.

8. Evaluate the data processing equipment acquisition, replacement and disposition plans of all agencies to determine whether interagency transfers of equipment would result in better utilization or lower cost of data processing equipment, and promptly advise the requesting agency of his findings.

9. Conduct an annual review of the data processing operations and plans of each agency maintaining data processing equipment. The findings of this review shall be published and disseminated to the agency being reviewed, the Advisory Commission and the Board, as well as to state agencies requesting such reports.

10. Evaluate the data processing equipment acquisition, replacement or disposition plans of agencies listed in Section 12 of this act and approve or disapprove such plans within ten (10) days or by such later date as is agreeable to the requesting agency. The Director shall consider the approved state long-range plan and the requirements of all agencies in making his decision.

11. Determine the location and extent of under-utilization of data processing equipment and coordinate the usage of that resource by agencies which do not maintain a data processing facility. He shall establish, as necessary, rules and regulations by which to determine under-utilization and may require agencies which are not fully utilizing installed data processing equipment to provide other agencies with reasonable access to and utilization of the equipment.

SECTION 9. The Department of Institutions, Social and Rehabilitative Services and the Oklahoma Employment Security Commission data processing centers as listed in Section 12 of this act are exempt from the approval required in Section 8, subparagraph 10, only if at least fifty-one percent (51%) of those agencies' total data processing center costs are reimbursed or paid for by federal agencies annually.

Total data processing cost for the purpose of this section shall mean the cost of data processing equipment, peripheral devices whether or not connected to such equipment, supporting unit record equipment and the personnel cost, including indirect costs such as retirement and so forth, of those employees who are required to plan, manage and execute the utilization of such equipment. Such exempt agencies shall notify the Director of the Division of their intention to acquire data processing equipment at the time the equipment is ordered or scheduled for delivery, whichever shall first occur. Such exempt agencies shall also notify the Director of plans for replacement or disposition of such equipment.

SECTION 10. No letter of intent, scheduling order or firm order shall be entered into by any agency except as provided in subparagraph 10 of Section 8 without the Director's approval. The Director of State Finance shall disapprove any claim for rental or purchase of data processing equipment if the acquisition of that equipment has not been approved by the Director of the Division and the Board, except as designated in Section 9 above.

SECTION 11. There is hereby created in the State Treasury a revolving fund to be designated the "Data Processing Planning Revolving Fund," which shall be a continuing fund not subject to fiscal year limitations. Expenditures from said fund may be used for the acquisition, operation, maintenance, repair and replacement of data processing equipment under the control of the Division and such systems analyst and programming services as are required by agencies not maintaining those skills on their staffs or which require supplementary assistance. The Division shall, at the end of each month, render a statement of charges to all state agencies to which it has furnished processing services for the direct costs of the Division's Service Center. In total, such charges shall not exceed the direct costs of the Division's Service Center.

Systems analyst and programming services costs shall be recovered directly from the agency for which the service was rendered, as agreed to by that agency, and shall not be prorated to agencies not receiving such services. All amounts so collected shall be deposited in the State Treasury to the credit of the "Data Processing Planning Revolving Fund". Personnel costs provided by legislative appropriations shall not be a part of direct costs as provided in this section.

SECTION 12. No state agency except the following shall be authorized to maintain a data processing equipment installation:

1. Department of Institutions, Social and Rehabilitative Services;
2. Oklahoma Tax Commission;
3. Department of Highways and Oklahoma Turnpike Authority;
4. Commission on Criminal and Traffic Law Enforcement;
5. Oklahoma Employment Security Commission;
6. State Treasurer;
7. State Department of Education and State Department of Vocational and Technical Education;
8. Division of Data Processing Planning. All other currently installed data processing equipment shall become the property of the Division as of the effective date of this act and shall be disposed of or utilized as directed by the Division. The Director shall implement an orderly and reasonable transition as required by this act which shall be accomplished by May 1, 1972. The Division shall be responsible for coordinating the matching of agencies requiring utilization of data processing equipment with agencies which have suitable nonutilized electronic data processing capabilities.

SECTION 13. Each agency which maintains data processing equipment shall report such information relative to usage, inventory or personnel related with data

processing equipment as provided in the rules and regulations of the Division.

SECTION 14. The Executive Committee of the State Legislative Council is authorized and directed to create within the State Legislative Council the position of Data Processing Specialist. The Data Processing Specialist shall be authorized:

1. To attend all meetings held by the Board and by the Commission, and to have access to all of their records pertaining to this act;
2. To make audits relating to any public funds expended in furtherance of the provisions of this act;
3. To review and analyze the operations of the Division and the actions of the Director of the Division pertaining to this act, and to make reports and recommendations concerning same to the President Pro Tempore of the Senate, the Speaker of the House of Representatives, and the Chairmen of the Appropriations and Budget Committees;
4. To conduct post audit studies of legislative appropriations relating to the data processing program;
5. To perform other post audit functions for the Legislature as directed by the Executive Committee of the Legislative Council; and
6. To carry out such other duties as determined by the Director, State Legislative Council.

SECTION 15. The provisions of this act, with the exception of this section and Section 13, shall not apply to data processing equipment used at state institutions of higher education. In addition to the reporting provisions of Section 13, such institutions are required to report to the Division a complete and detailed listing of data processing equipment currently installed or ordered and to furnish similar listings at the time data processing equipment is ordered or disposed of after the effective date of this act.

SECTION 16. Employees transferred to the Information and Management Services Division of the State Board of Public Affairs under the provisions of Sections 1 through 4, Chapter 42, O.S.L. 1968, Section 5, Chapter 42, O.S.L. 1968, as last amended by Section 1, Chapter 129, O.S.L. 1970, and Sections 6 through 10, Chapter 42, O.S.L. 1968 (74 O.S. Supp. 1970, §§ 117.1 through 117.10), and not subsequently transferred therefrom, shall, on the effective date of this act, be transferred to the respective agencies from which they were transferred to said Information and Management Services Division. All other personnel currently employed by the Information and Management Services Division, together with funds, records, equipment, furniture and fixtures, files and supplies of whatsoever kind and character now under the jurisdiction and control of the Information and Management Services Division of the State Board of Public Affairs are hereby ordered transferred to the Division of Data Processing Planning created by this act. It is the intent and purpose of the Legislature that the transfer herein authorized and directed shall be made with the minimum of interruption of the work heretofore carried on by the said Information and Management Services Division, and shall not operate to prevent completion of any unconsummated legal contracts with corporations, individual parties, agencies of the federal government and other governmental units and other legal contracts previously entered into by said agencies.

SECTION 17. Sections 1 through 4, Chapter 42, O.S.L. 1968, Section 5, Chapter 42, O.S.L. 1968, as last amended by Section 1, Chapter 129, O.S.L. 1970, and Sections 6 through 10, Chapter 42, O.S.L. 1968 (74 O.S. Supp. 1970, §§ 117.1 through 117.10), are hereby repealed.

SECTION 18. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or

impair any of the remaining parts or provisions of this act.

SECTION 19. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

For the Senate: Hamilton, Smith, Howell.

For the House: Sanguin, Skeith, Bradley.

GENERAL ORDER

HB 1298 by Wolfe (Stephen) of the House and Luton of the Senate was read and considered.

Senator Terrill presiding.

Senator Berrong moved to amend **HB 1298**, Page 3, Line 2, by striking after the word "DATE" the balance of sentence and substituting therefor "of judgment until date paid.", which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Birdsong, Crow, Garrett, Garrison, Grantham, Graves, Hargrave, Lamb, Luton, McCune, McSpadden, Miller, Murphy, Nichols, Payne, Smalley, Stipe, Terrill.—18.

Nay: Baggett, Berrong, Breckinridge, Capps, Field, Inhofe, McGraw, Martin, Medearis, Rogers, Williams.—11.

Excused: Baldwin, Boecher, Bradley, Dahl, Ferrell, Ham, Hamilton, Holden, Howard, Howell, Keels, Lane, Phillips, Porter, Smith, Stansberry, Taliaferro, Trent, Young.—19.

Senator Smalley presiding.

Senators Baldwin and Young asked to be shown present, which was the order.

Senator Baggett moved to amend **HB 1298**, Page 2, Line 13, by striking the words "legal contract" and substitute therefor the word "lawful", which amendment was declared adopted.

Senator Luton moved to amend **HB 1298**, Page 3, Line 2, by adding before the word "suit", the following: "damage was sustained", and striking the balance of the sentence.

Senator Baggett moved to table the Luton amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Dahl, Field, Garrett, Grantham, Graves, Howell, Inhofe, Keels, McCune, McGraw, Rogers, Williams.—17.

Nay: Birdsong, Crow, Garrison, Hargrave, Holden, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Smalley, Smith, Stipe, Terrill, Trent, Young.—19.

Excused: Boecher, Bradley, Ferrell, Ham, Hamilton, Howard, Medearis, Payne, Phillips, Porter, Stansberry, Taliaferro.—12.

The vote occurring on the Luton amendment, it was declared failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Crow, Garrison, Holden, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill.—15.

Nay: Baggett, Baldwin, Berrong, Breckinridge, Capps, Dahl, Field, Garrett, Grantham, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Medearis, Miller, Rogers, Williams.—19.

Excused: Boecher, Bradley, Ferrell, Graves, Ham, Hamilton, Hargrave, Howard, Phillips, Porter, Stansberry, Taliaferro, Trent, Young.—14.

Senator Rogers moved to amend **HB 1298**, Page 2, Line 17, by changing the word "court" after "the" to read "trier of the facts", which amendment was tabled upon motion of Senator Luton, the roll call thereon being as follows:

Aye: Birdsong, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Lamb, Luton, McCune, McSpadden, Martin, Mur-

phy, Nichols, Smalley, Smith, Stipe, Terrill, Trent, Young.—20.

Nay: Baldwin, Berrong, Field, Inhofe, McGraw, Rogers, Williams.—7.

Excused: Baggett, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Ham, Hamilton, Howard, Howell, Keels, Lane, Medearis, Miller, Payne, Phillips, Porter, Stansberry, Taliaferro.—21.

Senator Williams moved to amend **HB 1298**, Page 3, Line 2, by striking after the word "from" the remainder of the sentence and substituting these words: "ten days before the accident", which amendment was tabled upon motion of Senator Luton.

Senator Stansberry asked to be shown present, which was the order.

Upon motion of Senator Luton, **HB 1298**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1298**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1298 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Capps, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Young.—25.

Nay: Berrong, Breckinridge, Field, Inhofe, McCune, McGraw, Rogers, Stansberry, Williams.—9.

Excused: Baggett, Boecher, Bradley, Crow, Dahl, Ferrell, Ham, Hamilton, Howard, Medearis, Miller, Phillips, Porter, Taliaferro.—14.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Capps, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McSpadden, Martin, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Trent, Young.—25.

Nay: Berrong, Breckinridge, Field, Inhofe, McCune, McGraw, Rogers, Stansberry, Williams.—9.

Excused: Baggett, Boecher, Bradley, Crow, Dahl, Ferrell, Ham, Hamilton, Howard, Medearis, Miller, Phillips, Porter, Taliaferro.—14.

The emergency was declared failed of passage.

HB 1298 was referred for engrossment.

MOTION TO RECALL

Senator Garrison moved that **SR 7** be recalled from office of Secretary of State in order to make a corrective amendment, which motion was declared adopted.

GENERAL ORDER

HJR 1028 by Kilpatrick, et al, of the House and Birdsong and Young of the Senate was read and considered.

Upon motion of Senator Berrong, **HJR 1028** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **HJR 1028** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1028 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, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Boecher, Bradley,

Dahl, Ferrell, Ham, Hamilton, Hargrave, Howard, Medearis, Murphy, Phillips, Porter, Stipe, Taliaferro.—15.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams, Young.—33.

Excused: Baggett, Boecher, Bradley, Dahl, Ferrell, Ham, Hamilton, Hargrave, Howard, Medearis, Murphy, Phillips, Porter, Stipe, Taliaferro.—15.

The emergency was declared passed.

HJR 1028 was properly signed and ordered returned to Honorable House.

Senator Payne presiding.

GENERAL ORDER

HB 1195 by Stratton, et al, of the House and Young, Garrett and Howell of the Senate was considered further.

Senator Stipe moved to amend **HB 1195**, Page 3, Line 7, by striking after the word "as" and before the word "evidence" on Line 8, the word "prima facie".

Senator Young moved to table the Stipe amendment, which motion failed of adoption, the roll call thereon being as follows:

Aye: Garrett, Graves, Holden, Howell, Keels, Lamb, McSpadden, Martin, Rogers, Stansberry, Trent, Williams, Young.—13.

Nay: Baldwin, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Hargrave, Inhofe, Lane, Luton, McCune, McGraw, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill.—21.

Excused: Baggett, Berrong, Birdsong, Boecher, Bradley, Ferrell, Ham, Hamilton, Howard, Medearis, Miller, Phillips, Porter, Taliaferro.—14.

The vote occurring on the Stipe amendment, it was declared adopted.

Upon motion of Senator Young, **HB 1195**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, **HB 1195**, as amended, was considered engrossed and placed on third reading and final passage.

President Pro Tempore Smith presiding.

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: Baggett, Field, Garrett, Grantham, Graves, Holden, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Stansberry, Williams, Young.—16.

Nay: Baldwin, Breckinridge, Capps, Crow, Dahl, Garrison, Hargrave, Howell, Inhofe, Lane, Luton, Rogers, Smalley, Smith, Stipe, Terrill.—16.

Excused: Berrong, Birdsong, Boecher, Bradley, Ferrell, Ham, Hamilton, Howard, Keels, Lamb, Medearis, Miller, Phillips, Porter, Taliaferro, Trent.—16.

The bill was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator McGraw moved that the vote be reconsidered by which **HB 1195** failed.

Senator Garrison moved to reconsider the vote by which **SR 7** was adopted, which motion prevailed.

Senator Garrison moved to amend **SR 7** by striking the word and figures, "March 22, 1971," wherever it appears in the Resolution and inserting the word and figures, "May 10, 1971," which amendment was declared adopted.

Upon motion of Senator Garrison, **SR 7**, as amended, was adopted and referred for enrollment.

PENDING CONSIDERATION OF CCRs

The **CCR** on **SB 58** was adopted upon motion of Senator McSpadden.

SB 58, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Excused: Berrong, Boecher, Bradley, Ferrell, Ham, Hargrave, Howard, Keels, Lamb, Medearis, Miller, Phillips, Porter, Smalley, Stipe, Taliaferro.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Rogers, Smith, Stansberry, Terrill, Trent, Williams, Young.—32.

Excused: Berrong, Boecher, Bradley, Ferrell, Ham, Hargrave, Howard, Keels, Lamb, Medearis, Miller, Phillips, Porter, Smalley, Stipe, Taliaferro.—16.

The emergency was declared passed.

SB 58, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 59** was adopted upon motion of Senator McSpadden.

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: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, Mc-

Cune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Excused: Berrong, Boecher, Bradley, Crow, Ferrell, Garrison, Grantham, Ham, Howard, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Excused: Berrong, Boecher, Bradley, Crow, Ferrell, Garrison, Grantham, Ham, Howard, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—16.

The emergency was declared passed.

SB 59, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator McSpadden moved that the Senate reject the Conference Committee Report on **SB 60** and request further conference thereon, said Bill to be re-referred to the **GCCA**, which motion was declared adopted.

The **CCR** on **SB 72** was adopted upon motion of Senator McSpadden.

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: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols,

Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Excused: Berrong, Boecher, Bradley, Ferrell, Ham, Howard, Howell, Lane, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—15.

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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Excused: Berrong, Boecher, Bradley, Ferrell, Ham, Howard, Howell, Lane, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—15.

The emergency was declared passed.

SB 72, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 75** was adopted upon motion of Senator McSpadden.

SB 75, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Berrong, Boecher, Bradley, Breckinridge, Ferrell, Grantham, Ham, Howard, McCune, Medearis, Phillips, Porter, Rogers, Stipe, Taliaferro, Trent.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stansberry, Terrill, Williams, Young.—32.

Excused: Berrong, Boecher, Bradley, Breckinridge, Ferrell, Grantham, Ham, Howard, McCune, Medearis, Phillips, Porter, Rogers, Stipe, Taliaferro, Trent.—16.

The emergency was declared passed.

SB 75, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The CCR on SB 84 was adopted upon motion of Senator McSpadden.

SB 84, as amended 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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Excused: Berrong, Boecher, Bradley, Ferrell, Ham, Holden, Howard, Keels, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—15.

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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—33.

Excused: Berrong, Boecher, Bradley, Ferrell, Ham, Holden, Howard, Keels, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—15.

The emergency was declared passed.

SB 84, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The CCR on SB 90 was adopted upon motion of Senator McSpadden.

SB 90, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Holden, Howard, Keels, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Williams.—32.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Holden, Howard, Keels, Medearis, Phillips, Porter, Stipe, Taliaferro, Trent, Young.—16.

The emergency was declared passed.

SB 90, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The CCR on SB 120 was adopted upon motion of Senator Martin.

SB 120, as amended 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, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—34.

Excused: Berrong, Boecher, Bradley, Crow, Dahl, Ferrell, Ham, Howard, Medearis, Phillips, Porter, Stipe, Taliaferro, Young.—14.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Terrill, Trent, Williams.—34.

Excused: Berrong, Boecher, Bradley, Crow, Dahl, Ferrell, Ham, Howard, Medearis, Phillips, Porter, Stipe, Taliaferro, Young.—14.

The emergency was declared passed.

SB 120, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1257—By Kilpatrick, Miskelly, York, Bengtson, Trent, Bamberger, Nance and Townsend—An Act relating to the Corporation Commission; amending 17 O.S. 1961,

§ 151; as amended by Enrolled House Bill No. 1080, First Session, Thirty-Third Legislature; defining the term "public utility"; authorizing certain beneficiaries to condemn certain property; providing severability; and declaring an emergency.

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 1350, 1407, 1412, 1419, and 1483.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 61.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 13, as amended and co-authored, SBs 118, 133 and 239, as amended.

HA to SB 13 read as follows, and consideration deferred:

Authors: Add the following coauthors: Riggs, Stratton, Boren and Wickersham of the House.

Amendment No. 1. Amend Page 2, Line 20, by inserting a new Section 3 after the word "Commission" as follows:

"SECTION 3. The Commission shall appoint a director, and furnish such equipment, staff and supplies as are necessary to enable the Commission to carry out the provisions of this act. The director shall give his attention to promoting and publicizing the efforts of the Oklahoma Employees Suggestion Commission, and encouraging prompt and objective evaluation of employee suggestions or accomplishments and promotion implementation

of constructive and beneficial ideas. The director, on behalf of the Commission may require assistance from any state agency or department or the personnel of either, to perform this responsibility, and the director may himself be an employee of another state agency. The Commission is authorized to delegate to the director authority to make awards of One Hundred Fifty Dollars (\$150.00) or less for employees suggestions or accomplishments."

HAs to SB 118 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Lines 5-13, by striking Line 5, after the word "of" and all of Lines 6 through 13, inclusive, and insert in lieu thereof the following: "REALIZED DIRECT INCOME, AFTER FEDERAL INCOME TAXES, DERIVED FROM INVESTMENT EARNINGS ON RESERVES FOR UNPAID LOSSES AND ON RESERVES FOR UNEARNED PREMIUMS. SUCH EARNINGS ARE HEREBY MADE A DIRECT FACTOR IN DETERMINING RATES. PROPER CONSIDERATION OF SUCH EARNINGS SHALL BE MADE BY THE FILING ENTITY AT ANY TIME RATES ARE FILED FOR APPROVAL OR WHEN AN INCREASE IN RATES IS SOUGHT."

Amendment No. 2. Amend Page 4, Lines 13-21, by striking Line 13, after the word "of" and all of Lines 14 through 20, inclusive and Line 21 through the period after the word "paid" and insert in lieu thereof the following: "REALIZED DIRECT INCOME, AFTER FEDERAL INCOME TAXES, DERIVED FROM INVESTMENT EARNINGS ON RESERVES FOR UNPAID LOSSES AND ON RESERVES FOR UNEARNED PREMIUMS. SUCH EARNINGS ARE HEREBY MADE A DIRECT FACTOR IN DETERMINING RATES. PROPER CONSIDERATION OF SUCH EARNINGS SHALL BE MADE BY THE FILING ENTITY AT ANY TIME RATES ARE FILED FOR APPROVAL OR WHEN AN INCREASE IN RATES IS SOUGHT."

HA to SB 133 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Section 1, Line 20, after the "comma" and before the word "which", insert the following words: "and to the State Board for Property and Casualty Rates,"

HAs to SB 239 read as follows, and consideration deferred:

Amendment No. 1. Amend Page 3, Section 3, Line 3, by striking the "comma" and inserting in lieu thereof the following: "or the governing body of any city, town or county hospital participating in the Oklahoma Public Employees Retirement System,"

Amendment No. 2. Amend Page 3, Section 3, Line 6, by inserting the following language before the word "provided": "city, town or county hospital,"

Amendment No. 3. Amend Page 3, Section 3, Line 7, by inserting the following language before the word "participating": "city, town or county hospital"

Amendment No. 4. Amend Page 3, Section 3, Line 9, by inserting the following language before the word "for": "city, town or county hospital"

Amendment No. 5. Amend Page 3, Section 3, Line 10, by inserting the following language before the word "and": "cities, towns or county hospitals"

Amendment No. 6. Amend Title to read as follows:

"An Act relating to uniform accident and health insurance and/or benefits coverage of employees and officers of the State of Oklahoma; amending Section 12, Chapter 374, O.S.L. 1967, as amended by Section 10, Chapter 70, O.S.L. 1970, Section 14, Chapter 374, O.S.L. 1967 and Section 12, Chapter 70, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 1312, 1314 and 1315); providing manner of handling funds and placing responsibility for fund upon State Employee Group Health and Life Insurance Board; providing the provisions of the State Employees Group Health and

Life Insurance Act, Section 1301 to 1316, inclusive, Title 74 of the Oklahoma Statutes, shall be inapplicable to employees and officers of the Oklahoma State System of Higher Education, or any member of an administrative board or commission of any agency, board, authority or commission of the state; providing the Oklahoma Employment Security Commission and any State Institution of Higher Education may elect to come within the provisions of said Act; providing manner whereby county, city, town or county hospital may come within said Act's provisions; providing operative date; providing for severability; and declaring an emergency."

GENERAL ORDER

HB 1467 by Wolfe (Stephen) of the House and Luton of the Senate was considered further.

Senator Smalley presiding.

Senator Breckinridge moved to amend **HB 1467**, Page 2, Line 15, by adding after the word "officials" and before the word "practicing" the following: "legislators", which amendment was declared adopted.

Senators Rogers and Birdsong moved to amend **HB 1467**, Page 2, Line 16, by adding after the word "dentists" and before the word "undertakers", add "chiropractors," which amendment was declared failed of adoption.

Upon motion of Senator Luton, **HB 1467**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1467**, as amended, was considered engrossed and placed on 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: Birdsong, Breckinridge, Capps, Field, Garrett, Garrison, Grantham,

Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Smalley, Smith, Terrill, Trent, Williams.—27.

Nay: Baldwin, Graves, Holden, Rogers.—4.

Excused: Baggett, Berrong, Boecher, Bradley, Crow, Dahl, Ferrell, Ham, Howard, Medearis, Payne, Phillips, Porter, Stansberry, Stipe, Taliaferro, Young.—17.

The bill was declared passed.

HB 1467 was referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of President Pro Tempore Smith, the Senate concurred in **Has** to **SB 104**.

SB 104, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—33.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Howard, Howell, McSpadden, Phillips, Porter, Stansberry, Taliaferro, Williams, Young.—15.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stipe, Terrill, Trent.—33.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Howard, Howell, Mc-

Spadden, Phillips, Porter, Stansberry, Taliaferro, Williams, Young.—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 Grantham, the Senate concurred in **HAs** to **SB 51**.

SB 51, 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, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams.—33.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Howard, McSpadden, Medearis, Phillips, Porter, Smith, Stansberry, Taliaferro, Young.—15.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered Bill, as amended, was referred for enrollment.

Upon motion of Senator Grantham, the Senate concurred in **HAs** to **SB 167**.

SB 167, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Rogers, Smalley, Stipe, Trent, Williams, Young.—30.

Excused: Berrong, Boecher, Bradley, Crow, Dahl, Ferrell, Ham, Hamilton, Howard, McSpadden, Medearis, Payne, Phillips, Porter, Smith, Stansberry, Taliaferro, Terrill.—18.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered Bill, as amended, was referred for enrollment.

Upon motion of Senator Martin, the Senate concurred in **HAs** to **SB 163**.

SB 163, 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, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Murphy, Nichols, Payne, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Howard, McSpadden, Medearis, Miller, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Murphy, Nichols, Payne, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Berrong, Boecher, Bradley, Dahl, Ferrell, Ham, Howard, McSpadden, Medearis, Miller, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro.—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 Keels, the Senate concurred in **HAs** to **SB 141**.

Senator Payne presiding.

SB 141, 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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Boecher, Bradley, Crow, Ferrell, Ham, Holden, Howard, McSpadden, Medearis, Murphy, Phillips, Porter, Smith, Stansberry, Taliaferro.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Boecher, Bradley, Crow, Ferrell, Ham, Holden, Howard, McSpadden, Medearis, Murphy, Phillips, Porter, Smith, Stansberry, Taliaferro.—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 Berrong, the Senate concurred in **HAS** to **SB 156**.

SB 156, as amended by the Honorable House, was read at length.

On the question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Boecher, Bradley, Crow, Dahl, Ferrell, Graves, Ham, Howard, McGraw, McSpadden, Medearis, Phillips, Porter, Smith, Stansberry, Taliaferro.—16.

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, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Boecher, Bradley, Crow, Dahl, Ferrell, Graves, Ham, Howard, McGraw, McSpadden, Medearis, Phillips, Porter, Smith, Stansberry, Taliaferro.—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 Howell, the Senate concurred in **HAS** to **SB 299**.

Senator Phillips asked to be shown present, which was the order.

SB 299, 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, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Williams.—32.

Excused: Baldwin, Boecher, Bradley, Crow, Ferrell, Garrett, Ham, Howard, Keels, McSpadden, Medearis, Porter, Smith, Stansberry, Taliaferro, Young.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller,

Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Williams.—32.

Excused: Baldwin, Boecher, Bradley, Crow, Ferrell, Garrett, Ham, Howard, Keels, McSpadden, Medearis, Porter, Smith, Stansberry, Taliaferro, Young.—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 Rogers, the Senate concurred in **HAs** to **SB 142**.

SB 142, as amended by the Honorable House, was read at length.

On the question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley, Ferrell, Ham, Howard, McSpadden, Miller, Phillips, Porter, Smith, Stansberry, Taliaferro.—13.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Medearis, the Senate concurred in **HAs** to **SB 286**.

SB 286, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Baldwin, Boecher, Bradley, Ferrell, Ham, Howard, Keels, McSpadden, Miller, Porter, Smith, Stansberry, Taliaferro.—14.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Baggett, Baldwin, Boecher, Bradley, Ferrell, Ham, Howard, Keels, McSpadden, Miller, Porter, Smith, Stansberry, Taliaferro.—14.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Murphy, the Senate concurred in **HAs** to **SB 129**.

SB 129, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Stansberry, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Baldwin, Boecher, Bradley, Crow, Ferrell, Garrett, Ham, Howard, Howell, McSpadden, Phillips, Porter, Smalley, Smith, Taliaferro.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Breckinridge,

Capps, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Rogers, Stansberry, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Baldwin, Boecher, Bradley, Crow, Ferrell, Garrett, Ham, Howard, Howell, McSpadden, Phillips, Porter, Smalley, Smith, Taliaferro.—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 Dahl, the Senate concurred in **HAS** to **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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—34.

Excused: Boecher, Bradley, Ferrell, Ham, Howard, Howell, Keels, McGraw, McSpadden, Medearis, Porter, Rogers, Smith, Taliaferro.—14.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Stansberry, the Senate concurred in **HAS** to Engrossed **SCR 23**.

Upon motion of Senator Stansberry, **SCR 23**, as amended, was adopted.

HAS to **SCR 23** were properly signed and the above Resolution, as amended, was referred for enrollment.

Senator Porter asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Transmitting following Bills togeth-

er with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1122, 1125, 1132, 1133(2nd CCR), 1136, 1138, 1163(2nd CCR)**, co-authored by Cole and Cox, and **1199**.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Terrill, the request of the Honorable House for a conference on **HB 1163** was ordered granted, said Bill to be referred to **GCCA**.

CONFERENCE COMMITTEE REPORTS

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:

(Attorney General and District Attorneys and emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1 and 2.

2. Restore the Title to read:

"An Act relating to the Office of the Attorney General and Offices of District Attorneys, and making appropriation thereto; stating the purpose; providing lapse date; making the provisions of this Act severable; and declaring an emergency."

3. That the following Conference Committee Amendment be adopted: Page 1, strike all of "Section 1" and insert a new section to read:

"SECTION 1. There is hereby appropriated to the Office of the Attorney General, 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 pay the State's share of the operation of the Offices of District Attorneys as provided by law:

	Fiscal Year Ending June 30, 1972
Personal Services (Including retirement and insurance costs)	\$1,593,810.00
Travel	50,000.00
Total	\$1,643,810.00

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Greenhaw, Mcuntford, Odom, Sanguin, Sparkman, Stratton, Townsend.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Rogers.

The following CCR on HB 1125 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 1125, Entitled:

(State Board of 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 recommendations:

Add: Miller of Senate as co-author.

1. That the Senate recede from Engrossed Senate Amendments Nos. 1 and 2.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1125, attached hereto, be adopted.

CCS for HB 1125—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the State Board of Education; making appropriations to the State Department of Education for operation, administration and expenses; providing for education of children in Children's Memorial Hospital; providing for use of funds deposited in the Teachers' Certificate Fund and transfer of excess funds to the General Revenue Fund; making appropriations for financial support of public schools, the operation of child guidance centers, costs of educating homebound children and the purchase of textbooks; directing the manner of reimbursement of costs of educating homebound children; providing for the apportionment and disbursement of financial support of public schools; providing for adjustments in financial support of public schools; providing for allotment of funds appropriated for the purchase of free textbooks, as provided by House Bill No. 1163, First Session of the Thirty-third Oklahoma Legislature; providing funds for special education clinic; authorizing allotment of funds for special education pursuant to certain limitations; providing for allotments of funds for establishing new high schools; providing for allotment of funds for hazardous transportation; allotting funds for school lunch program and stating purpose; authorizing the allotment of funds to school districts to sustain support level; providing for allotment of funds for a kindergarten program; authorizing use of funds for participation in the Educational Commission of the States; providing funds for reduction of class size; providing minimum teacher salary; authorizing State Department of Education to enter into contractual relation with State Health Department; reappropriating General Revenue Funds appropriated by House Bill 1562, Second Regular Session, Thirty-second Legislature (Chapter 125, O.S.L. 1970); providing for continuance of State aid due to deactivation of military installation; providing for the appointment, duties and compensation of certain personnel; providing that funds appropriated in the Act shall not be subject to fiscal year limita-

tions; 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 State Board of Education from any monies in the General Revenue Fund of the State Treasurer for the fiscal year ending June 30, 1972, not otherwise appropriated the sum of One Million Nine Hundred Eighteen Thousand Four Hundred Seventy-four Dollars (\$1,918,474.00), or so much thereof as may be necessary to perform the duties imposed upon the State Board of Education by law.

SECTION 2. The State Board of Education is hereby authorized to make all necessary provisions for the education of all children of school age who are patients in the Children's Memorial Hospital, including the employment of teachers and paying other costs involved in operating the school, payable from the appropriation made in Section 1 of this act.

SECTION 3. All funds collected by the State Department of Education for the issuance of certificates to instructional, supervisory and administrative personnel in the public schools of the state and deposited in the "Teachers' Certificate Fund" in the State Treasury, as provided in Subsection 9, 70 O.S. 1961, § 2A-4, as last amended by Section 1, Chapter 87, O.S.L. 1969 (70 O.S. Supp. 1970, § 2A-4), 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.

SECTION 4. 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 indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary for the purpose specified:

	Fiscal Year Ending June 30, 1972
Financial Support of Public Schools	\$134,405,156.00
Child Guidance Centers operating expenses	203,000.00
Reimbursement for costs of educating homebound children pursuant to provisions of 70 O.S. 1961, § 13-8, as last amended by Section 2, Chapter 173, O.S.L. 1969 (70 O.S. Supp. 1970, § 13-8)	150,000.00
Purchase of Textbooks	4,188,000.00
Total	\$138,943,156.00

SECTION 5. Funds appropriated in Section 4 of this act for reimbursement of costs of educating homebound children shall be disbursed by claim filed by the State Board of Education prior to the lapse date provided in Section 23 of this act.

SECTION 6. The funds appropriated in Section 4 of this act for financial support of Public Schools 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 by House Bill 1163 First Session 33rd Legislature. Provided, however, that any school district that does not receive sufficient funds from the provisions of the School Code, plus all other sources of revenue, to provide an average daily attendance expenditure of Five Hundred Seventy-five Dollars (\$575.00) from General Fund Revenue, the State Board of Education is directed to supplement the State Aid, provided in this act, up to One Million Two Hundred Thousand Dollars (\$1,200,000.00) with an amount sufficient to assure the district up to Five Hundred Seventy-five Dollars (\$575.00) of General Fund Revenue per ADA (based on previous year or adjusted ADA) during fiscal year 1971-72, provided no district shall receive

additional aid if said district is not levying thirty-five (35) mills of general fund support; provided further, the 1970-71 General Fund surplus shall not exceed ten percent (10%), and all reserve funds must be based on valid contracts and claims pending.

SECTION 7. The funds appropriated in Section 4 of this act for purchase of textbooks shall be apportioned to the public schools pursuant to the provisions of Title 70, Article 16, Oklahoma Statutes 1961, Textbooks, as amended by House Bill 1163, First Session, 33rd Legislature.

SECTION 8. Not to exceed the sum of Fifty Thousand Dollars (\$50,000.00), appropriated by Section 4 of this act, shall be used for a special education clinic for students having emotional or psychological problems, with the funds to be used exclusively for salaries.

SECTION 9. Not less than One Million Two Hundred Fifty Thousand Dollars (\$1,250,000.00) of the funds appropriated by Section 4 of this act shall be used for the purpose of establishing new special education programs in school districts. 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 promulgate, such district shall be allocated Five Thousand Dollars (\$5,000.00) per class.

SECTION 10. The State Board of Education shall allot Forty Thousand Dollars (\$40,000.00) of the funds appropriated in Section 4 of this act to public schools to help defray the first year cost of estab-

lishing a high school, grades ten through twelve.

SECTION 11. The State Board of Education shall allot One Million Dollars (\$1,000,000.00) of the funds appropriated in Section 46 of this act to the several districts for pupils transported due to safety hazards as approved by the State Board of Education.

SECTION 12. The State Board of Education shall allot Six Hundred Twenty Thousand Dollars (\$620,000.00) of the funds appropriated in Section 4 of this act to the School Lunch Division to be apportioned to the public schools, for the purpose of complying with the National School Lunch Act, P.L. 396, of the 79th Congress of the United States, and the Child Nutrition Act of 1966, and P.L. 91-248, as it may be now or hereafter amended, or supplemented to meet these acts for Federal matching on all childrens' meals.

SECTION 13. The State Board of Education shall allot One Million Six Hundred Thousand Dollars (\$1,600,000.00) of the funds appropriated in Section 4 of this act, or such additional amount as may be necessary, to public schools to provide no less State Aid in 1971-72 than the per capita ADA in 1970-71 based on the district's Foundation Aid and Incentive Aid.

SECTION 14. The State Board of Education shall allot One Million Six Hundred Thousand Dollars (\$1,600,000.00) of the funds appropriated in Section 4 of this act, or that portion thereof which may be necessary to fund new kindergarten programs in 1971-72, at the same per capita ADA as grades one through twelve.

SECTION 15. Not to exceed the sum of Twenty-three Thousand Dollars (\$23,000.00) of the funds appropriated by Section 4 of this act shall be used by the State Board of Education during the fiscal year ending June 30, 1972, for the state's annual contribution to the Educational Commission 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 16. Not to exceed the sum of Six Hundred Thousand Dollars (\$600,000.00) of the funds appropriated in Section 4 of this act shall be used by the State Board of Education to reduce class size.

SECTION 17. No teacher shall be paid less than Six Thousand Dollars (\$6,000.00) for the school year 1971-1972, and thereafter. Provided, further, that no board of education shall apply more than five (5) years active duty in the military service for the purpose of salary increments of years experience counted toward tenure or retirement if either is provided for at the local or state level. Said provision shall apply whether or not a state of emergency exists or is declared in existence.

SECTION 18. The State Department of Education is authorized to enter into contractual services with the State Department of Health for the purposes of providing physiological guidance, counseling and testing services.

SECTION 19. The amount of Fifty Thousand Dollars (\$50,000.00) originally appropriated to the Oklahoma Commission on Education, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1971, by Section 1, Chapter 125, O.S.L. 1970 for the purpose of carrying out the duties of the Oklahoma Commission on Education, is hereby continued and reappropriated in the original amount as adjusted by transfer less the amounts that have been expended upon the date this act becomes effective.

SECTION 20. The salary of the Deputy State Superintendent of Public Instruction shall be Twenty-two Thousand Seven Hundred Forty Dollars (\$22,740.00) per year, payable monthly.

SECTION 21. Where there has been an unusual decrease in the average daily attendance as defined by the State Board of Education in districts having a military installation deactivated, the district's

State Aid shall not be reduced for one (1) year from the effective date of this act.

SECTION 22. The State Board of Education is hereby authorized to appoint and fix the duties and compensation of personnel necessary to carry out the duties imposed on the State Board of Education by law.

SECTION 23. The appropriations made in 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 24. 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 25. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Bradley, Cate, Davis, Fine, Greenhaw, Hargrave, Mountford, Odom, Sanguin, Skeith, Sparkman, Townsend.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Boecher, Luton, Medearis, Miller, Murphy, Nichols, Rogers, Smalley, Terrill.

The following CCR on HB 1132 was read and consideration deferred:

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1132, Entitled:

(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:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute Bill No. 1132, for Engrossed House Bill No. 1132, attached hereto, be adopted.

CCS for HB 1132—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the Department of Mental Health and the Mental Health Institutions and making appropriations thereto; stating the purpose; making an appropriation pursuant to the provisions of Chapter 129, O.S.L. 1969 (43A O.S. Supp. 1970, §§ 601 to 609, inclusive and Enrolled House Bill 1101, 1st Session of the 33rd Legislature; providing for the Director of Mental Health to fix the duties and compensation of employees; authorizing Board of Mental Health to administer the affairs of the institutions listed herein; Legislative intent of appropriation for children's center; providing lapse date; authorizing expenditures in support of Enrolled House Bill 1101, 1st Session of the 33rd Legislature; 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 Department of Mental Health and to the institutions listed, 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 Department of Mental Health and its institutions by law:

	Fiscal Year Ending June 30, 1972
Mental Health Department	
Personal Services, Operating Expenses and per diem of Board Members	\$ 178,109.00
Aftercare Program	196,644.00
Subtotal	\$ 374,753.00
Central State Griffin Memorial Hospital	7,407,566.00
Eastern State Hospital	4,890,300.00
Western State Hospital	2,805,538.00
Total	\$15,478,157.00

SECTION 2. There is hereby appropriated to the Department of Mental Health from any monies in the General Revenue Fund of the State Treasury, not otherwise appropriated, for the fiscal year ending June 30, 1972, the sum of One Hundred Thousand Dollars (\$100,000.00) for the purpose of paying necessary expenses in carrying out the statutory duties and responsibilities of "The Oklahoma Community Mental Health Services Act," provided by Chapter 129, O.S.L. 1969 (43A O.S. Supp. 1970, §§ 601 to 609, inclusive), and Enrolled House Bill No. 1101, 1st Session of the 33rd Legislature.

SECTION 3. The Director of Mental Health shall appoint and fix the duties and compensation of employees necessary to carry out the functions of the Department of Mental Health as provided by law.

SECTION 4. The State Mental Health Board shall administer the affairs of the institutions listed in this act, pursuant to the provisions of Section 5, Chapter 324, O.S.L. 1967 (43A O.S. Supp. 1970, § 25).

SECTION 5. It is the intent of the Legislature that the funds appropriated for Central State Griffin Memorial Hospital, in Section 1, above, were provided in an amount sufficient to support operations of the Children's Center at full capacity during the fiscal year 1972.

SECTION 6. The superintendent of an institution listed in Section 1 of this act may in accordance with agreement entered into by the Superintendent and the Director, State Department of Mental Health, use any of the monies appropriated to the institution by this act to fund or assist in funding expenditures required to implement the provision of Enrolled House Bill 1101, 1st Session of the 33rd Legislature.

SECTION 7 The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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. 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, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Murphy, Rogers, Smalley.

House Conferees: Willis, Chairman; Miskelly, Vice-Chairman; Andrews, Bradley, Cate, Davis, Greenhaw, Mountford, Sanguin, Skeith, Sparkman, Stratton, Townsend.

The following second CCR on **HB 1133** was read and consideration deferred:

Mr. Speaker
and

Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1133, Entitled:

(Department of Charities and Corrections * * * and Declaring an Emergency) Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the following Conference Committee Substitute Bill for Engrossed House Bill No. 1133, attached hereto, be adopted.

CCS for HB 1133—By Willis and Miskelly of the House and McSpadden and Hamilton 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; 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 Charities and Corrections, 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 Charities and Corrections by law:

	Fiscal Year Ending June 30, 1972
Personal Services (Including employee retirement and insurance costs)	\$93,750.00
Operating Expense (Including rent of office space)	29,145.00
Total	\$122,895.00

SECTION 2. The Commissioner of Charities and Corrections shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the Commissioner by law.

SECTION 3. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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.

House Conferees: Willis, Chairman; Miskelly, Vice-Chairman; Andrews, Bradley, Cate, Davis, Stratton, Hargrave, Mountford, Sanguin, Skeith, Sparkman, Townsend.

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Murphy, Rogers.

The following CCR on HB 1136 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 1136, Entitled:

Oklahoma Department of Veterans Affairs and declaring an emergency.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

House Conferees: Willis, Chairman; An-

draws, Bradley, Cate, Davis, Mountford, Sanguin, Skeith, Sparkman, Stratton, Townsend.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Murphy, Rogers.

The following second CCR on HB 1138 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 1138, Entitled:

(Oklahoma Military Department * * * and declaring an emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

Add: Lane of Senate and Townsend of House as co-authors.

1. That the Senate recede from Engrossed Senate Amendments 1, 2 and 3. and 3.

2. That the Second Conference Committee Substitute for Engrossed House Bill No. 1138, attached hereto, be adopted.

CCS for HB 1138—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the Office of the Oklahoma Military Department and making an appropriation thereto; stating the purpose; providing for appointment, duties, and compensation of personnel; making an appropriation for repairs to armories; reappropriating certain funds; 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 appropriat-

ed to the Office of the Oklahoma Military Department, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Seven Hundred Fifty Thousand Dollars (\$750,000.00), or so much thereof as may be necessary to perform the duties imposed upon the Office of the Military Department by law.

SECTION 2. The State Adjutant General shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the State Adjutant General by law.

SECTION 3. There is hereby appropriated to the office of the Oklahoma Military Department, from any monies in the Public Building Fund for the fiscal year ending June 30, 1972, the sum of One Hundred Thousand Dollars (\$100,000.00) for repairs to armories.

SECTION 4. The amount of Fifty Thousand Dollars (\$50,000.00) originally appropriated to the Office of the Oklahoma Military Department by Section 3, Chapter 160, O.S.L. 1970, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1971, not otherwise appropriated, for capital outlay in preparing Camp Gruber for National Guard purposes, is hereby continued and reappropriated to the Office of the Oklahoma Military Department, in the original amount as adjusted by transfer, less the amount that has been expended upon the date that this act becomes effective.

SECTION 5. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 6. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of

the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Bradley, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Stratton, Townsend.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Rogers.

The following second CCR on HB 1163 was read and consideration deferred:

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1163, Entitled:

(Aid to public schools and emergency) by Abbott, Coffin, Clemons, Atkins, York, Miskelly, Cate, Duke, Davis, Lindstrom, Boren, Trent and Stratton of the House and Miller and Terrill of the Senate.

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. Recede from Senate Amendments 1 through 6.
2. That the attached Second Conference Committee Substitute be adopted.

Second CCS for HB 1163—By Abbott, Coffin, Clemons, Atkins, York, Miskelly, Cate, Duke, Davis, Lindstrom, Boren, Trent and Stratton of the House and Miller and Terrill of the Senate.

An Act relating to schools; providing

for State aid to public schools; making declaration of intent; providing for apportionment and disbursement of funds by State Board of Education; prescribing purpose of funds; providing for warrants; classifying State aid; defining terms; providing for Kindergartens; providing procedures and formulas for determining State aid programs; providing for adjustments and limitations; defining pupils to be included in average daily attendance; providing allocation guarantee; providing for minimum salaries; permitting district budgets to include State aid; providing for forfeiture of aid; providing procedures relating to use of funds; providing for enforcement and administration of this article; amending 70 O.S. 1961, § 16-10, as amended by Section 5, Chapter 408, O.S. L. 1968 (70 O.S. Supp. 1970, § 16-10); providing for textbook committees and adoption of textbooks; prescribing requirements for apportionments through Director of Finance; providing for appointment of Examiners; permitting adjustments for certain schools conducting twelve years of education; abolishing certain offices of County Superintendent of Schools and providing for transfer of functions and duties to County School District Clerk; providing for appointment of said clerks, fixing duties, authority and salary thereof; prescribing duties of County Commissioners; providing that 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. 1970, §§ 3-4.1 and 3-4.2), insofar as same are in conflict with Sections 21 and 22 hereof, are hereby specifically superceded; repealing Sections 1 through 14, Chapter 397, O.S.L. 1965 (70 O.S. Supp. 1970, §§ 18-1A through 18-14A); directing codification; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. DECLARATION OF LEGISLATIVE INTENT, POLICIES AND PRINCIPLES. The Legislature hereby declares that this act is passed for the general improvement of the public schools in

the State of Oklahoma; to provide the best possible educational opportunities for every child in Oklahoma; and to have a more beneficial use of public funds expended for education; and this act shall be liberally construed to attain these goals within the purview of the following principles and policies:

1. The education of our children is more than the performance of a duty or act of love. It is these things and also the highest expression of enlightened self-interest by the people of Oklahoma. Education is our finest investment.

2. The system of public schools should be designed to strengthen and encourage local responsibility for control of public education. Local school districts should be so organized, financed and directed that they can provide full educational opportunities for all children. The maximum public autonomy and responsibility for public education should remain with the local school districts and the patrons of such districts.

3. It is the responsibility of the state on behalf of the people of Oklahoma to establish, maintain, and continually improve the public schools of Oklahoma. In furtherance of this responsibility, the people of Oklahoma through the state have the responsibility to support financially the public schools.

4. Effective local control requires that local school districts contribute to the support of school budgets in proportion to their respective abilities.

5. The system of public school support should assure that state and local funds are adequate for the support of a realistic foundation program. It is unrealistic and unfair to the children of the less wealthy districts to provide less state support than is necessary for full educational opportunities.

6. The system of public school support should encourage local school districts to provide and support improved educational programs.

7. The system of public school support should make provisions for the apportionment of state funds to local school districts on a strictly objective basis that can be computed as well by the local districts as by the state.

8. The system of public school support should effect a partnership between the state and each local district, with each participating in accordance with its relative ability. The respective abilities should be combined to provide a financial plan between the state and the local school district that will assure full educational opportunities for every child in Oklahoma.

9. State support should be extended to all local districts regardless of wealth, for this not only develops a sense of broader responsibility, but also creates flexibility taxwise permitting the exercise of local initiative. State support should, to assure equal educational opportunity, provide for as large a measure of equalization as possible among districts. The taxing power of the state should be utilized to raise the level of educational opportunity in the financially weakest districts of the state.

10. The system of public school support should provide for an equitable system of state and local sharing in the foundation program. The degree of local sharing should be based, as nearly as possible on the true ability of the local district, so that each may contribute uniformly to the foundation program.

SECTION 2. EQUALIZED AD VALOREM ASSESSMENTS. The Legislature recognizes that it would be unfair to the taxpaying citizens of the state to base a system of state financial aid to schools upon the amounts of local ad valorem taxes collected for education as this act does without equalizing ad valorem assessments throughout the state. It is the intention of the Legislature to equalize ad valorem assessments so that every parcel and item of taxable property in the state will be assessed at the same percentage

of its fair cash value. To provide the information necessary for the accomplishment of this goal of equalization the following procedure is established.

1. At the time a deed or other instrument of conveyance is presented to the county clerk for filing, the clerk will present to the grantee a form to be mailed within fifteen (15) days to the Oklahoma Tax Commission on which the grantee will state the consideration paid. Said statement shall not be revealed to the county clerk, county assessor, nor any other official, but is to be mailed direct to said Tax Commission where the information will be treated as confidential and privileged. The purpose of the reports is so that said Tax Commission may have said information to prepare statistics showing the sales assessment ratio in each county.

2. The county clerk will forward to the Tax Commission each ninety (90) days a report showing each conveyance transaction in their county for said period of time listing the name and address of the grantee and the description of the property involved.

3. If the consideration is not a total cash transaction, the grantee will show the cash consideration paid and the amount of any mortgage assumed or owed on the form, which will be prepared by the Tax Commission. Said form shall have a proviso as follows: "If the above consideration which was paid does not represent the true market value of the property involved, please state why." This will give the grantee the right to state in his own words the reason why he might have paid more than the actual or usual price for the property involved. The Tax Commission shall use the information collected for no other reason than to prepare statistical information on each county and school district, to be presented to the Oklahoma Legislature. In preparing these statistical tables for each county, the Tax Commission will not use as a basis

for their ratios, land sold for industrial use, for development purposes or highway purchases, as regards the value of the balance of adjacent lands of the grantor.

SECTION 3. APPROPRIATIONS. There shall be apportioned and disbursed annually by the State Board of Education, from appropriations made by the Legislature for this purpose and from funds derived from other sources provided by law for this purpose, to the several school districts of the state, such sums of money as each school district may be qualified to receive under the provisions of this article. The methods of apportionment and disbursements contained herein shall remain in force until the same are amended or repealed by the legislature. The State Board of Education will furnish the Legislature each year the recommended use of any new educational funds, listing priorities and percentage of new funds recommended for each priority item listed.

SECTION 4. PURPOSE OF FUNDS — FEDERAL FUNDS. A. The funds apportioned and disbursed to the several school districts of the state shall be for the purpose of aiding each school district receiving the same to finance its school budget for each fiscal year. The State Board of Education shall notify the county clerk, county superintendent of schools, the board of education, superintendent of each school district and the school district treasurer of the tentative amount said district is to receive from the funds apportioned under the provisions of this article and disbursed according to the provisions hereof. After such allocation of State Aid has been made by the State Board of Education and certified to the county clerk, treasurer of the school district, county superintendent of schools and district superintendent of schools, such aid may be included as probable income by the board of education in its Estimate of Needs and Financial Statement as submitted to the county excise board, and said excise board shall include such

amount in the approved appropriations, and in addition thereto any federal aid certified or allocated by the State Board of Education shall be included in the appropriation made by the excise board if requested by the board of education; provided, no such federal aid estimate shall be used in any way to reduce the State Foundation Aid or Incentive Aid for such school district or sustain a protest for the reduction of a tax levy. If such allocation of aid is not included in the board of education's estimate of needs, it shall be added by the county clerk to the items of appropriation designated by the board of education of the school district. Funds received under the provisions of this article shall be deposited in the general fund of such school district. Provided, funds received from the Federal Government for current expense purposes shall likewise be added to the appropriation of the general fund if so designated by the board of education of such school district. Provided, further, that the board of education of a school district may enter into agreements with federal agencies for educational projects and programs to be maintained in such districts; and federal funds received by the district in pursuance thereof shall, consistent with the agreement and requirements of the federal agency, be kept, administered and disbursed in such manner as may be prescribed by rules and regulations of the board of education.

B. If the State Board of Education should ascertain that any of the factors on which the apportionment or allocation of State Aid to any school district has so changed as to disqualify such district or to reduce its State Aid, then the State Board of Education shall forthwith notify the county superintendent of schools, the district superintendent, the clerk of the board of education, and the treasurer thereof, as to the amount of reduction in the allocation of State Aid, and the board of education of such district shall immediately request the county clerk to adjust

the items of appropriation in accordance with such reduction as to effect a total reduction in the appropriation by the amount which the State Aid allocation was reduced; and if there has been an overpayment the same shall be returned to the State Treasurer and credited to a refund account which shall be available for further payment of State Aid. Whenever it becomes necessary for a school district to refund any overpayment of monies previously received, such refunds shall be made by warrant issued pursuant to a properly approved claim filed by the person, firm, or agency to whom the repayment is to be made. Provided, school districts using the alternate accounting system shall issue such warrant against a properly approved encumbrance in the manner provided by law. Such claim or encumbrance shall be coded as a refund of prior revenue and paid from the current expense appropriation of the general fund or such other fund or account from which such refund may properly be paid by the school district.

SECTION 5. STATE AUDITOR — COPY OF APPORTIONMENTS. The State Board of Education shall furnish the State Auditor with a copy of the apportionments made from the funds appropriated for each fiscal year to each of the several school districts of the state, and warrants shall be drawn by the State Auditor against appropriations for each fiscal year in accordance with such apportionments only upon the order of the State Board of Education through the Director of Finance. The warrants for the payments to the several school districts of any county shall be forwarded by the State Board of Education through the Director of Finance directly to the treasurer of each school district.

SECTION 6. CLASSIFICATION OF STATE AID FOR PUBLIC SCHOOLS. The programs of State Aid to public schools shall consist of two parts. The first shall be known as "Foundation Pro-

gram Aid," and the second shall be known as "Incentive Aid" as provided in Sections 7 through 12 of this article.

SECTION 7. DEFINITIONS. A. "Average Daily Attendance" (ADA) means the legal average number of pupils, kindergarten through grade twelve, in a school district during a school year as determined pursuant to the provisions of Section 11 of this article. A day of school for kindergarten shall be two and one-half (2 1/2) hours.

B. "District's Net Valuation per ADA" (DNV-ADA) means the district's net valuation divided by the preceding year ADA.

C. "State Net Assessed Valuation per ADA" (SAV-ADA) means state assessed valuation divided by the state ADA.

D. "Base Foundation Support Level" (B-FSL) means the dollar amount in the basic foundation program per ADA.

E. "District Wealth Ratio" (DWR) means the district net valuation per ADA divided by the state net valuation per ADA.

F. "Percentage Matching Support Level" (PMSL) means the support level per ADA for each mill of the general fund levy above the Foundation Program income fifteen (15) mills chargeable levy. Article X, Paragraph 9a, c, d and d-1, Oklahoma Constitution.

G. "Local Support Factor" (LSF) means the percent factor required to be multiplied by the PMSL in order to get a product equal to the state average valuation per pupil times one (1) mill.

H. "District's State Support Ratio" (DSSR) means the district local support ratio subtracted from 1.0000.

I. "District Local Support Ratio" (DLSR) means the district wealth ratio multiplied by the Local Support Factor.

SECTION 8. KINDERGARTEN. It is the intention of the Legislature to provide a free public kindergarten for every five year old child in this state by the school year 1974-1975; to provide state financial aid incentives for school districts which

do not now provide kindergarten to do so before the school year 1974-1975; and to provide state financial aid incentives for school districts which now provide kindergarten to maintain and improve such kindergarten programs. To accomplish these purposes the following incentives and requirements are provided:

1. During the school year 1971-1972 each day during which a child attends a kindergarten for two and one-half hours or more

a. in a district which did not provide free kindergarten in the school year 1970-1971, shall be counted as one day of average daily attendance

b. in a district which did provide free kindergarten in the school year 1970-1971, shall be counted as sixty percent (60%) of one day of average daily attendance.

2. During the school year 1972-1973 each day during which a child attends a kindergarten for two and one-half hours or more

a. in a district which did not provide free kindergarten in the school year 1970-1971, shall be counted as ninety percent (90%) of a day of average daily attendance

b. in a district which did provide free kindergarten in the school year 1970-1971, shall be counted as sixty-five percent (65%) of one day of average daily attendance.

3. During the school year 1973-1974 each day during which a child attends a kindergarten for two and one-half hours or more

a. in a district which did not provide free kindergarten in the school year 1970-1971, shall be counted as eighty percent (80%) of a day of average daily attendance.

b. in a district which did provide free kindergarten in the school year 1970-1971 shall be counted as seventy percent (70%) of one day of average daily attendance.

4. During the school year 1974-1975 and thereafter each day during which a child attends a kindergarten for two and one-half

hours or more shall be counted as seventy-five percent of one day of average daily attendance.

5. From and after September 1, 1974, it shall be the duty of every school district in this state to provide and offer kindergarten free of tuition for every child residing in such district who attains the age of five (5) years by the second day of November during the school year such kindergarten is offered. All acts or parts of acts inconsistent with this subsection 5 are hereby repealed but only to the extent of such inconsistency.

SECTION 9. STATE AID: HOW DETERMINED — FOUNDATION PROGRAM — FOUNDATION PROGRAM INCOME — FOUNDATION AID — EQUALIZED PERCENTAGE MATCHING GRANT. Recognizing the state's responsibility to guarantee a realistic educational program for every school district in accordance with its relative ability to support such program, the amount of State Aid each district will receive shall be the sum of the Foundation Aid and Incentive Aid defined as follows:

1. Foundation Program:

a. District elementary average daily attendance for the next preceding year multiplied by the Base Foundation Support Level. For 1971-1972 school year the BFSL shall be 260.00.

b. District secondary average daily attendance for the next preceding year multiplied by the BFSL times one and two-tenths (1.2).

The sum of a. and b. shall be the Minimum Program.

FLAT GRANTS

c. Special Education. For the education of handicapped, exceptional children, the following grants shall be made in addition to the Foundation Aid and Incentive Aid provided by this act:

(1) To each school district for the number of special education classes which such school district provided during

the school year 1968-1969, the sum of Four Thousand Dollars (\$4,000.00) for the continuation of such class which is provided during the school year 1971-1972 and thereafter.

(2) To each school district for the number of special education classes which such school district provided during the school year 1970-1971, in excess of the number of such special education classes which such district provided during the school year 1968-1969, the sum of Four Thousand Five Hundred Dollars (\$4,500.00) for each such class which is continued, and provided during the school year 1971-1972 and thereafter.

(3) To each school district for the number of special education classes which such school district provides during the school year 1971-1972, and thereafter, in excess of the number of such special education classes which such district provided during the school year 1970-1971, the sum of Five Thousand Dollars (\$5,000.00) for each such class in excess which is provided during the school year 1971-1972, and thereafter.

d. Two Thousand Five Hundred Dollars (\$2,500.00) for each vocational education teacher approved for reimbursement by the Division of Vocational-Technical Education. Provided, further, that for the school year 1971-1972 and each year thereafter the salary of a vocational education teacher shall be calculated on a basis of the months for which the teacher is actually employed, subject to the approval of the State Board for Vocational Education, but not to exceed two (2) months in addition to the school term as defined by this article.

For each additional month employed, the additional salary shall be calculated on the basis of one-tenth (1/10) of the base salary as prescribed by the school district for a teacher of like qualifications employed on a ten-months' basis.

e. Seventy-five percent (75%) of the average approved expenditure for pupil

transportation during the next preceding three (3) years. 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:

PER CAPITA
DENSITY FIGURE ALLOWANCE

.3000 — .3083	\$152.00
.3084 — .3249	150.00
.3250 — .3416	148.00
.3417 — .3583	146.00
.3584 — .3749	144.00
.3750 — .3916	142.00
.3917 — .4083	140.00
.4084 — .4249	138.00
.4250 — .4416	136.00
.4417 — .4583	134.00
.4584 — .4749	132.00
.4750 — .4916	130.00
.4917 — .5083	128.00
.5084 — .5249	126.00
.5250 — .5416	124.00
.5417 — .5583	122.00
.5584 — .5749	120.00
.5750 — .5916	118.00
.5917 — .6133	116.00
.6134 — .6399	114.00
.6400 — .6666	112.00
.6667 — .6933	110.00
.6934 — .7199	108.00
.7200 — .7466	106.00
.7467 — .7733	104.00
.7734 — .7999	102.00
.8000 — .8266	100.00
.8267 — .8533	98.00
.8534 — .8799	96.00
.8800 — .9066	94.00
.9067 — .9333	92.00

PER CAPITA
DENSITY FIGURE ALLOWANCE

.9334 — .9599	\$90.00
.9600 — .9866	88.00
.9867 — 1.1071	86.00
1.1072 — 1.3214	84.00
1.3215 — 1.5357	82.00
1.5358 — 1.7499	80.00
1.7500 — 1.9642	78.00
1.9643 — 2.1785	76.00

2.1786 — 2.3928	74.00
2.3929 — 2.6249	72.00
2.6250 — 2.8749	70.00
2.8750 — 3.2149	68.00
3.1250 — 3.3749	66.00
3.3750 — 3.6666	64.00
3.6667 — 3.9999	62.00
4.0000 — 4.3333	60.00
4.3334 — 4.6666	58.00
4.6667 — 4.9999	56.00
5.0000 — 5.3333	54.00
5.3334 — 5.7499	52.00
5.7500 — 6.2499	50.00
6.2500 — 6.7499	48.00
6.7500 — 7.2499	46.00
7.2500 — 7.5357	44.00
7.5358 — 7.6071	42.00
7.6072 — 7.6785	40.00
7.6786 — 7.7499	38.00
7.7500 — 7.8214	36.00
7.8215 — 7.8928	34.00
7.8929 — 7.9642	32.00
7.9643 — or more	30.00

2. Foundation Program Income:

a. The net assessed valuation of the school district during the next preceding year multiplied by fifteen (15) mills.

b. Seventy-five percent (75%) of the amount received by the school district from proceeds of the county levy during the second preceding fiscal year, as levied under Section 9(b), Article X, Oklahoma Constitution.

c. Auto License and Farm Truck Tax, actual collections during the second preceding year computed on a per capita average daily attendance basis.

d. Gross Production Tax.

e. State apportionment.

f. R.E.A. Tax.

Each of the above-mentioned items of the Foundation Program Income from d. through f., inclusive, shall be the amount actually collected from such source during the second preceding fiscal year calculated on a per capita basis on the unit provided by law for the distribution of each such revenue. Notwithstanding the forego-

ing, the amount to be charged as Foundation Program Income from gross production tax shall be the actual collections from such source during the next preceding year if any producing oil or gas wells in the county have been plugged, or any pipelines have been abandoned so as to cause a loss in revenue greater than ten percent (10%) from the amount actually collected during the second preceding fiscal year.

3. Foundation Aid:

The "Foundation Aid" shall be determined by subtracting the amount of the Foundation Program Income from the cost of the Minimum Program and adding to this difference the flat grants in Section 9, paragraphs 1c, d, and e.

4. The Percentage Matching Grant: Calculated as follows:

Step One. Multiply the District Wealth Ratio by the Local Support Factor. This is the district's Local Support Ratio. For the year 1971-72 the LSF shall be .585.

Step Two. Subtract the product in step one from 1.000 to determine the District's State Support Ratio. For the school year 1971-72, the District State Support Ratio shall be a minimum of .415 and a maximum of .53.

Step Three. Multiply the District's State Support Ratio by the Percentage Matching Support Level per mill.

Step Four. Multiply the product of step three by the number of mills levied for general fund purposes above the fifteen (15) mills required to support the Foundation Program, not including the county four-mill levy. (Cannot exceed 20 mills)

Step Five. Multiply the product obtained in step four by the District's Legal ADA for the preceding year. This will be the District's "Incentive Aid."

The above five steps may be reduced to the following formula:

$(1.0000 \text{ minus } (\text{DWR} \times \text{LSF}) \times \text{PMSL} \times (\text{the number of General Fund mills lev-})$

ied minus 15) x District ADA equals DPMG.

In the event that funds are not appropriated by the Legislature sufficient to fund the per pupil minimum set out in Section 9 or in the event funds in excess of such minimum are available, such surplus or deficit shall be apportioned percentage wise on a per pupil basis.

SECTION 10. ADJUSTMENTS AND LIMITATIONS. A. The State Board of Education is authorized to adjust the State Aid for any district on the average daily attendance for a number of consecutive months equal to one-half (1/2) of the current year for districts in which there has been an increase in average daily attendance over the preceding year of twenty-six (26) average daily attendance; or, two percent (2%) of the first ten thousand (10,000) average daily attendance, plus one-half of one percent (.005%) of the next twenty thousand (20,000) average daily attendance, plus one-fourth of one percent (.0025%) of all over thirty thousand (30,000), whichever is the greater.

B. If any district, or a part of a district, becomes a part of another district by consolidation, annexation, or otherwise, the following procedure shall be followed in calculating aid to the new district or districts so formed:

1. If the annexation or consolidation occurs after budgets have been approved by the county excise board and the tax levies approved, the State Aid for the current year shall be calculated for each district as it existed prior to the annexation and prorated to the annexing district or districts on the basis of average daily attendance.

2. If the annexation occurs prior to approval of the school district budgets by the county excise board, the annexed district shall be merged with the annexing district or districts and State Aid shall be calculated according to the formula provided by this act.

C. A full term of school under the pro-

visions 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.

D. If a school district operates a school located in a state institution for pupils of school age, the attendance of such children shall be included in the attendance of such school district for the purpose of calculating state aid of the district.

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 be included in the attendance of such school district for the purpose of calculating state aid of the district. Provided, such attendance shall not be used for apportioning other miscellaneous revenue; and such school district state aid shall be paid in the amount of the Foundation Program Aid and Incentive Aid of such school as provided in this article.

E. If any school district shall fail, neglect or refuse, for any reason whatsoever, to provide special education for a handicapped exceptional child, certified as such by competent authorities and residing in such district, as directed in Section 13-1 of Title 70 of the Oklahoma Statutes, the following is hereby authorized:

1. Such child shall be entitled, upon petition by the child's parent or guardian, without consent or approval of the school district not providing special education, to transfer to any adjacent or nearby school district which will accept the handicapped exceptional child and provide the special education which such child is entitled to receive. The school district in which a child transferring under this section re-

sides shall pay to the district receiving and educating such child, as tuition, a special education transfer fee as provided in paragraph 2 of this section. Provided the average daily attendance of such child shall be credited to the home district of such transferee.

2. The special education transfer fee shall be the per capita cost of the receiving district for current expenditures for the special education of such handicapped exceptional child based upon the cost of teachers, equipment, material, and special costs associated with the special education class.

3. It shall be the duty of the school district from which such handicapped exceptional child transfers to appropriate and pay such special education transfer fee to the district which received and educates such child. If a school district owing such special education transfer fees shall fail, neglect or refuse for any reason whatsoever to appropriate and pay such special education transfer fees, then the school district entitled to receive such fees shall certify such fact to the Finance Division of the State Department of Education. Upon receipt of such certification, the Finance Division shall deduct the amount of the special education fee from any State Foundation Program or Incentive Aid otherwise due the sending district and transmit such amount to the receiving district.

SECTION 11. AVERAGE DAILY ATTENDANCE — LEGALLY RESIDENT PUPILS. No pupil shall be counted in the average daily attendance of any district for the purpose set out in this article, unless said pupil is a legal resident of said district or has been transferred thereto; provided, that a pupil moving from a school district during a school term shall be entitled to attend such school for the remainder of that school term. School districts shall not include out-of-state pupils in their average daily attendance for the purpose set out in this article. Pro-

vided, the following pupils shall not be counted: Those who have attained the age of twenty-one (21) years by September 1, or who have completed the twelfth grade, except as elsewhere provided by law for veterans of World War II, the Korean War or the Vietnam War, and those who have not attained the age of five (5) years by November 1 of that school year. In determining the ages of pupils for state aid purposes, birth certificates shall be presented, if obtainable, as proof of age. Provided underage pupils who have been in legal attendance in another state may be legally enrolled and attend an Oklahoma school.

SECTION 12. ALLOCATION GUARANTEE. No school district shall receive less State Aid per ADA under this program in 1971-72 or succeeding years than the district would have received by adding the 1970-71 "Q" factor to Ninety-two Dollars (\$92.00) and multiplying the sum by the preceding year's ADA. Provided, for the school year 1972-73 and thereafter, districts must levy the maximum general fund mills to receive the above guarantee.

SECTION 13. CLASS SIZE. A. For the school years hereinafter indicated no child enrolled in grades one through six shall be included in the Average Daily Attendance of a school district for the purpose of computing and paying Foundation Program Aid or Incentive Aid if that child is, during the school year indicated, regularly assigned to a class that includes more than the number of children hereinafter set forth for the school years indicated:

1. for the school year 1971 - 1972, more than 32 students per class or per teacher if more than one teacher is regularly assigned to the class;

2. for the school year 1972 - 1973, more than 30 students per class or per teacher if more than one teacher is regularly assigned to the class;

3. for the school year 1973 - 1974, more than 28 students per class or per teacher

if more than one teacher is regularly assigned to the class; and

4. for the school year 1974 - 1975, more than 25 students per class or per teacher if more than one teacher is regularly assigned to the class.

B. Provided, however, for the school years hereinafter indicated no child enrolled in grades seven through nine shall be included in the average daily attendance of a school district for the purpose of computing and paying Foundation Program Aid or Incentive Aid if that child is, during the school year indicated, regularly assigned to any class, except those specified below, that includes more than the number of children hereinafter set forth for the years indicated.

1. for the school year 1971-1972, more than 42 students per class or per teacher if more than one teacher is regularly assigned to the class;

2. for the school year 1972-1973, more than 40 students per class or per teacher if more than one teacher is regularly assigned to the class;

3. for the school year 1973-1974, more than 38 students per class or per teacher if more than one teacher is regularly assigned to the class; and

4. for the school year 1974-1975, and thereafter, more than 36 students per class or per teacher if more than one teacher is regularly assigned to the class.

C. Provided, however, that classes in the following subjects will not be subject to the limitations on numbers of students per class set forth in subsection B:

1. physical education;
2. music, vocal and instrumental;
3. art;
4. typing; or
5. vocational courses.

D. Provided, however, if, in adjusting the class size ratio set out above, based on the number of classes in each grade in the previous year, a district, using a five

percent (5%) deviation factor under the maximum set out, cannot meet the obligation so specified, the State Department of Education shall allocate two-thirds (2/3) of the minimum salary to hire an additional teacher, which teacher must be used in the grade affected to reduce each class in said grade so that each said class shall be as nearly equal in number as possible.

E. If a grade has only one teacher, the above ratio shall not be required if the second class would be less than sixteen (16) students, and the penalty provisions of this act shall not be applicable.

F. If there is more than one class per grade and, after using the proviso of subsection D, above, a school would have a class of less than sixteen (16), said students shall be equally divided in the remaining classes and the penalty provisions of this act shall not be applicable.

SECTION 14. MINIMUM SALARIES. No teacher shall be paid less than Six Thousand Dollars (\$6,000.00) for the school year 1970-1971, and thereafter. Provided, further, that no board of education shall apply more than five (5) years active duty in the military service for the purpose of salary increments of years experience counted toward tenure or retirement if either is provided for at the local or state level. Said provisions shall apply whether or not a state of emergency exists or is declared in existence.

SECTION 15. ANNUAL BUDGET CAN INCLUDE INCREASED AID. In the preparation of their budgets and estimates of income for the school years 1971 - 1972 and thereafter, the school districts of this state may include the increased amounts of State Aid provided by this act.

SECTION 16. FORFEIT STATE AID. A. Any school district which wilfully operates school buses contrary to the rules and regulations prescribed by the State Board of Education shall forfeit its State Aid for the time of noncompliance. All State Aid funds shall be withheld from any school district that does not comply

with the standards of the State Board of Education for accrediting.

B. 1. No more than fifty percent (50%) of the funds apportioned to school districts under the provisions of this article shall be paid by the state unless and until there has been filed with the State Board of Education on forms prescribed by such Board an itemized sworn account of the expenditures of the school district during the next preceding fiscal year and a teacher personnel report for the current year.

2. All State Aid paid to a district whose district budget, as filed with the State Auditor, shows that the appropriations of the district, plus the State Aid and other cash funds for which the district qualifies, will not enable it to maintain a full term of school as defined by this article, shall be credited against the State Aid of the district or districts to which the first district shall be annexed, if annexation is required. It is intended that the balance of any unexpended State Aid or other revenue originally allocated to an annexed district shall be paid to the receiving district.

C. School districts receiving State Aid shall not spend any of these funds except by regularly issued warrants based upon a sworn and certified itemized claim executed by or on behalf of the person or firm furnishing the service or things for which payment is claimed. All claims shall be approved by the board of education of the school district at a regular meeting or a special meeting called for that purpose. A copy of said claim, together with a certificate issued by the clerk of the board of education, certifying that said claim was approved at a board meeting and giving the date of said meeting, shall be filed with the treasurer of the school district at the time the warrant is submitted to him for registration, and it shall be unlawful to register or pay the same unless such claim and such warrant conform to the statutes regulating the allowance and issuance thereof. Said treasurer shall keep on file in his

office copies of all such claims for a period of five (5) years after the date of filing. Provided, this sub-section as it pertains to issuance of claims and warrants shall not apply to those districts using any alternate accounting system authorized by law.

D. All board of education members, employees, or other officials of school districts required to make reports to the State Board of Education or other agencies under the provisions of this article, and all persons lawfully charged with the duty of making records of original entry, such as teachers' registers, transportation records, and financial records, which form the basis, in whole or in part, of said reports, shall exercise the highest degree of diligence, accuracy, and good faith in making said records and reports reflect the truth. Teachers' registers shall be marked daily in ink, by the teacher or principal in charge of rooms or groups of pupils. Provided, the State Board of Education may authorize alternate systems of accounting for pupils' attendance in districts using data processing methods.

E. The State Board of Education shall revoke the certificate of any teacher, principal, or superintendent who knowingly or wilfully violates any of the provisions of this article.

F Any official involved in the execution of this article who shall fail or refuse to carry out any of the provisions thereof shall be liable on his official bond, if any, for the monetary damages resulting from said failure to act, and in addition thereto shall be subject to removal from office for neglect of duty under the provisions of law relating to the removal of public officials.

G. Any person or firm who shall knowingly or wilfully violate any of the provisions of this article shall be guilty of a misdemeanor. Any public official or public employee violating any of the provisions of this article shall be subject to the penalties for a misdemeanor and in addi-

tion thereto shall forfeit his position or office. Any officer or employee of the State Board of Education who knowingly or willfully apports or disburses any monies appropriated by this article contrary to the provisions of this article shall be subject to the penalties for a misdemeanor and in addition shall forfeit his office or position.

H. The State Board of Education shall prescribe the form of all records, reports and applications for State Aid necessary to the proper administration of this article, and it shall be the duty of all county superintendents, school district superintendents, and boards of education of school districts to make such reports fully and completely at the time and in the manner prescribed by the State Board of Education. The State Board of Education shall also have authority and it shall be its duty to promulgate rules and regulations, not inconsistent with the provisions hereof, relative to the distribution of funds and for the administration of this article. Such regulations and rules shall apply alike to all school districts.

SECTION 17. 70 O.S. 1961, § 16-10, as amended by Section 5, Chapter 408, O.S.L. 1968 (70 O.S. Supp. 1970, § 16-10), is amended to read as follows:

§ 16-10. (a) The superintendent of schools of each independent school district shall appoint a local textbook committee consisting of not less than three (3) nor more than nine (9) teachers employed in the public schools of the district, of which a majority of the membership shall be classroom teachers, and the superintendent of schools or a principal designated by him shall serve as chairman of such local textbook committee.

(b) The county superintendent of schools of each county shall likewise appoint a local textbook committee to serve all dependent school districts in his county. Such local textbook committee shall consist of not less than three (3) nor more than nine (9) teachers employed in

the dependent school districts of the county, of which a majority of the membership shall be classroom teachers, and the county superintendent of schools shall serve as chairman of such local textbook committee.

(c) [The publisher of a textbook selected by the State Textbook Committee may, at his discretion, upon the written request of any duly appointed local textbook committee, furnish to such local textbook committee examination copies of such textbook, the teacher edition of such textbook, if one is published, and any teaching aids used with such textbook. Upon receiving a written request therefor from a local textbook committee, the State Board of Education shall furnish to the local textbook committee a reasonable number of advance examination copies of each textbook selected by the State Textbook Committee, in the subjects taught or to be taught in schools under their jurisdiction. Such advance copies shall be purchased by the State Board of Education from any funds that are or may be available for the purchase of textbooks, and the cost of each advance copy shall be charged against the value of textbooks allowed any school district retaining or using the same; provided, that any such advance copy in new condition may be returned to the control of the State Board of Education within six (6) months after receipt thereof, if there is no longer a need therefor, and credit for the value thereof shall thereupon be given to the school district charged with the value thereof. Provided, further, that any advance examination copies in new condition remaining on hand with the State Board of Education at the end of the first year of the adoption shall be returned to the proper publisher for credit.] THE PUBLISHER OF A TEXTBOOK SELECTED BY THE STATE TEXTBOOK COMMITTEE SHALL DEPOSIT WITH THE PUBLISHER'S OKLAHOMA DEPOSITORY SUFFICIENT COPIES OF EACH APPROVED TEXTBOOK SO THAT EACH LOCAL TEXT-

BOOK COMMITTEE MAY EXAMINE ANY OR ALL NEW ADOPTIONS. UPON RECEIVING A WRITTEN REQUEST THEREFOR FROM A LOCAL TEXTBOOK COMMITTEE, THE STATE BOARD OF EDUCATION SHALL INSTRUCT THE PROPER DEPOSITORY TO FURNISH TO THE LOCAL TEXTBOOK COMMITTEE A REASONABLE NUMBER OF EXAMINATION COPIES OF EACH TEXTBOOK SELECTED BY THE STATE TEXTBOOK COMMITTEE, IN THE SUBJECTS TAUGHT OR TO BE TAUGHT IN SCHOOLS UNDER THEIR JURISDICTION. THE COST OF EACH ADVANCED COPY SHALL BE CHARGED AGAINST THE VALUE OF TEXTBOOKS ALLOWED ANY SCHOOL DISTRICT RETAINING OR USING THE SAME; PROVIDED, THAT ANY SUCH ADVANCE COPY IN NEW CONDITION MAY BE RETURNED TO THE CONTROL OF THE PUBLISHER'S OKLAHOMA DEPOSITORY, WITHIN FIVE (5) MONTHS AFTER RECEIPT THEREOF, IF THERE IS NO LONGER A NEED THEREFOR, FOR CREDIT OF THE VALUE PREVIOUSLY CHARGED AGAINST SAID DISTRICT. THE PUBLISHER MAY, AT HIS DISCRETION, UPON THE WRITTEN REQUEST OF ANY DULY APPOINTED LOCAL TEXTBOOK COMMITTEE, FURNISH TO SUCH LOCAL TEXTBOOK COMMITTEE EXAMINATION COPIES OF SUCH TEXTBOOK, THE TEACHER EDITION OF SUCH TEXTBOOK, IF ONE IS PUBLISHED, AND ANY TEACHING AIDS USED WITH SUCH TEXTBOOK, FREE OF CHARGE.

(d) On or before a date to be fixed by the State Board of Education, each local textbook committee shall adopt textbooks from the multiple list selected by the State Textbook Committee in such manner as shall be prescribed by the State Board of Education. Each local textbook committee shall serve without compensation and shall cease to exist when local adoptions have been completed and shall be replaced by another local text-

book committee appointed in the same manner as herein provided.

(e) On or before a date to be fixed by the State Board of Education, the superintendent of schools of each independent school district and the county superintendent of schools of each county, shall submit to the State Board of Education a requisition for all of the textbooks adopted by the local textbooks committee that will be needed for the ensuing year in the school or schools for which such adoptions were made, and immediately upon receipt of such requisitions it shall be the duty of the State Board of Education to make requisitions on the proper depository or depositories for such textbooks. Provided, that the State Board of Education may, for good cause, permit supplemental requisitions to be submitted, and may fill such requisitions after the date specified. Any local adopting unit may requisition any textbooks placed on the official multiple textbook list, if such requisition does not exceed the allocation for each school district as provided herein.

SECTION 18. STATE AID — APPORTIONMENT. All apportionments of State Aid to school districts shall be made by the State Board of Education through its Director of Finance, who shall not knowingly make any apportionment or disbursement of State Aid Funds which is not authorized by law. He shall execute a corporate surety bond in the penal sum of Two Hundred Thousand Dollars (\$200,000.00) payable to the State of Oklahoma, conditioned for the faithful performance of his duties, and the State Board of Education may require other personnel in the Finance Division of the State Board of Education to execute corporate surety bonds for the faithful performance of their duties. The cost of all bonds executed under this section shall be paid from appropriations allocated for administration of State Aid funds. All such bonds shall be approved by the State Board of Educa-

tion and shall be filed in the office of the Secretary of State. Any State Aid funds illegally disbursed by the Director of Finance shall be returned to the State Treasurer by the school district receiving such funds, or legal action shall be instituted in the name of the state against such school district or on the bond of the Director of Finance.

SECTION 19. EXAMINERS — STATE AID FUNDS DEFINED. A. The State Board of Education is hereby authorized to appoint a Chief Examiner and Deputy Examiners. They shall audit the State Aid funds received by the school districts of the state and the use made thereof, and shall make such other audits as may be required by the State Board of Education. The school districts and officers any diversion of any funds received by any such district for the purpose for which the funds were apportioned to said district. If said audits should disclose that State Aid funds have been illegally apportioned to, or illegally disbursed or expended by, a school district or any of its officers or employees, the State Board of Education shall make demand that such funds so illegally apportioned, disbursed or expended be returned to the State Treasurer by such school district. If funds are not returned, the amount in excess of the State Aid funds that would be payable to such district for the succeeding fiscal year shall be withheld. The State Board of Education shall cause suit to be instituted to recover for the state any monies illegally disbursed or expended, if not otherwise recovered as provided in this article.

B. Any Foundation Program Aid or Incentive Aid apportioned in accordance with the provisions of this article shall be considered as State Aid funds and all persons responsible for the apportionment or expenditure of such funds shall be liable for the proper distribution and use of such funds as provided by law.

SECTION 20. If on or before July 15th of any year a dependent school district

files a written notice with the county treasurer of the county in which it is located that it intends to conduct twelve (12) years of education during the school year commencing in the succeeding September, then it shall be the duty of such county treasurer to include such school district and its students in average daily attendance during the preceding school year in the computation and allocation of revenues under 47 O.S. 1961, § 22.2(b), as amended, and Section 1004 (d) of Article 10 of Section 2, Chapter 365, O.S.L. 1963, as amended (68 O.S. 1970, § 1004 (d)); provided, however, that if such school district shall fail, neglect or refuse to provide twelve (12) years of education during such year then such allocation shall lapse and said county treasurer shall reallocate such revenues to the school districts entitled by law to receive the same.

SECTION 21. The office of county superintendent of schools in and for each county in Oklahoma having no dependent school districts in the county is hereby abolished; provided, those persons presently serving as county superintendents of schools shall continue to serve as such until the expiration of their term of office to which they were elected.

SECTION 22. The clerical and purely administrative functions and duties of the office of county superintendent of schools in such counties having no dependent school districts are hereby transferred to and shall be performed by a clerk to be known as the county school district clerk, to be appointed by the county commissioners of the county. Said clerk shall be paid from county funds a salary equal to the salary paid to the first deputy county clerk of the county. All records of the former county superintendent of schools shall be maintained and preserved by said clerk in office space which shall be made available for his use by the county commissioners.

SECTION 23. 70 O.S. 1961, §§ 3-1 through 3-7, 35a, 35b, and 35c, and Sec-

tions 1 and 2, Chapter 434, O.S.L. 1965 (70 O.S. Supp. 1970, §§ 3-4.1 and 3-4.2), insofar only as same are in conflict with Sections 21 and 22 hereof, are hereby specifically superceded.

SECTION 24. Sections 1 through 14, Chapter 397, O.S.L. 1965 (70 O.S. Supp. 1970, §§ 18-1A through 18-14A), are hereby repealed.

SECTION 25. Sections 1 through 23 of this Act shall be codified as Sections 18-1 through 18-23 of Title 70 of the Oklahoma Statutes, unless such codification creates a duplication in numbering.

SECTION 26. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

House Conferees: Willis, Chairman; Abbott, Cate, Davis, Fine, Mountford, Odom, Skeith, Sparkman, Townsend.

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baldwin, Boecher, Grantham, Luton, Medearis, Miller, Smalley, Terrill.

The following CCR on HB 1199 was read and consideration deferred:

Mr. President

and

Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1199, Entitled:

An Act relating to counties and county officers; *** providing operative date; and declaring an emergency.

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1199, attached hereto, be adopted.

CCS for HB 1199—By Sandlin, Abbott, Huddleston, Murphy, Payne, Davis, Tarwater, Avey, Hill (Archibald), Cox, Coffin and Wiedemann of the House and Luton, Lamb and Rogers of the Senate.

An Act relating to counties and county officers; amending Section 14, Chapter 256, O.S.L. 1965, as last amended by Section 2, Chapter 320, O.S.L. 1970, Section 17, Chapter 256, O.S.L. 1965, as amended by Section 8, Chapter 265, O.S.L. 1967, Section 18, Chapter 256, O.S.L. 1965 (19 O.S. Supp. 1970, §§ 215.14, 215.17 and 215.18) and Section 15, Chapter 256, O.S.L. 1965, as last amended by Section 1, enrolled House Bill No. 1232 of the First Session of the Thirty-third Oklahoma Legislature; providing for appointment, employment, salaries and retirement of officers and employees of District Attorney offices; providing for entire payment of salaries of certain persons by the State; providing retirement credit for prior service; limiting number of officers and employees; requiring counties to provide certain facilities, supplies and reimbursement; repealing Section 6, Chapter 256, O.S.L. 1965, as amended by Section 4, Chapter 265, O.S.L. 1967 (19 O.S. Supp. 1970, § 215.6); providing for reimbursement for travel expenses; providing operative date; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. Section 14, Chapter 256, O.S.L. 1965, as last amended by Section 2, Chapter 320, O.S.L. 1970 (19 O.S. Supp. 1970, § 215.14), is amended to read as follows:

§ 215.14 Each district attorney shall receive an annual salary in an amount equal to the highest paid associate district judge of his district, except that a district attorney from any district containing a population in excess of fifty thousand (50,000) persons but less than a population of one

hundred thousand (100,000) persons shall receive a salary of Fifteen Thousand Five Hundred Dollars (\$15,500.00) per annum, payable monthly; and a district attorney from any district containing a population in excess of one hundred thousand (100,000) persons but less than a population of three hundred thousand (300,000) persons shall receive a salary of Seventeen Thousand Five Hundred Dollars (\$17,500.00) per annum, payable monthly; and a district attorney from any district containing a population of three hundred thousand (300,000) persons or more shall receive a salary of Nineteen Thousand Five Hundred Dollars (\$19,500.00) per annum, payable monthly. Population, for the purposes of this section, shall be as determined by the last Federal Decennial Census. The salaries of the district attorneys and **[one-half (1/2)]** the salary of one assistant district attorney in each county shall be paid by the State of Oklahoma; **[and the other one-half (1/2) of the salary of such one assistant district attorney shall be paid by the county in which he was appointed;]** the total **[salary]** SALARIES of any other assistant district **[attorney]** ATTORNEYS shall be paid by the county in which **[he was]** appointed; the entire salaries of all investigators, clerks, secretaries, stenographers, or other employees shall be paid by the counties in the district in the proportion which the population of each county in the district bears to population of the entire district. For all payroll purposes, all appointees and employees of district attorneys shall be deemed to be state officers or employees as the case may be. The officers, appointees, or employees of the district attorney, however, shall not be required to belong to the **[State]** OKLAHOMA PUBLIC EMPLOYEES Retirement System unless they so elect; if they so elect to belong to the **[State]** OKLAHOMA PUBLIC EMPLOYEES Retirement System, the counties shall pay the employers' contribution to such system in addition to salary and O.A.S.I. Payment

of such county's share of the salaries and O.A.S.I. of all appointees, and employees of the district attorney shall be forwarded to the State Treasurer not later than the 20th day of each month, along with the county's share of all retirement funds of employees who have elected to belong to the **[State]** OKLAHOMA PUBLIC EMPLOYEES Retirement System; provided further that, officers and employees in counties with retirement systems may belong to such county system in lieu of the **[State]** OKLAHOMA PUBLIC EMPLOYEES Retirement System. ALL DISTRICT ATTORNEYS AND APPOINTEES AND EMPLOYEES OF DISTRICT ATTORNEYS, WHO ELECT TO BELONG TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM, SHALL BE ENTITLED TO CREDIT FOR ALL YEARS OF PRIOR SERVICE IN A DISTRICT ATTORNEY OFFICE OR COUNTY ATTORNEY OFFICE IN THIS STATE FOR PURPOSES OF PARTICIPATION IN THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM; PROVIDED THEY ARE OTHERWISE ELIGIBLE FOR PRIOR SERVICE UNDER SAID SYSTEM. The office of the Attorney General is hereby designated as the state office for the administration and disbursement of all salaries and expenses authorized by this act. ALL SUCH PAYROLLS AND CLAIMS AGAINST STATE TREASURY FUNDS MUST BE APPROVED BY THE OFFICE OF THE ATTORNEY GENERAL PRIOR TO SUBMISSION TO THE STATE BUDGET OFFICE FOR PAYMENT. The Attorney General and the State Director of Finance shall promulgate reasonable rules and regulations covering the preparation of estimate of needs, budgets and claims for the administration of this act, the transmittal of county funds to the State Treasury and the disbursement of all state and county funds under this act.

SECTION 2. Section 15, Chapter 256, O. S.L. 1965, as last amended by Section 1, Enrolled House Bill No. 1232 of the First

Session of the Thirty-third Oklahoma Legislature, 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] DISTRICT attorneys, assistant [county] DISTRICT attorneys, investigators, clerks and stenographers, employed in the offices of the [county] DISTRICT attorneys in the counties within the district on [the effective date of this act] JULY 1, 1970; 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 215.1 of this Title] WHOSE SALARIES ARE NOT PAID BY THE STATE shall be subject to the approval of the board of county commissioners and county excise board of the county IN 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 last Federal Decennial Census or comprised of five (5) 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 the district attorney may maintain his residence in any county within his district; provided, however, contiguous counties may through their board of county commissioners, with the consent of the district attorney, agree to share the services of a full-time assistant district attorney. [The counties' share of the salary of such assistant district attorney shall be paid by the counties on a pro rata basis according to the population of the counties served by such assistant district attorney.]

All assistant district attorneys shall be NOT LESS THAN 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 3. Section 17, Chapter 256, O. S.L. 1965, as amended by Section 8, Chapter 265, O.S.L. 1967 (19 O.S. Supp. 1970, § 215.17), is amended to read as follows:

§ 215.17 It shall be the duty of the board of county commissioners of each county in each district attorney's district to provide sufficient office space for the district attorney in the county courthouse and if additional space is required or needed it may be provided by the county commissioners and TO request appropriation in sufficient sum to pay [one-half (1/2) the salary of one assistant district attorney and] WITH THE EXCEPTION OF THE

SALARIES OF THE DISTRICT ATTORNEY AND THE SALARY OF ONE ASSISTANT DISTRICT ATTORNEY AS PROVIDED IN SECTION 215.14 OF THIS TITLE, the total salaries of all other assistant district attorneys, investigators, clerks and stenographers, based upon the proportion the population of the county bears to the total population of the district attorney's district and for all electricity, heating, office supplies and telephone service for the office of district attorney in said county AND ANY COST FOR PROSECUTIONS NOT PAYABLE FROM THE COURT FUND OR NOT OTHERWISE PROVIDED FOR.

SECTION 4. Section 18, Chapter 256, O. S.L. 1965 (19 O.S. Supp. 1970, 215.18), is amended to read as follows:

§ 215.18 The furniture, books, records, papers and documents provided for the use of the county attorneys shall hereafter be for the use of the district attorney and his assistants. The board of county commissioners of each county shall, at the expense of the county, provide suitable cases and other furniture for the safe and convenient keeping of all the books, documents and papers provided for the use of the district attorney and his assistants and furnish blank books, plats, blanks, stationery and postage necessary for the proper administration and functioning of his office. In any county in which there may now or hereafter be in effect, a County Retirement System as provided for by law, the district attorney and all his assistants, investigators, clerks and stenographers shall be members of and entitled to all the benefits of such retirement system, UNLESS THEY HAVE ELECTED TO BE MEMBERS OF THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM. There shall be deducted each month from the salary of such district attorney, his assistants, investigators, clerks and stenographers, by the State Treasurer, such sum as may be fixed by the Board of Trustees of the Retirement System of the county or coun-

ties affected hereby, and such sum so deducted shall be transmitted each month to the Treasurer of each such retirement system, to be applied to the credit of each such district attorney, his assistants, investigators, clerks and stenographers.

The Board of County Commissioners of each county in which a County Retirement System has been or may hereafter be established is hereby authorized to pay, out of the public funds of such county and into the Retirement System of such county, such amount as is now or may be hereafter authorized by law as the public contribution to such County Retirement System.

SECTION 5. A. Travel expenses for assistant district attorneys and their staffs incurred in the performance of actual and necessary official duties shall be paid by the county in which they serve upon approval of the county commissioners of said county.

B. Travel expenses for district attorneys, investigators and all personnel of district attorney offices other than those included in subsection A incurred in the performance of actual and necessary official duties shall be paid from funds appropriated by the Legislature. The Attorney General shall allocate to the district attorney offices the funds appropriated in such manner as he deems equitable.

SECTION 6. Section 6, Chapter 256, O. S.L. 1965, as amended by Section 4, Chapter 265, O.S.L. 1967 (19 O.S. Supp. 1970, § 215.6), is hereby repealed.

SECTION 7. This act shall become operative July 1, 1971.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman; Bradley, Greenhaw, Mountford, Odom, Sanguin, Sparkman, Stratton, Townsend.

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baldwin, Boecher, Grantham, Howard, Lane, Luton, Medearis, Rogers.

UNANIMOUS CONSENT REQUEST

Senator Hamilton asked unanimous consent, that **CCR on SB 343** be taken up for consideration, immediately, which was the order.

The **CCR on SB 343** was adopted upon motion of Senator Hamilton.

SB 343, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Stipe, Terrill, Williams, Young.—33.

Excused: Birdsong, Boecher, Bradley, Capps, Ferrell, Ham, Hargrave, Howard, Howell, McGraw, Medearis, Smalley, Smith, Taliaferro, Trent.—15.

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, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Stipe, Terrill, Williams, Young.—33.

Excused: Birdsong, Boecher, Bradley, Capps, Ferrell, Ham, Hargrave, Howard, Howell, McGraw, Medearis, Smalley, Smith, Taliaferro, Trent.—15.

The emergency was declared passed.

SB 343, together with Conference Com-

mittee Report thereon, was ordered transmitted to Honorable House.

PENDING CONSIDERATION OF CCRs

The **CCR on SB 143** was adopted upon motion of Senator Lane.

SB 143, as amended 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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Murphy, Nichols, Payne, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—33.

Nay: Birdsong, Rogers.—2.

Excused: Bradley, Ferrell, Ham, Hamilton, Howard, Howell, McSpadden, Medearis, Miller, Phillips, Smith, Taliaferro, Young.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Murphy, Nichols, Payne, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—33.

Nay: Birdsong, Rogers.—2.

Excused: Bradley, Ferrell, Ham, Hamilton, Howard, Howell, McSpadden, Medearis, Miller, Phillips, Smith, Taliaferro, Young.—13.

The emergency was declared passed.

SB 143, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR on SB 144** was adopted upon motion of Senator Crow.

SB 144, as amended 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Stansberry, Stipe, Terrill, Trent, Williams.—32.

Nay: Baggett, Hargrave, Murphy, Rogers, Smalley.—5.

Excused: Bradley, Ferrell, Ham, Hamilton, Howard, Howell, Lane, Phillips, Smith, Taliaferro, 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Nichols, Payne, Porter, Stansberry, Stipe, Terrill, Trent, Williams.—32.

Nay: Baggett, Hargrave, Murphy, Rogers, Smalley.—5.

Excused: Bradley, Ferrell, Ham, Hamilton, Howard, Howell, Lane, Phillips, Smith, Taliaferro, Young.—11.

The emergency was declared passed.

SB 144, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **HB 1239** was adopted upon motion of Senator Lamb.

HB 1239, as amended 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, Dahl,

Garrett, Grantham, Graves, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—32.

Nay: Rogers.—1.

Excused: Bradley, Capps, Ferrell, Field, Garrison, Ham, Hamilton, Howard, Howell, Keels, McSpadden, Phillips, Smith, Taliaferro, Young.—15.

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, Dahl, Garrett, Grantham, Graves, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—32.

Nay: Rogers.—1.

Excused: Bradley, Capps, Ferrell, Field, Garrison, Ham, Hamilton, Howard, Howell, Keels, McSpadden, Phillips, Smith, Taliaferro, Young.—15.

The emergency was declared passed.

HB 1239, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1213** was adopted upon motion of Senator Grantham.

HB 1213, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Terrill, Williams.—32.

Excused: Bradley, Ferrell, Garrett, Ham, Howard, Howell, Lamb, Lane, Medearis, Miller, Smalley, Smith, Stipe, Taliaferro, Trent, Young.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Terrill, Williams.—32.

Excused: Bradley, Ferrell, Garrett, Ham, Howard, Howell, Lamb, Lane, Medearis, Miller, Smalley, Smith, Stipe, Taliaferro, Trent, Young.—16.

The emergency was declared passed.

HB 1213, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR on HB 1343** was adopted upon motion of Senator Garrett.

HB 1343, as amended 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Stipe, Terrill, Trent, Williams.—36.

Excused: Bradley, Ferrell, Grantham, Ham, Howard, Howell, Medearis, Miller, Smalley, Smith, Taliaferro, 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, Bird-

song, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Stansberry, Stipe, Terrill, Trent, Williams.—36.

Excused: Bradley, Ferrell, Grantham, Ham, Howard, Howell, Medearis, Miller, Smalley, Smith, Taliaferro, Young.—12.

The emergency was declared passed.

HB 1343, together with Conference Committee Report thereon, was ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 66 and 67 correctly engrossed.

SRs 57 and 59; SBs 62, 68, 70, 71, 81, 82, 121, 122, 219, 235, 241, 248, 263, 268, 271, 279, 280, 281, 290, 293, 294, 306, and 319; SJRs 22, 23, and 35 each correctly enrolled.

Engrossed **SCRs 66 and 67** were properly signed and ordered transmitted to the Honorable House for consideration.

Enrolled **SRs 57 and 59** were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 62, 68, 70, 71, 81, 82, 121, 122, 219, 235, 241, 248, 263, 268, 271, 279, 280, 281, 290, 293, 294, 306, 319, and SJRs 22, 23, and 35** were, 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 **SBs 174, SJR 33 and SJR 38**, as co-authored and amended, and **SB 295**, as amended.

HA to SB 174 read as follows, and consideration deferred:

Authors: Add the following coauthors: Sandlin, Finch and Monks of the House.

Amendment No. 1. Amend by striking

the Title, Enactment Clause and Entire Bill and substitute the following:

An Act relating to workmen's compensation; amending 85 O.S. 1961, § 22, as last amended by Section 1, Chapter 318, O.S.L. 1970 (85 O.S. Supp. 1970, § 22); providing schedule of compensation for injuries; providing operative date; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 85 O.S. 1961, § 22, as last amended by Section 1, Chapter 318, O.S.L. 1970 (85 O.S. Supp. 1970, § 22), is amended to read as follows:

§ 22. The following schedule of compensation is hereby established:

1. Permanent Total Disability. In case of total disability adjudged to be permanent, sixty-six and two-thirds percent (66 2/3%) of the average weekly wages shall be paid to the employee during the continuance of such total disability not exceeding five hundred (500) weeks; loss of both hands, or both feet, or both legs, or both eyes, or any two (2) thereof, shall, in the absence of conclusive proof to the contrary, constitute permanent total disability. In all other cases, permanent total disability shall be determined in accordance with the facts.

2. Temporary Total Disability. In cases of temporary total disability, sixty-six and two-thirds percent (66 2/3%) of the average weekly wages shall be paid to the employee during the continuance thereof, but not in excess of three hundred (300) weeks, except as otherwise provided in this act.

3. Permanent Partial Disability. In case of disability, partial in character but permanent in quality, the compensation shall be sixty-six and two-thirds percent (66 2/3%) of the average weekly wages, and shall be paid to the employee for the period named in the schedule, as follows:

Thumb: For the loss of thumb, sixty (60) weeks.

First Finger: For the loss of the first finger, commonly called the index finger, thirty-five (35) weeks.

Second Finger: For the loss of a second finger, thirty (30) weeks.

Third Finger: For the loss of a third finger, twenty (20) weeks.

Fourth Finger: For the loss of a fourth finger, commonly called the little finger, fifteen (15) weeks.

Phalange of Thumb or Finger: The loss of the first phalange of the thumb or finger shall be considered equal to the loss of one-half of such thumb or finger, and compensation shall be one-half of the amount above specified; the loss of more than one phalange shall be considered as the loss of the entire thumb or finger; provided, however, that in no case shall the amount received for more than one finger exceed the amount provided in this schedule for the loss of a hand.

Great Toe: For the loss of a great toe, thirty (30) weeks.

Other Toes: For the loss of one of the toes other than the great toe, ten (10) weeks.

Phalange of Toe: The loss of the first phalange of any toe shall be considered to be equal to the loss of one-half of the amount specified. The loss of more than one phalange shall be considered as the loss of the entire toe.

Hand: For the loss of a hand, two hundred (200) weeks.

Arm: For the loss of an arm, two hundred fifty (250) weeks.

Foot: For the loss of a foot, one hundred fifty (150) weeks.

Leg: For the loss of a leg, one hundred seventy-five (175) weeks.

Eye: For the loss of an eye, [one hundred (100)] TWO HUNDRED (200) weeks.

Deafness: Total deafness from accident or sudden trauma, two hundred (200) weeks, and total deafness of one (1) year from accident or sudden trauma, one hundred (100) weeks.

Loss of Use: Permanent loss of use of a thumb, finger, toe, arm, hand, foot, leg or eye shall be considered as the equivalent of the loss of such thumb, finger, toe, hand, arm, foot, leg or eye.

For the permanent partial loss of use of a member, loss of hearing or sight of an eye, sixty-six and two-thirds percent (66 2/3%) of the average weekly wage during that portion of the number of weeks in the foregoing schedule provided for the loss of such member or sight of an eye which the partial loss of use thereof bears to the total loss of use of such member, loss of hearing or sight of an eye.

Amputations: Amputation between the elbow and the wrist shall be considered as the equivalent of the loss of a hand. Amputation between the knee and the ankle shall be considered as the loss of a foot. Amputation at or above the elbow shall be considered as the loss of an arm. Amputation at or above the knee shall be considered as the loss of a leg.

The compensation for the foregoing specific injuries shall be in lieu of all other compensation except the benefits provided in Section 14 of this title.

In case of an injury resulting in serious and permanent disfigurement, compensation shall be payable in an amount to be determined by the Court, but not in excess of Three Thousand Dollars (\$3,000.00); provided, that compensation for permanent disfigurement shall not be in addition to the other compensation provided for in this section, but shall be taken into consideration in fixing the compensation otherwise provided.

Hernia: In case of an injury resulting in hernia, temporary total compensation for fourteen (14) weeks, and the cost of an operation shall be payable; provided, however, in any case where the injured employee has been twice previously operated for hernia in the same area and it is established by opinion of a competent surgeon that further surgery will not result in full relief of the condition, the Court

may then award compensation for disability resulting therefrom under subdivision 1 of this section, or, if not totally and permanently disabled, then under the "other Cases" -subdivision following, and, after a second surgical attempt to repair hernia, the injured may not be required to submit to further surgery in an effort to relieve the disability thereafter existing; provided, further, the use of any artificial reinforcement or device, with or without surgery, shall not be the basis of reducing extent of disability to be awarded.

Other Cases: In all other classes of disabilities, excluding only those heretofore referred to in subdivision 3, which disabilities result in loss of use of any portion of an employee's body, and which disabilities are permanent in quality but partial in character, the compensation ordered paid shall be sixty-six and two-third percent (66 2/3%) of the average weekly wage during that portion of the number of weeks which the partial disability of the employee bears to the total permanent disability.

4. Temporary Partial Disability. In case of temporary partial disability, except the particular cases mentioned in subdivision 3 of this section, an injured employee shall receive sixty-six and two-thirds percent (66 2/3%) of the difference between his average weekly wages and his wage-earning capacity thereafter in the same employment or otherwise, if less than before the injury during continuance of such partial disability, but not in excess of three hundred (300) weeks, except as otherwise provided in this act.

5. Limitation. The compensation payments under the provisions of Workmen's Compensation Law shall not exceed the sum of **Forty-nine Dollars (\$49.00)] SIXTY DOLLARS (\$60.00)** per week for temporary disability, **Forty-three Dollars (\$43.00)] FORTY-NINE DOLLARS (\$49.00)** per week for permanent partial disability, and **Forty-three Dollars (\$43.00)] FORTY-NINE DOL-**

LARS (\$49.00) per week for permanent disability or at any time be less than **[Fifteen Dollars (\$15.00)]** TWENTY DOLLARS (\$20.00) per week; provided however, that if the employee's wages at the time of the injury are less than **[Fifteen Dollars (\$15.00)]** TWENTY DOLLARS (\$20.00) per week, he shall receive his full weekly wages; provided further, that the compensation received as provided under subdivision 4 of this section shall not, when added to the wages received by such employee after such injury, amount to a greater sum than his average weekly wages received prior to said injury.

6. Previous Disability. The fact that an employee has suffered previous disability or received compensation therefor shall not preclude him from compensation for a later injury; but in determining compensation for the later injury his average weekly wages shall be such sum as will reasonably represent his earning capacity at the time of the later injury.

7. **[A.]** If the injury causes death within two years from the date of the accident or if the injury causes continuous disability and causes death within five years from the date of accident, notice of which was given as provided in this act, compensation shall be payable in the **[amount of Fourteen Thousand Dollars (\$14,000.00) and to the dependents of the deceased employee as defined herein]** AMOUNTS AND FOR THE BENEFIT OF THE PERSONS FOLLOWING:

(1) IF THERE BE A SURVIVING SPOUSE AND NO DEPENDENT SURVIVING CHILD OF THE DECEASED, TO SUCH SURVIVING SPOUSE THE SUM OF FOURTEEN THOUSAND DOLLARS (\$14,000.00) PAYABLE AS PROVIDED HEREFTER.

(2) IF THERE BE A SURVIVING SPOUSE AND ONE SURVIVING DEPENDENT CHILD, TO THE SURVIVING SPOUSE AND SURVIVING DEPENDENT CHILD THE SUM OF EIGHTEEN THOU-

SAND DOLLARS (\$18,000.00), PAYABLE AS PROVIDED HEREAFTER.

(3) IF THERE BE A SURVIVING SPOUSE AND TWO SURVIVING DEPENDENT CHILDREN, TO THE SURVIVING SPOUSE AND THE TWO DEPENDENT CHILDREN THE SUM OF TWENTY-TWO THOUSAND DOLLARS (\$22,000.00), PAYABLE AS PROVIDED HEREAFTER.

(4) IF THERE BE A SURVIVING SPOUSE AND THREE OR MORE SURVIVING DEPENDENT CHILDREN, TO THE SURVIVING SPOUSE AND THE THREE OR MORE SURVIVING DEPENDENT CHILDREN THE SUM OF TWENTY - FIVE THOUSAND DOLLARS (\$25,000.00) PAYABLE AS PROVIDED HEREAFTER.

(5) IF THERE BE NO SURVIVING SPOUSE, BUT THE DECEDENT IS SURVIVED BY A DEPENDENT CHILD OR CHILDREN, THE SUM OF FOURTEEN THOUSAND DOLLARS (\$14,000.00) SHALL BE PAYABLE FOR ONE DEPENDENT CHILD, AND FOUR THOUSAND DOLLARS (\$4,000.00) FOR EACH ADDITIONAL DEPENDENT CHILD, EXCEPT THAT IN NO EVENT SHALL THE TOTAL AMOUNT SO AWARDED EXCEED TWENTY-FIVE THOUSAND DOLLARS (\$25,000.00), PAYABLE AS PROVIDED HEREAFTER.

(6) IF THERE BE NO SURVIVING SPOUSE OR SURVIVING DEPENDENT CHILDREN, AND IF THERE BE A DEPENDENT MOTHER OR FATHER, FOURTEEN THOUSAND DOLLARS (\$14,000.00), SHALL BE PAID TO SUCH DEPENDENT MOTHER OR FATHER, PAYABLE AS PROVIDED HEREAFTER.

(7) IF THERE BE NO SURVIVING SPOUSE OR DEPENDENT CHILDREN, OR DEPENDENT MOTHER OR FATHER, AND THERE BE DEPENDENT BROTHERS AND SISTERS, THEN THE SUM OF FOURTEEN THOUSAND DOLLARS (\$14,000.00) SHALL BE PAID TO SUCH SURVIVING DEPENDENT BRO-

THERS AND SISTERS, AS PROVIDED HEREAFTER.

(8) IF THERE BE NO SURVIVING SPOUSE, DEPENDENT CHILDREN, DEPENDENT MOTHER OR FATHER OR DEPENDENT BROTHERS OR SISTERS, THE INDUSTRIAL COURT SHALL AWARD TO THE ESTATE OF SAID DECEASED ONE THOUSAND DOLLARS (\$1,000.00) FOR FUNERAL EXPENSES AND SHALL ORDER THE PAYMENT OF ANY MEDICAL EXPENSES INCURRED BY DECEASED AS A RESULT OF THE INJURY CAUSING HIS DEATH.

(9) THE INDUSTRIAL COURT IN ITS DISCRETION, UPON A SHOWING OF NECESSITY, MAY PROVIDE THAT ALL OR A PORTION OF ANY BENEFITS OR AWARD SHALL BE PAID IN A LUMP SUM AND WHERE THERE ARE DEPENDENT CHILDREN OR BROTHERS OR SISTERS OR MOTHER AND FATHER, THE INDUSTRIAL COURT SHALL DETERMINE THE AMOUNT OR AMOUNTS OF SAID AWARD PAYABLE TO EACH SUCH CHILD, MOTHER OR FATHER, OR BROTHER OR SISTER.

(10) If death occurs more than five (5) years after the date of the accident, it shall be conclusively presumed that death did not result from the injury.

[B. If the Industrial Court Finds that there is no person who is entitled to any of the benefits provided by paragraph A of this subsection, the employer, upon such finding becoming final, shall pay to the estate of the deceased employee the sum of Seven Hundred Dollars (\$700.00).

[8. Except as in this act otherwise provided, compensation for disability from silicosis or asbestosis shall be payable in accordance with the provisions of this section; provided, however, that no compensation shall be payable for partial disability from silicosis or asbestosis; and provided further that, during a transitory period, the aggregate compensation payable to employees and their dependents for disability and death from silicosis or as-

bestosis shall be limited as follows: If disablement occurs or, in case of no claim for prior disablement, if death occurs in the calendar month in which the amendments to this act become effective allowing compensation under this act for the occupational diseases of silicosis and asbestosis, the total compensation and death benefits shall not exceed the sum of One Thousand Dollars (\$1,000.00). If disablement occurs or, in the case of no claim for prior disablement, if death occurs during the next calendar month, the total compensation and death benefits payable shall not exceed Eleven Hundred Dollars (\$1,100.00). Thereafter the total amount of the compensation and death benefits payable for disability and death shall increase at the rate of One Hundred Dollars (\$100.00) per month, the aggregate payable in each case to be limited according to the foregoing formula for the month in which disability occurs or, in case of no claim for prior disablement, in which death occurs. Such progressive increase in the limits to the aggregate compensation and benefits for disability and death shall continue until the limit upon such benefits fixed in this section, or other sections of the Workmen's Compensation Law of this state, is reached, and thereafter the total aggregate of such compensation and benefits shall be the total compensation and benefits otherwise provided in this section, or other sections of the Workmen's Compensation Law of this state.]

SECTION 2. This act shall become operative October 1, 1971.

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.

HAS to SJR 33 read as follows, and consideration deferred:

Authors: Add the following coauthors: Miskelly, Hatchett, Holaday and Camp of the House.

Amendment No. 1. Amend Page 2, Section A, Line 6, by striking all of the language on Lines 6 through 15.

Amendment No. 2. Amend Page 2, Subsection (3), Line 35, by striking the word "No" and inserting the word "Any" in lieu thereof.

Amendment No. 3. Amend Page 2, Subsection (3), Line 35, by striking the word "shall" and inserting the word "may" in lieu thereof.

Amendment No. 4. Amend Page 2, Subsection (3), Line 36, following the word "of" strike the language "taking deposits, making change and cashing checks." and insert the following language: "making of loans." in lieu thereof.

Amendment No. 5. Amend Page 3, Subsection (3), Lines 2 and 3, following the word "conducting" strike the words "banking functions" and insert the following: "the making of loans" in lieu thereof.

Amendment No. 6. Amend Page 3, Subsection (3), Line 3, following the word "facility" strike the following language: "other than these herein granted".

Amendment No. 7. Amend Page 3, Subsection (4), Lines 7 and 8, following the word "facility" strike the following language: "but limited to the functions of taking deposits, making change and cashing checks as herein provided".

HA to SJR 38 read as follows, and consideration deferred:

Authors: Add the following coauthors: Davis and Cate of the House.

Amendment No. 1. Amend by striking the Title.

HAs to SB 295 read as follows, and consideration deferred:

Amendment No. 1. Amend by striking all of Sections 1 and 2, and renumbering Sections accordingly.

Amendment No. 2. Amend Page 3, Line 17, by striking "SIX AND ONE-HALF PERCENT (6½%)" and inserting "SEVEN AND ONE-HALF (7½%)"

PENDING CONSIDERATION OF CCRs

The **CCR** on **HB 1056** was adopted upon motion of Senator Luton.

HB 1056, as amended 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, Capps, Crow, Dahl, Field, Garrett, Garrison, Graves, Hamilton, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Terrill, Williams.—34.

Nay: Hargrave.—1.

Excused: Baggett, Bradley, Ferrell, Grantham, Ham, Howard, Howell, Martin, Medearis, Smith, Taliaferro, Trent, Young.—13.

The Bill, as amended in Conference, was declared passed.

HB 1056, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1425** was adopted upon motion of Senator Murphy.

HB 1425, as amended 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, Boecher, Breckinridge, Capps, Crow, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Dahl, Ferrell, Garrett, Ham, Howard, Keels, McCune, McSpadden, Porter, Rogers, Smith, Stansberry, Taliaferro.—16.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Lamb, Lane, Luton, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stipe, Terrell, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Dahl, Ferrell, Garrett, Ham, Howard, Keels, McCune, McSpadden, Porter, Rogers, Smith, Stansberry, Taliaferro.—16.

The emergency was declared passed.

HB 1425, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING SENATE ACTION ON HAS

Upon the motion of Senator Boecher, the Senate concurred in **HAS** to **SB 164**.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrell, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Crow, Dahl, Ferrell, Ham, Hargrave, Howard, McGraw, Medearis, Stansberry, Taliaferro.—12.

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, Capps, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phil-

lips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Bradley, Crow, Dahl, Ferrell, Ham, Hargrave, Howard, McGraw, Medearis, Stansberry, Taliaferro.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered Bill, as amended, was referred for enrollment.

Upon motion of Senator Stipe, **HAS** to **SB 174** were rejected and conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 174: Senators Stipe, Payne, and Phillips.

GENERAL ORDER

HB 1503 by Bernard, et al, of the House and Howard and Lane of the Senate was read and considered.

Upon motion of Senator Lane, **HB 1503** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1503** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1503 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, Capps, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—35.

Excused: Bradley, Crow, Dahl, Ferrell, Garrison, Ham, Hargrave, Howard, McGraw, McSpadden, Smith, Stansberry, Taliaferro.—13.

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, Capps, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stipe, Terrill, Trent, Williams, Young.—13.

Excused: Bradley, Crow, Dahl, Ferrell, Garrison, Ham, Hargrave, Howard, McGraw, McSpadden, Smith, Stansberry, Taliaferro.—13.

The emergency was declared passed.

HB 1503 was properly signed and ordered returned to Honorable House.

GENERAL ORDER

HB 1479 by Skeith of the House and Murphy of the Senate was taken up for further consideration.

Upon motion of Senator Murphy, **HB 1479** was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, **HB 1479** was considered engrossed and placed on 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: Baldwin, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Stipe, Terrill, Trent, Williams, Young.—32.

Excused: Baggett, Birdsong, Bradley, Ferrell, Garrett, Ham, Hargrave, Howard, Howell, Keels, McCune, Porter, Rogers, Smith, Stansberry, Taliaferro.—16.

The Bill was declared passed.

HB 1479 was referred for engrossment.

GENERAL ORDER

HB 1272 by Mountford, et al, of the House and Hamilton, Phillips, Lane, McSpadden, and Medearis of the Senate was read and considered.

Upon motion of Senator Lane, **HB 1272** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1272** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1272 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, Dahl, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Medearis, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill.—26.

Nay: Baggett, Baldwin, Berrong, Capps, Crow, Field, Garrett, Howell, McCune, Martin, Miller, Porter, Rogers, Williams, Young.—15.

Excused: Bradley, Ferrell, Ham, Howard, Keels, Taliaferro, Trent.—7.

The bill was declared passed.

On the question of passage of emergency the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—36.

Nay: Hargrave, McCune, Williams, Young.—4.

Excused: Boecher, Bradley, Ferrell, Ham, Howard, Keels, Rogers, Taliaferro.—8.

The emergency was declared passed

HB 1272 was properly signed and ordered returned to Honorable House.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Hamilton, **HAS** to **SB 295** were rejected and conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 295: Senators Hamilton, Smith, and Birdsong.

Upon motion of Senator Miller, **HAS** to **SJR 38** were rejected and conference requested, said Bill to be referred to **GCCA**.

MOTION TO RECONSIDER VOTE

Senator McGraw asked for consideration of his motion to reconsider the vote by which **HB 1195** failed of passage.

Senator Stipe moved to table the McGraw motion to reconsider, which motion to table failed of adoption upon roll call as follows:

Aye: Crow, Garrison, Graves, Howell, Lane, Luton, Medearis, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill.—14.

Nay: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Field, Grantham, Holden, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Miller, Phillips, Trent, Williams, Young.—21.

Excused: Baggett, Bradley, Dahl, Ferrell, Garrett, Ham, Hamilton, Hargrave, Howard, Porter, Rogers, Stansberry, Taliaferro.—13.

The vote occurring on the McGraw motion to reconsider, it was declared failed of adoption, upon roll call as follows:

Aye: Baldwin, Birdsong, Breckinridge, Capps, Field, Grantham, Graves, Holden, Inhofe, Keels, Lamb, McCune, McGraw, McSpadden, Martin, Murphy, Trent, Williams, Young.—19.

Nay: Boecher, Crow, Dahl, Garrison, Hargrave, Howell, Lane, Luton, Medearis, Nichols, Payne, Smalley, Smith, Stipe, Terrill.—15.

Excused: Baggett, Berrong, Bradley, Ferrell, Garrett, Ham, Hamilton, Howard, Miller, Phillips, Porter, Rogers, Stansberry, Taliaferro.—14.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1298 and **1467** each correctly engrossed.

Engrossed **HBs 1298** and **1467**, together with Engrossed **SAs**, were properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBS 1235, 1340, 1373, 1504** and **1505**, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1426** requesting Conference and naming Conferees as follows: Sanguin, Stratton and Payne.

PENDING SENATE ACTION ON RESOLUTIONS

HCR 1031 was called up for consideration.

Senator Stipe asked to be made Principal Senator Author of **HCR 1031**, which was the order.

Senator Murphy asked unanimous consent that further consideration of **HCR 1031** be deferred this legislative day, which was the order.

HCR 1055 was called up for consideration.

Senators Garrison, Stipe, Luton, and McSpadden asked to be made co-authors of **HCR 1055**, which was the order.

Senator Garrison asked unanimous consent that all other members of the Senate be made co-authors of **HCR 1055**, which was the order.

HCR 1055, as co-authored, was read at length, adopted upon motion of Senator Garrison, properly signed, and ordered returned to the Honorable House.

HCR 1050 was called up for consideration.

Senator Boecher asked unanimous consent that **HCR 1050** be stricken from the calendar, which was the order.

SCR 50 was called up for consideration.

Senator Terrill asked unanimous consent, on behalf of President Pro Tempore Smith, that **SCR 50** be withdrawn from the calendar and referred to the Committee on Education—Higher, which was the order.

HCR 1049 was called up for consideration.

Senator Nichols asked unanimous consent that all members of the Senate be made co-authors of **HCR 1049**, which was the order.

HCR 1049, as co-authored, was read at length, adopted upon motion of Senator Nichols, properly signed, and ordered returned to the Honorable House.

RESOLUTIONS

Senator Boecher introduced **SR 61**.

Senator Baggett asked to be made a co-author of **SR 61**, which was the order.

SR 61, as co-authored, was read at length as follows, adopted upon motion of Senator Boecher, and ordered referred for enrollment.

SR 61—By Boecher, Nichols, Lane, Crow, Howard and Terrill—A Resolution relating

to a 1971 interim study by the State Legislative Council; requesting the Executive Committee of the Legislative Council to refer to the appropriate standing committee the subject of the effect of the presence of phosphates and other chemical compounds in the waste waters of Oklahoma; and requesting a report of findings and recommendations for submission to the Executive Committee of the State Legislative Council and the Second Session of the Thirty-third Oklahoma Legislature.

WHEREAS, the broad use of soaps and detergents deposits quantities of phosphates and other chemical compounds in the waste waters of Oklahoma; and

WHEREAS, there is a need to determine the effect of these deposits on the lakes, rivers and streams of Oklahoma; and

WHEREAS, there is a need to determine what action, if any, should be taken by the Oklahoma Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Executive Committee of the State Legislative Council is hereby requested to refer to the appropriate standing committee for intensive study and analysis during the 1971 interim the subject of the effect of the broad use of soaps and detergents on the lakes, rivers and streams of Oklahoma.

SECTION 2. The committee of referral is hereby requested to schedule public hearings, conduct independent study and take such other steps as may be necessary to assure the preparation of an in depth and objective report on the subject.

SECTION 3. At the conclusion of its study, the committee is requested to prepare its report in the form of findings and recommendations to the Executive Committee of the State Legislative Coun-

cil and the Second Session of the Thirty-third Oklahoma Legislature.

Senator Trent introduced **SR 60**.

Senator Trent asked unanimous consent that all members of the Senate be made co-authors of **SR 60**, which was the order.

SR 60, as co-authored was read at length as follows, adopted upon motion of Senator Trent, and ordered referred for enrollment.

SR 60—By Trent, Baggett, Baldwin, Berong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, and Young—A Resolution congratulating Mrs. Sam Sullivan on her election to the Office of State President of the American Association of University Women.

WHEREAS, leadership by citizens of the State of Oklahoma is essential to the continued growth and progress of this State; and

WHEREAS, increasing recognition is being given to the ability of women to lead others in worthwhile endeavors; and

WHEREAS, Mrs. Sam Sullivan has heretofore demonstrated such ability by her work in the field of education, especially with the Veteran's Guidance Center at Southeastern College, as well as her participation in activities of Eastern Star, the Business and Professional Women's Club, and other civic groups, and by her membership in the American Association of University Women in which she has held offices, at the state level, of Secretary, Program Development Chairman and First Vice President; and

WHEREAS, the American Association of University Women is a national organization composed of outstanding women of the Nation, with a membership in the

State of Oklahoma of over 3,000 women within its 47 chapters; and

WHEREAS, Mrs. Sam Sullivan has been elected to and installed in the office of State President of the American Association of University Women.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. Mrs. Sam Sullivan is hereby commended for her ability for leadership and congratulated on her election to and installation in the high office of State President of the American Association of University Women.

SECTION 2. Duly authenticated copies of this Resolution shall be sent to Mrs. Sam Sullivan, to the Denison High School where she is presently teacher and counselor, and to the national office of the American Association of University Women.

PENDING SENATE ACTION ON RESOLUTIONS

HCR 1054 was called up for consideration.

Senators Smith, Garrison, Crow, and Capps, moved to amend **HCR 1054**, Page 1, Line 35, by inserting after the word "science", and before the word "within", the following: "and that all institutions of higher education be considered "normal" schools for the purposes of this declaration of intent, and," which amendment was declared adopted.

Senator Field asked unanimous consent that further consideration of **HCR 1054** be deferred this legislative day, which was the order.

HCR 1051 was called up for consideration.

Senator Hargrave asked to be made a co-author of **HCR 1051**, which was the order.

Senator Hargrave asked unanimous consent that further consideration of **HCR**

1051 be deferred this legislative day, which was the order.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Terrill, made on behalf of Senator Stipe, the request of the Honorable House for a conference on **HB 1426** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1426: Senators Stipe, Payne, and Phillips.

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 Crow 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 176**.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SJR 38** and referring said Resolution to **GCCA**.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 65**, as coauthored by entire House Membership.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 62, 68, 70, 71, 81, 82, 121, 122, 219, 235, 241, 248, 263, 268, 271, 279, 280, 281, 290, 293, 294, 306, 319** and **SJR 35**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 22** and **23**.

The above numbered Enrolled Bills and/or Resolutions were transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HJR 1022** as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 295**, and naming House Conferees as follows: Finch, Bradley and Sanguin.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 174**, and naming House Conferees as follows: Finch, Greenhaw and Trent.

CONFERENCE COMMITTEE REPORTS

The following second **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 Office of the State Examiner and Inspector and making appropriations thereto; * * * and declaring an emergency.

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

a. Page 1, Line 11, after the "semicolon" and before the words "PROVIDING LAPSE DATE" insert in the title the words "PROVIDING ADDITIONAL DUTIES AND ADDITIONAL COMPENSATION FOR THE STATE EXAMINER AND INSPECTOR;"

b. Page 1, Line 28, strike the figure "243,023.00" and insert in lieu thereof the figure "249,631.00".

c. Page 1, Line 30, Strike the figure "318,692.00" and insert in lieu thereof the figure "325,300.00".

d. Page 2, Add a new Section 3 to read: "SECTION 3. Any unappropriated balance in the State Examiner and Inspector Fund at the close of the fiscal year ending June 30, 1971, in excess of Fifty Thousand Dollars (\$50,000.00) shall revert to the General Revenue Fund of the State Treasury."

f. Renumber the old "Section 3" to read "Section 5" and the old "Section 4" to read "Section 6" and the remaining Sections to conform thereto.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Nichols, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, Townsend.

The following second CCR on SB 65 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 65, Entitled:

(Office of the District Courts and 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. Add Grantham, Luton and Smith of the Senate and Bamberger, Davis and Mountford of the House as co-authors.

2. That the House recede from Engrossed House Amendments Nos. 1 and 2.

3. That the Conference Committee Substitute for Engrossed Senate Bill No. 65, attached hereto, be adopted.

CCS for SB 65—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to courts; making an appropriation to the Office of District Courts and stating the purpose; providing for the payment of salaries, travel and other expenses for authorized personnel of the District Courts within certain limitations; amending Section 3, Chapter 378, O.S.L. 1968, as amended by Section 1, Chapter 228, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 296), relating to special judges' salaries; amending Section 1, Chapter 378, O.S.L. 1968 (74 O.S. Supp. 1970, §§ 294), relating to District Judges' and Industrial Court Judges' salaries; amending Section 2, Chapter 378, O.S.L. 1968, as amended by Section 2, Chapter 228, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 295), relating to associate District date for Sections 4, 5 and 6 of this Act; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. There is hereby appropriated to the Office of the District Courts, from

any monies in the General Revenue Fund of the State Treasury, and from the State Judicial Fund of the State Treasury, created in Section 11, Chapter 412, O.S.L. 1968 (20 O.S. Supp. 1970, § 1310), for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to carry out the duties imposed upon the Office of the District Courts by law:

	Fiscal Year Ending June 30, 1972
General Revenue Fund	\$1,320,000.00
State Judicial Fund	2,986,130.00
Total	\$4,306,130.00

SECTION 2. The Office of the District Courts is authorized to expend, for the fiscal year ending June 30, 1972, the funds appropriated in Section 1 of this act, but such amount shall not exceed the following schedule:

Personal Services (Including employee retirement and insurance costs)	\$4,255,545.00
Contractual Services-Travel	50,585.00
Total	\$4,306,130.00

SECTION 3. The number and compensation of officials and employees payable from the appropriations made in this act shall be subject to the following schedule:

TITLE	Number Authorized	Mini- mum	Maxi- mum
District Judge	51	\$20,500	\$20,500
Associate District Judge	87	13,500	17,500
Special Judge	42	10,000	13,500
Court Reporter	127	6,600	9,000
Secretary to Administrative Judicial Chief	9	3,600	5,000
Total	316		

SECTION 4. Section 3, Chapter 378, O. S.L. 1968, as amended by Section 1, Chap-

ter 228, O.S.L. 1970 (74 O.S. Supp. 1970, § 296), is amended to read as follows:

§ 296. The annual salary of each special judge shall be as follows: Not less than Twelve Thousand Five Hundred Dollars (\$12,500.00) nor more than Thirteen Thousand Five Hundred Dollars (\$13,500.00) for lawyer, special judges, and **Eight Thousand Five Hundred Dollars (\$8,500.00)]** NOT LESS THAN TEN THOUSAND DOLLARS (\$10,000.00) NOR MORE THAN TWELVE THOUSAND FIVE HUNDRED DOLLARS (\$12,500.00) for nonlawyer special judges, payable monthly by the state.

SECTION 5. Section 1, Chapter 378, O. S.L. 1968 (74 O.S. Supp. 1970, § 294), is amended to read as follows:

§ 294. The annual salary of each district judge and Judge of the Industrial Court shall be **Seventeen Thousand Five Hundred Dollars (\$17,500.00)]** TWENTY THOUSAND FIVE HUNDRED DOLLARS (\$20,500.00), payable monthly by the state.

SECTION 6. Section 2, Chapter 378, O. S.L. 1968, as amended by Section 2, Chapter 228, O.S.L. 1970 (74 O.S. Supp. 1970, § 295), is amended to read as follows:

§ 295. The annual salary of each associate district judge in each county, the population of which is three hundred thousand (300,000), or more, according to the latest Federal Decennial Census, shall be **Sixteen Thousand Five Hundred Dollars (\$16,500.00)]** SEVENTEEN THOUSAND FIVE HUNDRED DOLLARS (\$17,500.00), payable monthly by the state. **Except that any associate district judge who was, on January 1, 1968, receiving an annual salary as judge, larger than that herein provided shall not be subject to a reduction in amount thereof but the difference between the rate of his salary prior to said date and that herein specified shall be paid from the court fund of the county. PROVIDED THAT THOSE ASSOCIATE DISTRICT JUDGES WHO ON JANUARY 1, 1968, WHILE SERVING AS COUNTY COMPENSATED JUDGES, WERE RE-**

CEIVING AS SALARY MORE THAN SIXTEEN THOUSAND FIVE HUNDRED DOLLARS (\$16,500.00) PER ANNUM SHALL CONTINUE TO BE ENTITLED TO AN ADDITIONAL MONTHLY STIPEND FROM THE LOCAL COURT FUND IN THE SAME AMOUNT THEY ARE REGULARLY RECEIVING FROM THAT FUND AT THE TIME THIS ACT IS PASSED. The total of such judicial salaries when paid in part from the court fund shall be used in calculation of any other benefits such as entitlements to retirement or supernumerary benefits.

The annual salary of each associate district judge in counties under three hundred thousand (300,000) population, according to the latest Federal Decennial Census, shall be as follows: in counties of less than ten thousand (10,000) population, a salary of not less than *Twelve Thousand Five Hundred Dollars (\$12,500.00)* THIRTEEN THOUSAND FIVE HUNDRED DOLLARS (\$13,500.00) nor more than *Thirteen Thousand Five Hundred Dollars (\$13,500.00)* FOURTEEN THOUSAND FIVE HUNDRED DOLLARS (\$14,500.00); in counties of ten thousand (10,000) to three hundred thousand (300,000) population, a salary of *Fourteen Thousand Five Hundred Dollars (\$14,500.00)* FIFTEEN THOUSAND FIVE HUNDRED DOLLARS (\$15,500.00) per year; and all salaries shall be payable monthly by the state.

SECTION 7. Sections 4, 5 and 6 of this act shall not become effective until July 1, 1971.

SECTION 8. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

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.

Senate Conferees: Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, Townsend.

The following CCR on SB 66 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 66, Entitled:

(State Supreme Court 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. Add Grantham of the Senate and Davis of the House as co-authors.
2. That the House recede from Engrossed House Amendment No. 1.
3. That the original Conference Committee Substitute for Engrossed Senate Bill No. 66, as follows, be adopted.

Second CCS for SB 66—By McSpadden and Hamilton 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 cer-

tain limitations; making an appropriation for the Court of Appeals, stating the purpose and limiting expenditures for personal services; making an appropriation for expenses of the Court on the Judiciary; making an appropriation for the expenses of the judicial nominating commission; limiting expenditures and transfer of certain funds; appropriating funds to the State Judicial Retirement Fund and directing transfer of funds; amending Section 4, Chapter 128, O.S.L. 1968, as amended by Section 3, Chapter 328, O.S.L. 1969 (20 O.S. Supp. 1970, 1104); amending Section 4, Chapter 378, O.S.L. 1968 (74 O.S. Supp. 1970, § 297); providing lapse date; making provisions of this Act severable; providing effective date for Section 9 of this Act; 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 State Supreme Court, 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 State Supreme Court by law:

	Fiscal Year Ending June 30, 1972
Personal Services (Including employee retirement and insurance costs)	\$611,854.00
Operation Expense	27,834.00
Total	\$639,688.00

SECTION 2. The Supreme Court Justices shall appoint and fix the duties and compensation of the employees necessary to perform the duties imposed upon the State Supreme Court by law. The number and compensation of officials and employees payable from the appropriation made in Section 1 of this act shall be subject to the following schedule:

TITLE	Number Authorized	Mini- mum	Maxi- mum
Supreme Court Justice	9	\$25,000	\$25,000
Administrator Director of Courts	1	18,000	19,500
Chief Legal Executive Assistant	1	15,950	15,950
Legal Assistant	9	15,950	15,950
Law Referee	2	15,950	15,950
Administrative Secretary	1	5,400	7,200
Legal Secretary	9	6,000	6,960
Stenographer to Referee	1	6,000	6,960
Chief Account Clerk	1	5,400	7,200
Account Clerk	1	4,800	6,960
Manuscript Examiner	1	1,200	1,200
Clerk of the Supreme Court	1	12,000	12,000
Assistant Clerk of the Supreme Court	1	6,600	8,400
Secretary	2	4,800	6,600
Clerk III	1	3,720	5,580
Total	41		

SECTION 3. There is hereby appropriated to the Office of the Supreme Court, from the General Revenue Fund of the State Treasury, for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties of the Court of Appeals created in Section 1, Chapter 157, Oklahoma Session Laws 1968 (20 O.S. Supp. 1970, § 30.1):

	Fiscal Year Ending June 30, 1972
Personal Services (Including employee retirement and insurance costs)	\$179,150.00
Operation Expense	20,000.00
Total	\$199,150.00

The number and compensation of officials and employees, payable from the appropriation made in this section, shall be subject to the following schedule:

COURT OF APPEALS			
TITLE	Number Authorized	Minimum	Maximum
Court of Appeals			
Justice	6	\$21,500	\$21,500
Secretary	6	6,000	6,960
	—		
Total	12		

SECTION 4. There is hereby appropriated to the Office of the State Supreme Court, from the State Judicial Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Six Thousand Dollars (\$16,000.00) or so much as may be necessary to pay the operating expenses of the Court on the Judiciary created by Article VII-A of the Oklahoma Constitution.

SECTION 5. There is hereby appropriated to the Office of the State Supreme Court, from the State Judicial Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Three Thousand Six Hundred Dollars (\$3,600.00), or so much thereof as may be necessary to pay the operating expenses of the Judicial Nominating Commission created by Article VII-B of the Oklahoma Constitution.

SECTION 6. The funds appropriated in Sections 4 and 5 of this act may be expended only for the purposes specified in said sections and shall not be available for transfer to any other amount appropriated in this act.

SECTION 7. There is hereby appropriated to the State Judicial Retirement Fund, from the State Judicial Fund, not otherwise appropriated, the sum of Two Hundred Forty-six Thousand Dollars (\$246,000.00), for the benefit of the State Judicial Retirement Fund. The State Treasurer is authorized and directed to effect a transfer of the amount authorized in this section.

SECTION 8. Section 4, Chapter 128, O.S.L. 1968, as amended by Section 3,

Chapter 328, O.S.L. 1969 (20 O.S. Supp. 1970 § 1104), is amended to read as follows:

§ 1104. Each retired justice or judge who is a member of The Uniform Retirement System for Justices and Judges shall be entitled to receive as retirement compensation, until changed by the Legislature, an annual amount, each monthly payment of which shall be in an amount equal to four and one-half percent (4½%) of the monthly salary he was receiving when he last served as a justice or judge, multiplied by the number of total years of service as a justice or judge of a court of record, not to exceed seventy-five percent (75%) of said former salary, payable monthly out of the State Judicial Retirement Fund by warrants drawn by the State Budget Officer 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 of the Board of Trustees of the Public Employees Retirement System; provided that any justice or judge who on January 12, 1969, was serving as a State Supernumerary Judge shall continue receiving his retirement compensation from the appropriations made to the Supreme Court of Oklahoma until the end of the fiscal year beginning July 1, 1969.] HOWEVER, IT IS SPECIFICALLY PROVIDED THAT NO JUSTICE OR JUDGE SHALL BE PAID ANY RETIREMENT COMPENSATION IN EXCESS OF SEVENTY-FIVE PERCENT (75%) OF THE MONTHLY STATUTORY SALARY RATE OF THE POSITION, AS AUTHORIZED FOR THE MONTH OF JUNE, 1971. EXCEPT THAT A JUSTICE OR JUDGE RETIRED UNDER THE PROVISIONS OF SECTION 1105 OF THIS TITLE, SHALL CONTINUE TO RECEIVE RETIREMENT COMPENSATION AS PROVIDED THEREIN.

SECTION 9. Section 4, Chapter 378, O.S.L. 1968 (74 O.S. Supp. 1970, § 297), is amended to read as follows:

§ 297. The annual salary of each judge of the Intermediate Court of Appeals shall be [Nineteen Thousand Five Hundred Dol-

lars (\$19,500.00)] TWENTY-ONE THOUSAND FIVE HUNDRED DOLLARS (\$21,500.00), payable monthly by the state.

SECTION 10. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, 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. Section 9 of this act shall not become effective until July 1, 1971.

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, Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Nichols, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, 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:

(J. M. Davis Memorial Commission and emergency)

Together with Engrossed House Amendments thereto, beg leave to report that we have had the same under considera-

tion and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the Conference Committee Substitute for Engrossed Senate Bill No. 73, attached hereto, be adopted.

CCS for SB 73—By McSpadden, Hamilton and Inhofe of the Senate and Willis and Miskelly of the House—An Act relating to the J. M. Davis Memorial Commission and making appropriations thereto; stating the purposes; providing lapse dates; 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 J. M. Davis Memorial Commission, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of Sixty-nine Thousand Eight Hundred Thirteen Dollars (\$69,813.00), or so much thereof as may be necessary to carry out the duties imposed upon the J. M. Davis Memorial Commission by law.

SECTION 2. The J. M. Davis Memorial Commission is authorized to expend funds appropriated herein pursuant to the provisions of Sections 1, 2 and 3, Chapter 505, Oklahoma Session Laws 1965 (53 O. S. Supp. 1970, §§ 201, 202 and 203).

SECTION 3. There is hereby appropriated to the J. M. Davis Memorial Commission, from any monies in the Income Tax Adjustment Fund, for the fiscal year ending June 30, 1972, not otherwise appropriated, the sum of One Hundred Thirty Thousand Dollars (\$130,000.00) for Capital Outlay expenditures in the renovation, alteration and expansion of the J. M. Davis Memorial Museum facilities.

SECTION 4. The appropriation made by Section 1 of this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after Novem-

ber 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 5. The appropriation made by Section 3 of this act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this act is approved.

SECTION 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.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett,

Baldwin, Grantham, Lane, Medearis, Miller, Rogers, Smalley, Martin, Terrill.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley, Davis, Fine, Hargrave, Mountford, Odom, Sanguin, Skeith, Townsend.

President Pro Tempore Smith presiding.

MOTION TO RECONSIDER VOTE

Senator Baldwin asked unanimous consent, which was granted, to reconsider the vote whereby the CCR on **SB 60** was rejected and further conference requested.

Senator Baldwin asked unanimous consent that **SB 60** be returned to the calendar; there being no objection, that was the order.

Senator Trent presiding.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Thursday, June 10, 1971, at 10:00 o'clock A.M., which motion prevailed.

Upon motion of Senator Terrill, the Senate adjourned to meet Thursday, June 10, 1971, at 10:00 o'clock A.M.

Eighty-ninth Legislative Day

Thursday, June 10, 1971

Pursuant to adjournment, the Senate was called to order by Senator Terrill, who was designated so to do by the President Pro Tempore.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Trent, Young.—41.

Excused: Bradley, Ham, Hargrave, Stansberry, Stipe, Taliaferro, Williams.—7.

The Presiding Officer declared a quorum present.

The prayer was offered by Senator Nichols.

The Journal for the last legislative day was declared approved.

COMMUNICATION

President Pro Tempore Smith asked unanimous consent that a letter of appreciation from Senator Jim Taliaferro be read at length to the Senate, which was the order.

FIRST READING

The following Bills and/or Resolutions were introduced and read the first time:

SB 364—By Murphy—An Act relating to real property; amending 60 O.S. 1961, §§ 332 and 333, pertaining to titles by pre-

scription; prescribing procedure, notice and time for commencing certain actions; and declaring an emergency.

SJR 40—By Ferrell, Garrison, Berrong, Grantham, Dahl, Breckinridge, Lamb, Terrill, Inhofe, Nichols, McGraw and Young of the Senate and McKee of the House—A Joint Resolution creating the American Revolution Bicentennial Commission; providing for membership, appointment, qualifications and term of office; directing Commissioners to serve without compensation; providing for removal of commissioners; stating purpose; prescribing organization of the commission, including rules, regulations, quorum, officers, meetings and an annual report; designating duties of secretary; requiring records to be open for inspection; granting certain powers and authority to the commission; creating a revolving fund in the State Treasury; and authorizing expenditures and requiring an annual audit.

SECOND READING

The following Bills and/or Resolutions were read the second time and referred to Committees indicated:

HB 1257—Senator Birdsong asked unanimous consent that **HB 1257** be printed and placed directly on the Calendar without reference to a committee, which was the order.

Senator Garrett asked that he be made principal Senate author of **HB 1257**, which was the order.

Senators Birdsong and Keels asked to be made co-authors of **HB 1257**, which was the order.

RESOLUTIONS

Senator Boecher introduced **SR 62**.

Senator Trent asked unanimous consent that all members of the Senate be made co-authors of **SR 62**, which was the order.

SR 62, as co-authored, was read at length as follows, adopted upon motion of Senator Boecher and ordered referred for enrollment:

SR 62—By Boecher, Keels, Ferrell, McSpadden, Baldwin, Young, Field, Dahl, Grantham, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams — A Resolution expressing the high regard and affection of the Senate for Former Senator Boyd Cowden of Chandler, now serving as Special Assistant on the Governor's Personal Staff; welcoming his return to the capitol; and directing distribution.

WHEREAS, former State Senator Boyd Cowden of Chandler has been appointed and is serving as a Special Assistant on the personal staff of the Governor; and

WHEREAS, the said Boyd Cowden served with honor and distinction for some twenty-eight years as a member of the State Senate until his voluntary retirement at the close of the Thirtieth Oklahoma Legislature; and

WHEREAS, the honors and distinctions of his service were such as have come to few men in the legislative history of our State, in that he served as both Majority Floor Leader and President Pro Tempore of the Senate and was a popularly acknowledged "Dean" of the Senate at the close of his tenure.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SES-

SION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Senate expresses its high regard and affection for former State Senator Boyd Cowden of Chandler and expresses its welcome on the occasion of his return to the State Capitol as a Special Assistant to the Governor.

SECTION 2. Copies of this Resolution shall be distributed to the said former Senator Boyd Cowden and to the Governor.

Senator McSpadden introduced the following Resolution:

SCR 68—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—A Concurrent Resolution expressing Legislative intent and recommendations regarding the appropriation made to the Commission on Special Events in House Bill No. 1273 of the First Session of the Thirty-Third Oklahoma Legislature.

SCR 68 was read at length, adopted upon motion of Senator McSpadden and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed:

HCR 1056—By Bernard, et al, of the House and Baldwin of the Senate—A Concurrent Resolution relating to Oklahoma College of Liberal Arts; and expressing Legislative intent that such college shall be considered a normal school under the provisions of Section 5, Article XI of the Oklahoma Constitution.

Upon request of Senator Baldwin, **HCR 1056** was taken up for immediate consideration.

Senator Baldwin asked to be made principal Senate author of **HCR 1056**, which was the order.

Senator Field moved to amend **HCR 1056**, Page 1, Line 14, by adding after the word "and" and before the word "Whereas", on Line 15, the following:

"Section 1, CHAPTER 172, O.S.L. 1967

(70 O.S. Supp. 1970, § 3402), changed the name of the state educational institution located at Goodwell to Oklahoma Panhandle State College of Agriculture and Applied Science; and" on page 1, Line 21 by adding after the word "Arts" and before the word "be" the following:

"and Oklahoma Panhandle State College of Agriculture and Applied Science"; and on Page 1, Line 30 by adding after the comma and before the word "be" the following:

"Section 1, Chapter 172, O.S.L. 1967 (70 O.S. Supp. 1970, § 3402) and Section 904 of Chapter 396, O.S.L. 1965 (70 O.S. Supp. 1970, § 3904)," and on Page 1, Line 31 by adding after the word "Arts" and before the word "within" the following: "and Oklahoma Panhandle State College of Agriculture and Applied Science, respectively," AND BY AMENDING TITLE TO CONFORM., which amendment was declared adopted.

HCR 1056, as amended, was read at length, adopted upon motion of Senator Baldwin, and referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1056, 1213, 1235, 1239, 1272, 1340, 1343, 1373, 1425, 1503, 1504, 1505, and HJRs 1022 and 1028.**

The above numbered Enrolled Bills and/or Resolutions were, after fourth, reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCRs 1049 and 1055.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 66**; and **SCR 67**, as co-authored by Gooden.

The above numbered Bills and/or Resolutions were referred for enrollment.

GENERAL ORDER

HB 1445 by Sullivan, et al, of the House and Luton of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1445** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1445** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1445 was read for the third time at length.

Senator Inhofe asked unanimous consent that he be shown as "Not Voting" on **HB 1445** for reasons of personal interest, as provided under Article V of the Constitution, which was the order.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Field, Garrett, Garrison, Grantham, Hamilton, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McSpadden, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Young.—26.

Nay: Breckinridge, Dahl, Ferrell, Graves, McCune, McGraw, Martin, Medearis, Porter, Rogers, Trent.—11.

Excused: Berrong, Bradley, Capps, Crow, Ham, Hargrave, Stansberry, Stipe, Taliaferro, Williams.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Birdsong, Boecher, Ferrell, Field, Garrett, Garrison, Grantham, Hamilton, Howard, Howell, Keels, Lamb, Lane, Luton, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Young.—22.

Nay: Baggett, Dahl, Graves, McCune, McGraw, Medearis, Porter, Trent.—8.

Excused: Baldwin, Berrong, Bradley, Breckinridge, Capps, Crow, Ham, Har-

grave, Holden, Inhofe, McSpadden, Martin, Miller, Rogers, Stansberry, Stipe, Taliaferro, Williams.—18.

The emergency was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Ferrell moved that the vote be reconsidered by which **HB 1445** passed.

As provided under Rule 19b, Senator Luton moved that the vote be reconsidered by which the Emergency Section of **HB 1445** failed.

Senator Williams asked to be shown present, which was the order.

Senator Smalley presiding.

GENERAL ORDER

HB 1108 by Monks, et al, of the House and McSpadden 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 considered engrossed and placed on third reading and final passage.

Senator Stansberry asked to be shown present, which was the order.

Senator Luton presiding.

THIRD READING

HB 1108 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Rogers, Smalley, Stansberry, Terrill, Trent, Young.—31.

Nay: Birdsong, Boecher, Crow, Holden, Keels, Porter, Williams.—7.

Excused: Bradley, Garrett, Ham, Har-

grave, Medearis, Payne, Phillips, Smith, Stipe, Taliaferro.—10.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Hamilton, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Rogers, Smalley, Stansberry, Terrill, Trent, Young.—31.

Nay: Birdsong, Boecher, Crow, Holden, Keels, Porter, Williams.—7.

Excused: Bradley, Garrett, Ham, Hargrave, Medearis, Payne, Phillips, Smith, Stipe, Taliaferro.—10.

The emergency was declared failed of passage.

HB 1108 was referred for engrossment.

Senator Stipe asked to be shown present, which was the order.

MOTION TO INSTRUCT CONFEREES

Senator Smalley moved that the Conferees on **HB 1414** be instructed to include the Senate Amendment exempting students and student wives at institutions of higher education as shown on page 941 of the Senate Journal, which motion prevailed.

President Pro Tempore Smith presiding.

GENERAL ORDER

HJR 1029 by Sparkman, et al, of the House and McSpadden of the Senate was read and considered.

Senator Phillips asked to be made a co-author of **HJR 1029**, which was the order.

Upon motion of Senator McSpadden, **HJR 1029**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator McSpadden, **HJR 1029**, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1029 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Lutton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—33.

Nay: Howard, Keels, Martin, Rogers.—4.

Excused: Bradley, Breckinridge, Crow, Garrison, Ham, H a r g r a v e, Medearis, Payne, Smith, Taliaferro, Young.—11.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Lutton, McCune, McGraw, McSpadden, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Trent, Williams.—33.

Nay: Howard, Keels, Martin, Rogers.—4.

Excused: Bradley, Breckinridge, Crow, Garrison, Ham, H a r g r a v e, Medearis, Payne, Smith, Taliaferro, Young.—11.

The emergency was declared passed.

HJR 1029 was properly signed and ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1148** 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 1148, Entitled:

(State Department of Agriculture and emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1 through 5.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1148 attached hereto be adopted:

CCS for **HB 1148**—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the State Department of Agriculture and making appropriations thereto; stating the purpose; making an appropriation for tick research; making an appropriation for detailed planning of an animal diagnostic laboratory; requiring that expenditures for Brucellosis eradication shall be in conjunction with the Federal government's Eradication Program; authorizing appointment and compensation of personnel; providing lapse date; making the provisions of this Act severable; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. There is hereby appropriated to the State Department of Agriculture, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year indicated, not otherwise appropriated, the following amounts or so much thereof as may be necessary to perform the duties of the State Department of Agriculture and to accomplish the purposes designated by the appropriations:

	Fiscal Year
	Ending
	June 30, 1972
Administration	\$ 133,268.00
Veterinary Division (For In-	

fectious Diseases of Live- stock)	514,832.00
Inspection of Meat and Poul- try Products	481,417.00
Dairy Division	47,624.00
Marketing Division	113,421.00
Plant Industry Division—En- tomology (Including peach mosaic work, tick control program, bindweed eradi- cation, pink bollworm and apiary inspection service	139,148.00
Forestry Division (For ex- penses of personal services, maintenance and operation, including premiums of workmen's compensation and other necessary insur- ance, travel, supplies, con- struction, equipment, and any other expense neces- sary to the efficient and ef- fective operation of the Forestry Division)	684,081.00
For the purchase of fire- fighting equipment or re- pair and upgrading pres- ent equipment	50,000.00
Agriculture Laboratory	32,100.00
Special Appropriations:	
State Dairy Show	10,000.00
State Poultry Show	5,000.00
State Broiler Show	2,000.00
Food and Fiber Show	7,000.00
State Pecan Show	1,000.00
Total Special Appropriations	25,000.00
The State Broiler Show shall be held in one of the three principal broiler-pro- ducing counties or at the City of Muskogee, Okla- homa.	
Predatory Animal Control Program	136,600.00
Pesticide Control Program	10,000.00
Total	2,367,491.00

SECTION 2. There is hereby appropriat-
ed from any monies in the Income Tax
Adjustment Fund for the fiscal year end-
ing June 30, 1972, not otherwise appro-
priated, the sum of Thirty Thousand Dol-
lars (\$30,000.00), or so much thereof as may
be necessary for the purpose of a program
of Tick Research. The State Department
of Agriculture is hereby authorized to
enter into a contract with the Oklahoma
State University of Agriculture and Ap-
plied Science to perform said research.
The State Department of Agriculture shall
exert every effort to obtain matching funds
for this project; however, if none are
available, the appropriation may be ex-
pended as provided herein.

SECTION 3. There is hereby appropri-
ated to the State Department of Agricul-
ture, from any monies in the Income
Tax Adjustment Fund for the fiscal year
ending June 30, 1972, not otherwise ap-
propriated, the sum of Twenty-five Thous-
and Dollars (\$25,000.00) or so much thereof
as may be necessary to carry out the
purpose stated. The appropriation herein
made shall be used by the Department
of Agriculture for contracting with the
Oklahoma State University of Agriculture
and Applied Science for hiring a director
and architects and taking such other steps
as necessary for the detailed planning of
an animal diagnostic laboratory to be es-
tablished adjacent to the College of Vet-
erinary Medicine of Oklahoma State Uni-
versity.

SECTION 4. Any money appropriated
in Section 1, utilized for Brucellosis eradi-
cation, shall be expended in conjunction
with the Federal Government's Brucellosis
eradication program.

SECTION 5. The State Board of Agri-
culture shall appoint and fix the duties
and compensation of officials and employ-
ees necessary to perform the duties im-
posed upon the State Department of Agri-
culture by law, and shall incur other
necessary expenses, including agency
membership dues in regional and national
organizations.

SECTION 6. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 7. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Nichols, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, Townsend.

The following CCR on SB 87 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 87, Entitled:

(Office of the Insurance Commissioner
* * * 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 Engrossed House Amendment No. 1.

2. That the title be restored as follows:

"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; providing for transfer of unappropriated funds to the General Revenue Fund; providing lapse date; providing for severability; and declaring an emergency."

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Grantham, Luton, Martin, Miller, Murphy, Rogers, Smalley, Terrill.

House Conferees: Willis Chairman, Miskelly, Vice-Chairman, Abbott, Cate, Fine, Greenhaw, Hargrave, Odom, Sanguin, Skeith.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 55.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bills together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measure as amended: Engrossed SBs 58, 59, 72 (second CCR) 75, 84 (second CCR) 90, 120, 144.

The above numbered Bills and/or Resolution as amended in Conference were referred for enrollment.

PENDING SENATE ACTION ON RESOLUTIONS

Senator Field asked unanimous consent that HCR 1054 be referred to the Committee on Education-Higher, which was the order.

Senator Stipe asked unanimous consent that HCR 1031 be referred to the Committee on Education-Higher, which was the order.

GENERAL ORDER

HB 1304 by Sandlin of the House was read and considered.

Senator Stipe asked to be made Principal Senate Author of **HB 1304**, which was the order.

Upon motion of Senator Stipe, **HB 1304**, as co-authored, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1304**, as co-authored, was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—33.

Nay: McCune, Williams.—2.

Excused: Baggett, Boecher, Bradley, Crow, Ferrell, Ham, Hargrave, Keels, Medearis, Nichols, Payne, Stansberry, Taliaferro.—13.

The bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—33.

Nay: McCune, Williams.—2.

Excused: Baggett, Boecher, Bradley, Crow, Ferrell, Ham, Hargrave, Keels,

Medearis, Nichols, Payne, Stansberry, Taliaferro.—13.

The emergency was declared passed.

HB 1304 was properly signed and ordered returned to Honorable House.

PENDING CONSIDERATION OF CCRs

The CCR on **SB 61** was adopted upon motion of Senator McSpadden:

Senator McSpadden asked unanimous consent that the title to **SB 61** be corrected to conform to the Bill, which was the order.

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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Boecher, Bradley, Crow, Ferrell, Ham, Hargrave, Keels, Lamb, Nichols, Payne, 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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baggett, Boecher, Bradley, Crow, Ferrell, Ham, Hargrave, Keels, Lamb, Nichols, Payne, Taliaferro.—12.

The emergency was declared passed.

SB 61, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 73** was adopted upon motion of Senator McSpadden.

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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Bradley, Crow, Ham, Hargrave, Keels, Lamb, Payne, Rogers, 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: Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—38.

Excused: Baggett, Bradley, Crow, Ham, Hargrave, Keels, Lamb, Payne, Rogers, Taliaferro.—10.

The emergency was declared passed.

SB 73, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The second **CCR** on **SB 60** was adopted upon motion of Senator McSpadden.

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: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Crow, Ham, Hargrave, Keels, Lamb, Payne, Rogers, 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, Baldwin, Berrong, Birdsong, Boecher, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Terrill, Trent, Williams, Young.—36.

Excused: Bradley, Breckinridge, Crow, Ham, Hargrave, Keels, Lamb, Payne, Rogers, Stansberry, Stipe, Taliaferro.—12.

The emergency was declared passed.

SB 60, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The **CCR** on **SB 66** was adopted upon motion of Senator McSpadden.

SB 66, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, Mc-

Graw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams.—37.

Excused: Bradley, Breckinridge, Ham, Hargrave, Keels, Lane, Payne, Rogers, Stansberry, Taliaferro, Young.—11.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Trent, Williams.—37.

Excused: Bradley, Breckinridge, Ham, Hargrave, Keels, Lane, Payne, Rogers, Stansberry, Taliaferro, Young.—11.

The emergency was declared passed.

SB 66, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

The second **CCR** on **SB 65** was adopted upon motion of Senator McSpadden.

SB 65, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Crow, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill.—31.

Nay: Berrong, Capps, Dahl, Ferrell, Keels, McCune, Miller, Trent, Williams.—9.

Excused: Bradley, Breckinridge, Ham, Hargrave, Payne, Stansberry, Taliaferro, Young.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams.—35.

Nay: Baldwin, Boecher, Trent.—3.

Excused: Berrong, Bradley, Breckinridge, Ham, Hargrave, Keels, Medearis, Payne, Taliaferro, Young.—10.

The emergency was declared passed.

SB 65, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator McSpadden asked unanimous consent that the **CCR** on **SB 87** be taken up for immediate consideration, which was the order.

The **CCR** on **SB 87** was adopted upon motion of Senator McSpadden.

SB 87, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—36.

Nay: McCune, Williams.—2.

Excused: Berrong, Bradley, Breckinridge, Ham, Hargrave, Lamb, Medearis, Payne, Taliaferro, Young.—10.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent.—36.

Nay: McCune, Williams.—2.

Excused: Berrong, Bradley, Breckinridge, Ham, Hargrave, Lamb, Medearis, Payne, Taliaferro, Young.—10.

The emergency was declared passed.

SB 87, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent that the Committee on Public Safety and Penal Affairs be allowed to meet at this time in the Senate Lounge, which was the order.

PENDING CONSIDERATION OF CCRs

The second **CCR** on **HB 1207** was adopted upon motion of Senator Howard, the roll call thereon being as follows:

Aye: Birdsong, Boecher, Dahl, Ferrell, Grantham, Graves, Holden, Howard, Howell, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Phillips, Smalley, Smith, Stipe, Terrill, Trent.—22.

Nay: Baggett, Berrong, Capps, Crow, Field, Garrett, Garrison, Inhofe, McCune, McGraw, Nichols, Porter, Rogers, Stansberry, Williams, Young.—16.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hamilton, Hargrave, Lamb, Medearis, Payne, Taliaferro.—10.

Senator Terrill asked unanimous consent that further consideration of **HB 1207** be deferred momentarily, which was the order.

Senator Birdsong moved that the Sen-

ate recess until 1:00 o'clock P.M., which motion prevailed.

*

The Senate was called to order by President Pro Tempore Smith, who declared a quorum present.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Hamilton, **HAS** to **SB 118** were rejected and conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 118: Senators Hamilton, Luton, and Birdsong.

Upon motion of Senator Hamilton, **HAS** to **SB 133** were rejected and conference requested, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 133: Senators Hamilton, Luton, and Birdsong.

UNANIMOUS CONSENT REQUEST

Senator Hamilton asked unanimous consent that the sub-committee on education of the **GCCA** be allowed to meet at this time, which was the order.

GENERAL ORDER

SJR 39 by Smith of the Senate and Privett of the House was read and considered.

Upon motion of Senator Birdsong, **SJR 39** was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, **SJR 39** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 39 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, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves,

Hamilton, Holden, Howell, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Porter, Rogers, Smith, Stansberry, Trent, Williams, Young.—32.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hargrave, Howard, Lamb, McGraw, Medearis, Miller, Payne, Phillips, Smalley, Stipe, Taliaferro, Terrill.—16.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Holden, Howell, Inhofe, Keels, Lane, Luton, McCune, McSpadden, Martin, Murphy, Nichols, Porter, Rogers, Smith, Stansberry, Trent, Williams, Young.—32.

Excused: Baldwin, Bradley, Breckinridge, Ham, Hargrave, Howard, Lamb, McGraw, Medearis, Miller, Payne, Phillips, Smalley, Stipe, Taliaferro, Terrill.—16.

The emergency was declared passed.

SJR 39 was referred for engrossment.

Senator Hargrave asked to be shown present, which was the order.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Garrison, the Senate concurred in **HAs** to **SB 13**.

SB 13, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hargrave, Holden, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Nichols, Porter, Smith, Stansberry, Trent, Williams, Young.—29.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Ham, Hamilton, Howard, Lamb, Medearis, Miller, Mur-

phy, Payne, Phillips, Rogers, Smalley, Stipe, Taliaferro, Terrill.—19.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Senator Birdsong moved that the Senate recess until 2:15 P.M., which motion prevailed.

The Senate was called to order by Senator Terrill, who declared a quorum present.

Senator Ham asked to be shown present, which was the order.

Senator Lamb raised the question of "No Quorum." The Presiding Officer ordered the roll called, following which he declared a quorum present.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1479 correctly engrossed.

SRs 7, 60, 61, SBs 51, 129, 141, 142, 156, 163, 176, SCR 23 and **65** each correctly enrolled.

Engrossed **HB 1479**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

Enrolled **SRs 7, 60, and 61** were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 51, 129, 141, 142, 156, 163** and **176** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCRs 23** and **65** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1325**, requesting further conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of **CCR** to Engrossed **HB 1155**, requesting further Conference and rereferring said Bill to **GCCA**.

PENDING CONSIDERATION OF CCR

President Pro Tempore Smith presiding.

HB 1207 was considered further.

HB 1207, as amended 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, Dahl, Grantham, Graves, Hamilton, Hargrave, Howard, Lane, Luton, McGraw, McSpadden, Miller, Murphy, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill.—21.

Nay: Baggett, Berrong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Ham, Inhofe, Lamb, McCune, Medearis, Nichols, Porter, Stansberry, Williams, Young.—19.

Excused: Baldwin, Bradley, Holden, Howell, Keels, Martin, Taliaferro, Trent.—8.

The Bill, as amended in Conference, was declared failed of passage.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **HB 1207**, as amended in Conference, failed.

The vote occurring on the Baggett motion to reconsider the vote by which **HB 1207**, as amended in Conference, failed, it was declared adopted, the roll call thereon being as follows:

Aye: Baggett, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Luton, McSpadden, Medearis, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—33.

Nay: McCune.—1.

Excused: Baldwin, Birdsong, Boecher, Bradley, Garrett, Howell, Lane, McGraw, Martin, Nichols, Payne, Stansberry, Taliaferro, Trent.—14.

Senator Baggett moved to reconsider the vote by which the Conference Committee Report on **HB 1207** was adopted, which motion was declared adopted.

MOTION TO INSTRUCT CONFEREES

Senator Baggett moved that the Senate reject the Conference Committee Report on **HB 1207** and ask for a further conference, naming same conferees, and instruct Senate conferees to delete the words: "and collective bargaining negotiations as authorized by state law."

Senator Howard moved to table the Baggett motion, which motion failed of adoption, the roll call thereon being as follows:

Aye: Birdsong, Boecher, Dahl, Hargrave, Holden, Howard, Keels, Luton, Phillips, Rogers, Smith, Stipe, Terrill, Trent, Young.—15.

Nay: Baggett, Berrong, Breckinridge, Capps, Crow, Ferrell, Field, Garrett, Garrison, Ham, Hamilton, Inhofe, Lamb, Lane, McCune, McGraw, Medearis, Murphy, Nichols, Porter, Stansberry, Williams.—22.

Excused: Baldwin, Bradley, Grantham, Graves, Howell, McSpadden, Martin, Miller, Payne, Smalley, Taliaferro.—11.

The vote occurring on the Baggett motion, it was declared adopted.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCES

Upon motion of Senator Luton, the request of the Honorable House for further conference on **HB 1325** was ordered granted, naming same Conferees.

Upon motion of Senator Miller, the request of the Honorable House for a further conference on **HB 1155** was ordered granted, said Bill rereferred to **GCCA**.

Senator Breckinridge presiding.

**REPORT OF ENGROSSED
AND ENROLLED BILLS**

SBs 104, 164, 167, 186, 286 and 299 each correctly enrolled.

Enrolled **SBs 104, 164, 167, 186, 286 and 299** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 343**.

The above numbered Bill and/or Resolution as amended in Conference 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 1154 and 1426**.

CONFERENCE COMMITTEE REPORTS

The following **CCR on HB 1154** was read and consideration deferred:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1154, and Engrossed Senate Amendments thereto, by Bengtson, entitled:

An Act relating to Boxing; providing for the creation of a Boxing Commission; defining terms; designating the qualifications and appointment of members to the Commission; prescribing for the organization of the Commission and defining quorum *** and declaring an emergency.

beg leave to report that we have had the same under consideration and here-

with return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1154—By Bengtson.

An Act relating to boxing; providing for the creation of a Boxing Commission; defining terms; designating the qualifications and appointment of members to the Commission; prescribing for the organization of the Commission and defining quorum; providing powers and duties of Commission; subjecting Commission to the Administrative Procedures Act; providing for employees and office space of Commission; prohibiting certain financial interest by employees and members; vesting Commission with sole direction, control and jurisdiction of boxing and sparring and making exceptions thereto; authorizing fees for and issuance of licenses and permits; directing contents of applications and requirements for applicants thereof; imposing bond for certain applicants; granting power to withhold, suspend or revoke licenses and permits and prescribing the conditions for such; authorizing temporary suspension of license or permit without hearing and the forfeiture of purses; providing for hearings by Commission and procedures thereto; authorizing subpoena, production of books and records, and investigation of licensee and permittee; requiring reports from promoters; regulating advertisement and tickets to contest or exhibition and place where held; empowering Commission to regulate contracts between professional boxers, manager and promoter; providing penalties for violating this act; directing five percent of total gross receipts be paid to Commission; creation of a boxing Commission fund and outlining procedures and use of fund; providing for creation of a Medical Advisory Board; designating selection, appointment and duties of board; authorizing boxing and sparring with exception; directing Commission to prescribe rules and regulations for boxing and sparring; permitting Commission to require

medical insurance on boxers; requiring physical examination of boxer before contest or exhibition and directing a written report thereof; directing physician's attendance at boxing or sparring event; designating physician from approved list; directing presence of deputy at boxing or sparring events and prescribing duties thereto; limiting financial interest concerning boxer; requiring license for direct or indirect connection with boxing or sparring and penalty for violation; making provisions severable; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. This act may be cited as the "Oklahoma Boxing Commission Act."

SECTION 2. When used in this act the following words and phrases shall have the following meanings, except to the extent that any such word or phrase is qualified by its context.

1. "Amateur boxer" shall mean a person who has never received nor competed for any purse or other article either for the expenses of training therefor or for participating in any boxing contest or sparring exhibition which does not exceed Fifty Dollars (\$50.00) in value.

2. "Applicant" shall mean any person, club, association, corporation or trust which submits to the Commission an application for a license or permit.

3. "Board" shall mean the Medical Advisory Board.

4. "Booking agent" shall mean independent contractors who act as bookers, agents, agencies, representatives and managers who secure engagements and contracts for boxers.

5. "Club" shall mean an incorporated or unincorporated association or body of persons voluntarily united and acting together for some common or special purpose.

6. "Commission" shall mean the Oklahoma Boxing Commission.

7. "Contest" shall mean an engagement

in which the participants strive earnestly in good faith to win.

8. "Exhibition" shall mean an engagement in which the participants show or display their skill without necessarily striving to win, such as sparring.

9. "Judge" shall mean a person other than a referee who shall have a vote in determining the winner of any contest.

10. "License" shall mean a certificate issued by the Commission which authorizes direct or indirect participation or connection with any boxing contest or sparring exhibition, as provided by the provisions of this act.

11. "Manager" shall mean a person who controls or administers the affairs of any boxer. "Manager" shall include the representative of a manager.

12. "Matchmaker" shall mean a person who brings together boxers or arranges boxing contests or sparring exhibitions.

13. "Participant" shall mean an amateur or professional who takes part in a boxing contest or sparring exhibition.

14. "Permit" shall mean a certificate issued by the Commission which authorizes the conducting, sponsoring or holding of a boxing contest or sparring exhibition.

15. "Person" shall mean any individual, partnership, club, association, corporation or trust.

16. "Physician" shall mean an individual licensed under the laws of this state to engage in the general practice of medicine and surgery.

17. "Professional boxer" shall mean an individual who competes for money, prizes or purses with a value in excess of Fifty Dollars (\$50.00), or who teaches, instructs, pursues or assists in the practice of boxing or sparring as a means of obtaining a livelihood or pecuniary gain.

18. "Promoter" shall mean any person, club or corporation who produces or stages boxing contests or sparring exhibitions and shall include the officer, director, stockholder or employee thereof and any

promoter who has no place of business within this state.

19. "Purse" shall mean the financial guarantee or any other remuneration, or part thereof, for which a professional boxer participates in a boxing contest or sparring exhibition and shall include the participant's share of any payment received for radio broadcasting, television and motion picture rights. "Purse" shall include gate receipts and any other prizes.

20. "Ring official" shall mean any person who performs an official function during the progress of a boxing contest or sparring exhibition.

21. "Second" shall mean the person who shall substitute for the original participant of a boxing contest or sparring exhibition.

SECTION 3. A. There is hereby created the Oklahoma Boxing Commission, which shall consist of five (5) members appointed by the Governor with the advice and consent of the Senate. No more than one (1) of the members, at the time of appointment, shall be from any one congressional district and not more than three (3) members of the Commission shall belong to the same political party. Each Commissioner shall continue in office, as designated by the Governor at the time of appointment, through the last day of the second, third, fourth, fifth and sixth calendar years, respectively, following the passage of this act. The successors of the initial appointees shall be appointed for terms of five (5) years. Any vacancy in the membership of the Commission caused other than by expiration of term shall be filled only for the balance of the term of the member in whose position the vacancy occurs. Each member shall serve until the appointment and qualification of his successor.

B. To qualify for an appointment to the Commission an appointee must be a citizen and bona fide resident of the State of Oklahoma for five (5) years next pre-

ceding the appointment and thirty (30) years of age or over.

C. Members of the Commission shall receive no salary but shall be paid a per diem of Twenty-five Dollars (\$25.00) for each day they are actually and necessarily engaged in the transaction of business, subject to general statutory limitation on such expenses as contained in Chapter 17, Title 74 of the Oklahoma Statutes.

D. No member of the Commission shall promote, sponsor or have any financial interest in the promotion or sponsorship of any boxing contest or sparring exhibition.

E. The members of the Commission may be removed by the Governor for inefficiency, neglect of duty or malfeasance in office in the manner provided by law for the removal of officers not subject to impeachment.

SECTION 4. A. The Commission shall, within thirty (30) days after its appointment, organize, adopt a seal and make such rules and regulations necessary to carry out the purposes of this act. Rules and regulations adopted, amended or repealed by the Commission shall require a majority vote of all commission members. Except as otherwise provided, all proceedings by the Commission shall be subject to the provisions of the Administrative Procedures Act.

B. At the initial organizational meeting of the Commission, the members shall elect from their number a chairman and a vice-chairman to serve for one (1) year. Annually thereafter, an organizational meeting shall be held to elect such officers.

C. Before any meeting of the Commission can convene, a quorum of the members must be present. Three (3) Commission members shall constitute a quorum. In the event of any tie vote, the vote of the chairman shall prevail.

D. Regular meetings shall be held at the established offices of the Commission; however, where the convenience of the public or parties involved can be pro-

moted or expense prevented, meetings, hearings or proceedings may be held at any other designated place. Special meetings may be called as provided by the rules and regulations of the Commission.

E. The Commission shall report in writing to the Governor on or about July 31 of each year. The report shall contain a summary of the proceedings of the Commission during the preceding fiscal year, a detailed and itemized statement of all revenue and of all expenditures made by or in behalf of the Commission, other information deemed necessary or useful, and any additional information which may be requested by the Governor.

F. Suitable office space shall be provided by the State Board of Public Affairs for the Commission in the City of Oklahoma City. The Commission may incur expenses for office rent, furniture, stationery, printing, incidental and other necessary expenses needed for the administration of this act.

SECTION 5. A. The Commission may employ a secretary to keep full and true records of all Commission proceedings and preserve all books, documents and papers belonging to the Commission or entrusted to its care. The records of the Commission shall be open for inspection at all reasonable times. The secretary shall perform such other duties as the Commission may prescribe.

B. The Commission may employ and prescribe the duties of such other officers, clerks, deputies and employees as may be necessary to administer the provisions of this act. A schedule of minimum and maximum salaries for Commission employees shall be fixed by the Commission.

C. Employees of the Commission shall be prohibited from promoting, sponsoring or having any pecuniary interest in any amateur or professional boxing contest or sparring exhibition regulated by this act.

SECTION 6. A. The Commission is hereby vested with the sole direction, control and jurisdiction over all amateur and professional boxing contests and sparring exhibitions held or given within the State of Oklahoma, except those events specifically exempt by the provisions of this act.

B. Specifically exempt from the provisions of this act are the boxing contests or sparring exhibitions conducted or sponsored by any school, college or university where the participants are students regularly enrolled in such institutions and the instructors, coaches and trainers are employees of such institutions. The term "school, college or university" does not include a school or other institution whose principal purpose is to furnish instruction in boxing or sparring.

SECTION 7. A. The Commission is hereby given the authority to issue, withhold, suspend or revoke any and all licenses and permits required by the provisions of this act or the rules and regulations adopted by the Commission. In addition, the Commission shall fix a uniform scale of fees for all licenses and permits.

B. Each license shall expire one (1) year from the date of issue, while each permit shall expire on the date designated by the Commission.

SECTION 8. Before issuing any license or permit, the Commission shall consider the best interest and welfare of the public, the preservation of the safety and health of the participants and the best interest of boxing or sparring in general.

SECTION 9. A. The Commission shall have the right to require any applicant for a license or permit to appear before the Commission for an oral examination, under oath, as to his qualifications before taking action on the application. In case the applicant is a corporation or club, these factors shall be considered with reference to its officers, directors, stockholders and members.

B. Irrespective of an oral examination, each applicant must establish to the satisfaction of the Commission that he is:

1. Of good moral character and reputation;
2. Physically fit and mentally sound;
3. Skilled in his profession;
4. Of the requisite age and experience; and
5. Not addicted to the intemperate use of alcohol or to the use of controlled dangerous substances.

SECTION 10. Every application for a license or permit shall:

1. Be in writing and on a form supplied by the Commission;
2. Include the applicant's fingerprints. In case the applicant is a corporation or club, the fingerprints shall be of its officers, directors, stockholders and members as the Commission may direct;
3. Set forth information and have attached thereto such photographs or other exhibits as the Commission may require;
4. Be verified under oath by the applicant;
5. Submit the required license or permit fee with the application; and
6. Be filed with the secretary of the commission.

SECTION 11. The Commission may issue a license and permit to any corporation duly incorporated under the laws of the State of Oklahoma, provided that:

1. All the incorporators, officers, directors, stockholders and members are citizens and bona fide residents of the State of Oklahoma for one or more years;
2. The required bond is filed in the office of the Secretary of State; and
3. The application for a license or permit is verified by two (2) officers of the corporation.

SECTION 12. The Commission may issue

a license and permit to any incorporated or unincorporated club, provided that:

1. All the officers and members are citizens and bona fide residents of the State of Oklahoma for one or more years;
2. There are twenty-five (25) or more members;
3. The required bond is filed in the office of the Secretary of State; and
4. The application for a license or permit is verified by two (2) officers of the club.

SECTION 13. The Commission shall not accept the application of a corporation or club for any license unless:

1. A corporate surety bond in a sum not less than Two Thousand Dollars (\$2,000.00) is filed in the office of the Secretary of State;
2. Each corporate surety bond shall be running to the State of Oklahoma, and conditioned upon the faithful performance of obligations pursuant to the provisions of this act and the rules and regulations adopted by the Commission; and
3. The corporate surety bond shall be executed by a responsible surety company authorized to do business in the State of Oklahoma, and shall be in a form approved by the Attorney General of the State of Oklahoma.

SECTION 14. A. Each professional boxer, trainer, manager, matchmaker, promoter, foreign co-promoter, referee, judge, timekeeper, booking agent, club or corporation shall procure a license from the Commission before acting directly or indirectly in any capacity in connection with boxing and sparring and the contests and exhibitions related thereto.

B. No license shall be required for any amateur boxer.

SECTION 15. A. A permit shall be required in order to conduct, sponsor or hold amateur or professional boxing contests or sparring exhibitions. Each permit shall authorize a program of one or more boxing contests or sparring exhibi-

tions to be held within a six (6) hour time period.

B. Each applicant for a permit shall first:

1. Possess a promoter's license at least sixty (60) days prior to the issuance of the permit (This provision shall not apply the first ninety (90) days after the enactment of this law); and

2. Have a corporate surety bond in a sum not less than Two Thousand Dollars (\$2,000.00) filed in the office of the Secretary of State.

a. each corporate surety shall be running to the State of Oklahoma, and guaranteeing and conditioned upon the payment of purses, salaries, taxes and all other legitimate expenses.

b. the corporate surety bond shall be executed by a responsible surety company authorized to do business in the State of Oklahoma, and shall be in a form approved by the Attorney General of the State of Oklahoma.

C. Applications for a permit shall be verified by the applicant and shall specify the time and exact place of the boxing contest or sparring exhibition; the name of the boxers and their seconds; the location and seating capacity of the building or stadium wherein the program is to be held; the name of and compensation to the officiating referee, judges and timekeeper; the amount to be charged for admission; the amount of the compensation or percentage of gate receipts to be paid to each boxer; and the name and address of the applicant.

D. No permit shall be issued for the conducting or holding of any boxing contest or sparring exhibition within any political subdivision of this state wherein a local ordinance or resolution prohibits such contests or exhibitions within its limits.

SECTION 16. A. At the discretion of the Commission, boxing contests or sparring exhibitions may be held in any building or stadium for which a permit may be issued. Where such events are authorized

to be held in a state or city owned armory, the applicable provisions of military law must be complied with. No boxing contest or sparring exhibition shall be held in a building wholly used for religious services.

B. All buildings or structures used or intended to be used for holding or giving boxing contests or sparring exhibitions shall be properly ventilated and provided with fire exits and fire escapes. Such buildings or structures shall conform in all manner to the laws, ordinances and regulations pertaining to buildings in the municipality where situated.

SECTION 17. Within thirty (30) days after the conclusion of any license or permit period, every person, club or corporation licensed as a promoter under the provisions of this act shall submit to the Commission a full statement:

1. Of receipts from all sources whatsoever during the license or permit period;

2. Containing all expenses and disbursements, itemized in a manner and form as directed by the Commission;

3. Showing the net revenue from all sources derived by the licensee; and

4. Which is verified under oath by the licensee.

SECTION 18. Every promoter subject to the provisions of the act shall insert in each show card, bill, poster, newspaper advertisement and in each and every advertisement of a boxing contest or sparring exhibition the price of admission thereto.

SECTION 19. A. Every ticket of admission to a boxing contest or sparring exhibition shall show on its face the scheduled date of the event and the purchase price including any taxes thereon.

B. No ticket shall be sold by any promoter for more than the price printed thereon.

C. No other person shall sell any ticket for more than fifty cents (\$.50) in excess of the price printed on the ticket and no licensee, under this act, shall directly or

indirectly receive any part of such excess price.

D. Tickets in each price range shall be consecutively numbered and the number of each ticket shall be clearly printed on both the stub and main portion of the ticket.

E. A schedule of the numbers of all tickets in each price range shall be furnished to the Commission.

F. The number of tickets sold shall be limited by and not exceed the seating capacity of the place where such event is to be held.

SECTION 20. Each promoter of a boxing contest or sparring exhibition shall have charge of all seating arrangements and shall furnish one (1) ringside seat or box seat to each deputy or member of the Commission who is present.

A promoter shall not admit more people to the boxing contest or sparring exhibition than the seating capacity of the place where such event is being held.

SECTION 21. A. The Commission shall promulgate rules and regulations governing the form and content of all contracts entered into between or among promoters and managers and professional boxers.

B. All contracts shall be in writing and each party thereto and the Commission shall receive a copy of the contract.

C. Every contract subject to the provisions of this section shall contain the following clause: "This agreement is subject to the provisions of the Oklahoma Boxing Commission Act and to the rules and regulations of the Oklahoma Boxing Commission, and to any future amendments of either of them."

D. No contract between a manager and a professional boxer shall be legally valid and binding, until both parties thereto have appeared before the Commission and have received its approval of the contract endorsed thereon.

SECTION 22. The Commission shall have the power to suspend or revoke a license

or permit in any case where the Commission shall find that the licensee or permittee:

1. Is guilty of gross immorality;
2. Is unfit or incompetent by reason of negligence or habits;
3. Is guilty of violating any provision of this act or the rules and regulations of the Commission;
4. Has committed fraud or deceit in securing his or another's license or permit;
5. Is guilty of any form of pretense which might induce the public or citizens to become prey to professional exploitation;
6. Participates in any sham or collusive boxing contest or sparring exhibition.
7. Has been convicted, or pleaded guilty, or entered a plea of nolo contendere, or has been found guilty by a judge or jury of a felony in any jurisdiction within ten (10) years preceding the suspension or revocation;
8. Is a habitual drunkard or is addicted to the use of controlled dangerous substances having a similar effect;
9. Is mentally incompetent;
10. Has been guilty of unprofessional or unethical conduct, or such conduct as to require a suspension or revocation in the public interest;
11. Has by act or omission conducted himself in a manner detrimental to the best interests of boxing or sparring generally, or to the public interest and general welfare;
12. Has made a misstatement of a material fact or fraudulently concealed a material fact or induced, aided or abetted any other person in misstating or concealing any material fact in any application or other proceeding under this act;
13. Has failed to account for or pay over monies belonging to others, which have come into his possession in connection with a boxing contest or sparring exhibition;

14. Has failed to furnish to the proper party a copy of any contract or statement required by this act or the rules and regulations promulgated hereunder, or has breached such a contract;

15. Has paid or agreed to pay any money or article of value to any person not having a license or a permit for soliciting or for business secured or for rendering of any service or the doing of any of the acts forbidden by this act and the rules and regulations promulgated hereunder;

16. Has loaned his license or permit to another person or has borrowed or used the license or permit of another;

17. Has employed a person who has not been issued a license when required to by law;

18. Has failed to maintain in force the bond required by this act;

19. Has been disciplined in any manner by the Commission or similar agency or body of any jurisdiction; and

20. Has failed to pay a fine or any part thereof imposed by this act.

SECTION 23. The Commission is empowered to suspend temporarily, without a hearing, any license or permit issued under this act, when in its opinion such action is necessary to protect the public welfare and the best interest of boxing. Such suspension shall become permanent unless within thirty (30) days from the notice of such suspension the licensee or permittee applies in writing for a hearing as provided by Section 26 of this act. The hearing shall be held within thirty (30) days of the receipt of the request for the hearing.

SECTION 24. A. The Commission shall have the authority and power to order the promoter to withhold any part of a purse or other funds belonging or payable to any boxer, manager or second if, in the judgment of the Commission, deputy, referee or judges that the boxer failed to give his best efforts in a contest or exhibition or if the manager or seconds have

violated any of the provisions of this act or the rules and regulations promulgated hereunder.

B. Upon the withholding of any part of a purse or other funds pursuant to this section, the Commission shall immediately schedule a hearing on the matter, provide adequate notice to all interested parties and dispose of the matter as promptly as possible. If it is determined that a boxer, manager or second is not entitled to any part of his share of the purse or other funds, the promoter shall turn such monies over to the Commission.

SECTION 25. The Commission shall have the authority and power:

1. To compel the production of any and all books, memoranda, documents, papers and records showing the receipts and disbursements of any person, club or corporation licensed under the provisions of this act;

2. To subpoena witnesses and to administer oaths or affirmations to witnesses whenever, in the judgment of the Commission, it may be necessary for the effectual discharge of its duties;

3. To require at any time, the removal for just cause any employee or official employed by any licensee or permittee under this act;

4. To prescribe the manner that books and financial or other statements of any licensee or permittee shall be kept; and

5. To visit, to investigate and to place expert accountants and such other persons as it may deem necessary in the offices or places of business of any licensee or permittee for the purpose of satisfying itself that the rules and regulations of the Commission are strictly complied with.

SECTION 26. A. Any member of the Commission may conduct hearings.

B. All hearings conducted under the provisions of this act shall be in accordance with the provisions of the Administrative Procedures Act of Oklahoma in Title 75 of the Oklahoma Statutes.

C. Before any adjudication is rendered,

a majority of the members of the Commission shall be required to examine the record and approve the adjudication and order.

D. The Commission shall file a written report of its findings, adjudication and order in the record of the proceedings and shall send a copy to the accused.

SECTION 27. Each licensee or permittee who shall violate any rule, regulation or order of the Commission or any provisions of this act, shall be:

1. Guilty of a misdemeanor and any other penalty prescribed by law;
2. Liable for a civil penalty of up to Five Thousand Dollars (\$5,000.00); and
3. Subject to the revocation of any and all licenses and permits.

SECTION 28. A. In addition to the payment of any other fees and monies due under this act, every promoter shall pay to the Commission five percent (5%) of the total gross receipts of any boxing contest or sparring exhibition, exclusive of any federal tax or tax imposed by any political subdivision of this state.

B. For the purpose of this section, total gross receipts of every promoter shall include:

1. The gross price charged for the sale, lease or other exploitation of broadcasting, television or motion picture rights of such event, without any deductions for commissions, brokerage fees, distribution fees, advertising or other expenses or charges; and

2. The face value of all tickets sold and complimentary tickets issued.

C. Payment of tax on gross receipts, excepting for motion picture rights, shall be made within forty-eight (48) hours after the holding of the boxing contest or sparring exhibition and shall be accompanied by a report in such form as shall be prescribed by the Commission.

D. The payment of tax on gross income received from the sale of motion picture

rights, shall be made at the end of the month after the date of the athletic event and continue every thirty (30) days thereafter during the presentation of the picture, and shall be accompanied by a report in such form as shall be prescribed by the Commission.

SECTION 29. All monies collected under the provisions of this act shall be deposited in the State Treasury to the credit of the "Oklahoma Boxing Commission Fund" hereby created. The Oklahoma Boxing Commission Fund shall be a special continuing fund, and disbursements from said funds shall be made only upon warrants issued by the State Auditor against claims submitted to the State Budget Office. Payments from said fund shall be made only for those expenses necessary in enforcing and otherwise carrying out the provisions of this act.

SECTION 30. A. The Medical Advisory Board is hereby created to assist the Oklahoma Boxing Commission.

B. The Board shall consist of five (5) members appointed by the Governor. Each member shall continue in office, as designated by the Governor at the time of appointment, through the last day of the second, third, fourth, fifth and sixth calendar years, respectively, following the passage of this act. The successors of the initial members shall be appointed for terms of five (5) years. Any vacancy in the membership of the Board, caused other than by expiration of term shall be filled only for the balance of the term of the member in whose position the vacancy occurs. Each member shall serve until the appointment and qualification of his successor.

C. To qualify for an appointment to the Board an appointee shall be a citizen and shall have had five (5) years of experience in the practice of medicine.

D. Members of the Board shall receive no salary but shall be paid a per diem of Twenty-five Dollars (\$25.00) for each day they are actually and necessarily en-

gaged in the transaction of business, subject to general statutory limitation on such expenses as contained in Chapter 17, Title 74 of the Oklahoma Statutes.

E. The Board shall, within sixty (60) days after its appointment, meet and elect from their number a chairman and a vice-chairman, to serve for one (1) year. Annually thereafter, an organizational meeting shall be held to elect such officers.

F. Before any meeting of the Board can convene, a quorum of the members must be present. Three (3) members shall constitute a quorum. In the event of any tie vote, the vote of the chairman shall prevail.

SECTION 31. A. The Board shall prepare and submit to the Commission for its approval:

1. Standards for the physical and mental examination of boxers, which shall be safeguards to their health;

2. A fee schedule for such examinations; and

3. A list of physicians who are qualified to examine boxers.

B. No standard, schedule or list shall become effective until approved by the Commission.

C. The Board shall perform such other duties as the Commission may direct.

SECTION 32. Amateur and professional boxing contests or sparring exhibitions are allowed to be held in this state only in accordance with the provisions of this act and the rules and regulations adopted by the Commission. However, no such contest or exhibition shall be held on Sunday.

SECTION 33. The Commission shall prescribe the rules and regulations for boxing and sparring and the respective weights and classes of each.

SECTION 34. The Commission may, by rule or regulation, require insurance coverage for each licensed boxer to provide for medical, surgical and hospital care for injuries sustained while preparing for or engaged in boxing contests or sparring

exhibitions, in an amount of One Thousand Dollars (\$1,000.00) or more payable to such boxer as beneficiary.

SECTION 35. A. Each boxer shall be examined by a physician before entering the ring. The examining physician shall file with the Commission a written report of such examination not later than twenty-four (24) hours after the contest or exhibition.

B. A physician must be in attendance at every boxing contest or sparring exhibition.

C. The examining and attending physicians shall be selected from a list of physicians approved by the Commission. Fees for the examination and attendance shall be prescribed by the Commission and paid by the promoter.

SECTION 36. A. The Commission shall direct a deputy to be present at all weigh-ins and at each place where boxing contests or sparring exhibitions are to be held. The deputy shall ascertain the exact conditions surrounding such contest or exhibition and make a written report of the same in the manner and form prescribed by the Commission.

B. A deputy shall also be present at the counting of the gross receipts and shall immediately mail to the Commission a copy of the promoter's official box office statement of receipts.

SECTION 37. No licensed promoter, matchmaker, referee or judge shall have any direct or indirect financial or pecuniary interest in any boxer. No manager, trainer or second of any boxer shall have any direct or indirect financial or pecuniary interest in the opponent in any contest or exhibition in which his own boxer participates. Nor shall any boxer have any direct or indirect financial or pecuniary interest in his opponent in any contest or exhibition.

SECTION 38. Any person, club or corporation who directly or indirectly conducts, holds or gives boxing contests or sparring exhibitions or participates either

directly or indirectly in any boxing contest or sparring exhibition as a referee, judge, promoter, matchmaker, timekeeper, professional boxer, manager, trainer or second, without first having procured an appropriate license as prescribed in this act shall be guilty of a misdemeanor.

SECTION 39. 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 40. 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: Stipe, Smalley, Breckinridge.

FOR THE HOUSE: Bengtson, McCune, Andrews.

The following CCR on HB 1426 was read and consideration deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1426, and Engrossed Senate Amendments thereto, by Sanguin of the House and Stipe of the Senate entitled:

An Act relating to motor vehicles; establishing rules of the road; amending 47 O.S. 1961, § 11-202; providing for traffic control signal lights * * * providing for lane direction control signals; stating vehicular traffic rules for such signals; directing codification; providing for severability; and declaring an emergency. beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1426—By Sanguin of the House and Stipe of the Senate.

An Act relating to motor vehicles; establishing rules of the road; amending 47 O.S. 1961, § 11-202; providing for traffic control signal lights and arrows and prescribing the colors thereof; designating the rules to follow for each color indication; providing for pedestrian signals and rules for such; allowing vehicular traffic facing a steady red signal to turn after stopping if permitted by a sign and granting right-of-way to pedestrians; providing for lane direction control signals; stating vehicular traffic rules for such signals; providing procedure for measuring speed of motor vehicles, and use thereof as evidence; authorizing arrests without warrant when officer has observed the recording of the speed of a vehicle, or has received such information from the officer who has observed the recording of such speed; directing codification; providing for severability; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 47 O.S. 1961, § 11-202, is amended to read as follows:

§ 11-202. [(a)] Whenever traffic is controlled by traffic control signals exhibiting [the words "Go," "Caution," or "Stop," or exhibiting] different colored lights, OR COLORED LIGHTED ARROWS, successively one at a time[, or with arrows, the following colors only] OR IN COMBINATION, ONLY THE COLORS GREEN, RED AND YELLOW shall be used, EXCEPT FOR SPECIAL PEDESTRIAN SIGNALS CARRYING A WORD LEGEND, and said [terms and] lights shall indicate and apply to drivers of vehicles and pedestrians as follows:

[1.] A. Green [alone or "Go"] INDICATION:

[a.] 1. Vehicular traffic facing the signal, except when prohibited under Section 11-1302, may proceed straight through or turn right or left unless a sign at such

place prohibits either such turn. But vehicular traffic, including vehicles turning right or left, shall yield the right-of-way to other vehicles and to pedestrians lawfully within the intersection or an adjacent crosswalk at the time such signal is exhibited.

[b. Pedestrians facing the signal may proceed across the roadway within any marked or unmarked cross walk].

2. VEHICULAR TRAFFIC FACING A GREEN ARROW SIGNAL, SHOWN ALONE OR IN COMBINATION WITH ANOTHER INDICATION, MAY CAUTIOUSLY ENTER THE INTERSECTION ONLY TO MAKE THE MOVEMENT INDICATED BY SUCH ARROW, OR SUCH OTHER MOVEMENT AS IS PERMITTED BY OTHER INDICATIONS SHOWN AT THE SAME TIME. SUCH VEHICULAR TRAFFIC SHALL YIELD THE RIGHT-OF-WAY TO PEDESTRIANS LAWFULLY WITHIN AN ADJACENT CROSSWALK AND TO OTHER TRAFFIC LAWFULLY USING THE INTERSECTION.

3. UNLESS OTHERWISE DIRECTED BY A PEDESTRIAN-CONTROL SIGNAL, AS PROVIDED IN SECTION 11-203, PEDESTRIANS FACING ANY GREEN SIGNAL, EXCEPT WHEN THE SOLE GREEN SIGNAL IS A TURN ARROW, MAY PROCEED ACROSS THE ROADWAY WITHIN ANY MARKED OR UNMARKED CROSSWALK.

[2.] B. Steady yellow [alone] INDICATION:

[a.] 1. Vehicular traffic facing [the] A STEADY YELLOW signal is thereby warned that the RELATED GREEN MOVEMENT IS BEING TERMINATED OR THAT A red [or "Stop" signal] INDICATION will be exhibited immediately thereafter [and such] WHEN vehicular traffic shall not enter [or be crossing] the intersection [when the red or "Stop" signal is exhibited.]

[b.] 2. Pedestrian facing [such] A STEADY YELLOW signal, UNLESS OTHERWISE DIRECTED BY A PEDES-

TRIAN-CONTROL SIGNAL AS PROVIDED IN SECTION 11-203, are thereby advised that there is insufficient time to cross the roadway[. and any pedestrian then starting to cross shall yield the right of way to all vehicles] BEFORE A RED INDICATION IS SHOWN AND NO PEDESTRIAN SHALL THEN START TO CROSS THE ROADWAY.

[3.] C. Steady red [alone, or "Stop"] INDICATION:

[a.] 1. Vehicular traffic facing [the] A STEADY RED signal ALONE shall stop AT A CLEARLY MARKED STOP LINE, BUT IF NONE, before entering the crosswalk on the near side of the intersection or, if none, then before entering the intersection and shall remain standing until [green or "Go" is shown alone, except as hereinafter provided in this article] AN INDICATION TO PROCEED IS SHOWN EXCEPT AS PROVIDED IN SUBSECTION C. 2.

[b. No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.]

2. WHEN A SIGN IS IN PLACE PERMITTING A TURN, VEHICULAR TRAFFIC FACING A STEADY RED SIGNAL MAY CAUTIOUSLY ENTER THE INTERSECTION TO MAKE THE TURN INDICATED BY SUCH SIGN AFTER STOPPING AS REQUIRED BY SUBSECTION C. 1. SUCH VEHICULAR TRAFFIC SHALL YIELD THE RIGHT OF WAY TO PEDESTRIANS LAWFULLY WITHIN AN ADJACENT CROSSWALK AND TO OTHER TRAFFIC LAWFULLY USING THE INTERSECTION.

3. UNLESS OTHERWISE DIRECTED BY A PEDESTRIAN-CONTROL SIGNAL AS PROVIDED IN SECTION 11-203, PEDESTRIANS FACING A STEADY RED SIGNAL ALONE SHALL NOT ENTER THE ROADWAY.

[4. Steady red with green arrow:]

[a. Vehicular traffic facing such signal may cautiously enter the intersection

only to make the movement indicated by such arrow but shall yield the right of way to pedestrians lawfully within a cross walk and to other traffic lawfully using the intersection.】

【b. No pedestrian facing such signal shall enter the roadway unless he can do so safely and without interfering with any vehicular traffic.】

【(b)】 D. In the event an official traffic control signal is erected and maintained at a place other than an intersection, the provisions of this section shall be applicable except as to those provisions which by their nature can have no application. Any stop required shall be made at a sign or marking on the pavement indicating where the stop shall be made, but in the absence of any such sign or marking the stop shall be made at the signal.

SECTION 2. When lane direction control signals are placed over the individual lanes of a street or highway, vehicular traffic may travel in any lane over which a green signal is shown, but shall not enter or travel in any lane over which a red signal is shown.

SECTION 3. The speed of any motor vehicle may be measured by the use of radiomicro waves, stopwatch, or other electrical speed measuring device. The results of such measurements shall be accepted as evidence of the speed of such motor vehicle in any court or legal proceeding where the speed of the motor vehicle is at issue.

SECTION 4. The driver of any such motor vehicle may be arrested without a warrant under this act provided the arresting officer has either:

1. Observed the recording of the speed of the vehicle by radio microwaves, stopwatch, or other electrical device; or

2. Received from the officer who has observed the speed of the vehicle recorded by the radio microwaves, stopwatch, or other electrical device, a message giving sufficient information for identification of

the vehicle and the recorded speed, dispatched immediately after the speed of the vehicle was recorded.

SECTION 5. Section 2 of this act shall be codified in Title 47, Oklahoma Statutes, as Section 11-204.1, unless the same shall create a duplication in numbering.

SECTION 6. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 7. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Stipe, Payne, Phillips.

FOR THE HOUSE: Sanguin, Stratton, Payne.

The following CCR on SB 298 was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. 298—By Terrell and Smith, entitled:

An Act relating to relocation assistance for displaced persons; stating purpose; defining terms; providing replacement housing payment, * * * 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:

No. 1. That the Senate concurs in House Amendments No. 1, 2, 3, 4, 5, 6, 7, and 8.

No. 2. That the House recede from House Amendments No. 9 and 10.

No. 3. That the House recede from House Amendments No. 11 and 14.

No. 4. That the Senate concur in House Amendments No. 12 and 13.

No. 5. That the Conference Committee recommends approval of the following amendment:

Amend Page 7, Section 8, Line 27½ by creating a new subsection "C" to read as follows:

"C. If any state agency subject to the provisions of this Act is also governed by rules and regulations of a Federal Agency, then the rules and regulations of the Federal Agency shall be followed where the same is in conflict with the rules and regulations of the Office of Community Affairs and Planning."

Respectfully submitted,

FOR THE SENATE: Terrill, Smith and Murphy

FOR THE HOUSE: Skeith, Monks, and Kilpatrick.

MOTION TO RECONSIDER VOTE

Senator Ferrell asked for consideration of his motion to reconsider the vote by which **HB 1445** passed.

Senator Luton moved to table the Ferrell motion, which motion was declared adopted, the roll call thereon being as follows:

Aye: Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Hamilton, Hargrave, Howard, Howell, Lamb, Luton, McSpadden, Nichols, Payne, Phillips, Smalley, Stipe, Terrill, Young.—21.

Nay: Birdsong, Boecher, Crow, Ferrell, Graves, Holden, Inhofe, Keels, Lane, McCune, McGraw, Martin, Medearis, Miller, Porter, Rogers, Smith, Stansberry, Trent, Williams.—20.

Excused: Baggett, Baldwin, Berrong, Bradley, Ham, Murphy, Taliaferro.—7.

HB 1445 was referred for engrossment.

President Pro Tempore Smith presiding.

BILL WITHDRAWN

President Pro Tempore Smith asked unanimous consent, which was granted, that **HJR 1025** be withdrawn from the Committee on State and Federal Government and placed directly on the Calendar.

PENDING CONSIDERATION OF CCRs

The second **CCR** on **SB 7** was adopted upon motion of Senator Grantham.

SB 7, as amended 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Nay: Graves.—1.

Excused: Baldwin, Birdsong, Bradley, Hamilton, Inhofe, McGraw, Medearis, Payne, 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: Baggett, Berrong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Nay: Graves.—1.

Excused: Baldwin, Birdsong, Bradley, Hamilton, Inhofe, McGraw, Medearis, Payne, Stansberry, Taliaferro.—10.

The emergency was declared passed.

SB 7, together with Conference Commit-

tee Report thereon, was ordered transmitted to Honorable House.

The CCR on **HB 1136** was adopted upon motion of Senator McSpadden.

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: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Baldwin, Bradley, Breckinridge, Hamilton, Inhofe, Porter, Stansberry, Taliaferro.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Baldwin, Bradley, Breckinridge, Hamilton, Inhofe, Porter, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1136, together with Conference Committee report thereon, was ordered returned to Honorable House.

The second CCR on **HB 1138** was adopted upon motion of Senator McSpadden.

HB 1138, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Inhofe, Lane, Martin, Payne, Porter, Rogers, Stansberry, Taliaferro.—12.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Medearis, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Excused: Baldwin, Birdsong, Bradley, Breckinridge, Inhofe, Lane, Martin, Payne, Porter, Rogers, Stansberry, Taliaferro.—12.

The emergency was declared passed.

HB 1138, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The CCR on **HB 1118** was adopted upon motion of Senator McSpadden:

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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rog-

ers, Smalley, Stipe, Terrill, Trent, Young.—41.

Excused: Baldwin, Bradley, Inhofe, Smith, Stansberry, Taliaferro, 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stipe, Terrill, Trent, Young.—41.

Excused: Baldwin, Bradley, Inhofe, Smith, Stansberry, Taliaferro, Williams.—7.

The emergency was declared passed.

HB 1118, together with Conference Committee Report thereon, was ordered returned to Honorable House.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SJR 38** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Senate Joint Resolution 38, by Miller, Terrill, Hamilton, Smalley, Baggett and Smith entitled:

A Joint Resolution expressing the sentiment of the Legislature relative to certain policy guidelines which should be taken into consideration by the Oklahoma State Regents for Higher Education * * * and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached Conference Committee substitute be adopted.

CCS for **SJR 38**—By Miller, Terrill, Hamilton, Smalley, Baggett and Smith of the Senate and Davis and Cate of the House.

An Act expressing the sentiment of the Legislature relative to certain policy guidelines which should be taken into consideration by the Oklahoma State Regents for Higher Education when establishing fiscal policies and allocating funds for the support of educational and general operating budgets of institutions in the Oklahoma State System of Higher Education; amending Section 9 of Enrolled House Bill No. 1125, First Session, Thirty-third Oklahoma Legislature, providing for special education; prescribing procedure for issuance of certain bonds; and declaring an emergency.

WHEREAS, as provided in Article XIII-A of the Constitution of Oklahoma, the Oklahoma State Regents for Higher Education is the coordinating board of control of all institutions comprising The Oklahoma State System of Higher Education; and

WHEREAS, among the constitutional powers and duties of said Oklahoma State Regents for Higher Education is that of allocating funds appropriated by the Legislature to the various institutions of the state system according to their needs and functions; and

WHEREAS, in accordance with Article XIII-A of the Constitution of Oklahoma such appropriations when made by the Legislature must be made in consolidated form without reference to any particular institution in the state system; and

WHEREAS, the Legislature, in its review and consideration of budget recommendations submitted to it by the State Regents and its study of certain fiscal problems and conditions of institutions and certain fiscal policies of the State Regents, recommends and establishes certain policy guidelines for the attention and considera-

tion of said Oklahoma State Regents for Higher Education.

NOW, THEREFORE BE IT RESOLVED BY THE SENATE AND THE HOUSE OF REPRESENTATIVES OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. It is the intent of the Legislature that the State Regents shall formulate a policy statement on the whole subject of student fees with the view of holding charges to the lowest minimum possible, and define that portion of the educational cost which should be borne by students in the form of charges for enrollment in the various courses of study at institutions, and establish appropriate limits accordingly as intended by the Constitution and statutes. The Oklahoma State Regents for Higher Education shall have authority to establish enrollment fees and tuition for nonresident students at such rates deemed appropriate and consistent with policies of the State Regents on the subject of student charges, provided that the schedule of required fees and tuition for nonresident students shall be a minimum of Thirty-six Dollars (\$36.00) and a maximum of Forty-two Dollars (\$42.00) per semester hour at the state universities; a minimum of Twenty-four Dollars (\$24.00) and a maximum of Thirty Dollars (\$30.00) at the state colleges and other four-year institutions; and a minimum of Seventeen Dollars (\$17.00) and a maximum of Twenty-three Dollars (\$23.00) at the junior colleges. It is the intention of the Legislature that the State Regents review the nonresident student charges and make appropriate adjustments upward from the charges in effect at the time of the effective date of this resolution, provided that, consistent with Article XIII-A of the Constitution of Oklahoma, the maximum charge shall not exceed limits stated herein by the Legislature.

SECTION 2. The State Regents should make a thorough study of the income received for the revolving fund of each institution and other budget agency to de-

termine that all educational budget income, as defined by the law creating the revolving fund, the State Budget Law, and the manual of the National Committee on Standard Reports, is being collected and deposited by each institution into the revolving fund of the State Treasury as provided by law; but, in keeping with the definition of "revolving fund" recommended in the Second Annual Report of the Oklahoma Commission on Education, income from gifts, research grants and contracts which is deposited for the revolving fund of any institution shall not be considered by the Oklahoma State Regents for Higher Education in determining the allocation of state appropriated funds to each institution.

SECTION 3. The State Regents should give particular attention to the needs of existing community junior colleges, when allocating funds appropriated by the Legislature, in order to carry out the spirit of Sections 1402 and 1408, Chapter 100, O.S.L. 1967 (70 O.S. Supp. 1970, §§ 4402 and 4408), as amended; provided further that the Legislature desires that the community junior colleges be funded with a minimum of seventy-five percent (75%) FTE per capita costs for fiscal year 1972 and one hundred percent (100%) for fiscal year 1973, as compared to state-supported junior colleges.

SECTION 4. The State Regents should allocate to the University of Oklahoma Medical Center, from appropriations made by the Legislature, funds as needed for 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 5. A program of assistance to citizens of Oklahoma studying dentistry outside the state is hereby authorized for administration by the Oklahoma State Regents for Higher Education. The State Regents are authorized 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 nonresident 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 appropriations made by the Legislature sufficient funds for carrying out the purpose of this program.

SECTION 6. The State Regents should allocate to the Oklahoma College of Liberal Arts, from appropriations made by the Legislature, funds as needed for special support of the Jane Brooks School for the Deaf as a laboratory for the training of special education teachers at this institution.

SECTION 7. The sum of One Hundred Thousand Dollars (\$100,000.00) of the appropriation made by the Legislature in House Bill No. 1124 of the 1st Session of the 33rd Oklahoma Legislature shall be allocated to the Student Educational Assistance Fund provided for in Sections 1 and 2, Chapter 482, O.S.L. 1965, as amended by Section 1, Chapter 3, O.S.L. 1967 (70 O.S. Supp. 1970, §§ 622 and 623), and be utilized in carrying out the provisions of this act as amended, and the State Regents shall allocate, hold, maintain and administer funds so appropriated under the same regulations and procedures as are followed in administering the federally guaranteed Student Loan Program.

SECTION 8. The State Regents should provide to the University of Oklahoma School of Nursing sufficient funds for planning during the year 1971-72 and sufficient funds thereafter to fully implement House Concurrent Resolution No. 1038 adopted by the 2nd Session of the 32nd Oklahoma Legislature.

SECTION 9. The State Regents should

provide to Oklahoma State University, in addition to the institution's regular budget allocation for educational and general operating functions, a separate allocation of sufficient funds for underwriting the costs of special programs in fire protection to be carried out through the Department of Fire Service Training at the institution; and, the Legislature further expresses its intent that the Oklahoma State Regents for Higher Education provide sufficient funds to expand the program of fire training adequate to meet the needs of the State of Oklahoma, since such program is a matter of essential public interest and safety.

SECTION 10. The State Regents should provide sufficient funds to Cameron College for equipping the library with adequate books and materials as necessary to meet the standards for accreditation by the North Central Association of Colleges and Secondary Schools as it operates to carry out the new function of four-year college education recently assigned this institution by the State Regents. This section shall be interpreted to include but not be limited to the thirty thousand (30,000) volumes purchased from Xavier College, Silver Springs, Maryland.

SECTION 11. The Oklahoma State Regents for Higher Education as the coordinating board of the Oklahoma State System of Higher Education, authorized to make allocations pursuant to Article XIII-A of the Oklahoma Constitution is hereby requested to make an additional allocation to Central State University whereby Central State University can commence a wrestling program in order to compete with the universities throughout the country.

SECTION 12. It is the intent of the Legislature that the Drivers' Education Training Building at Central State University be air conditioned as an aid to the training of handicapped drivers.

SECTION 13. The Oklahoma State Regents for Higher Education should review the admission standards for adult students and consider the feasibility of reducing

the age from twenty-one (21) years to nineteen (19) years for provisional admission of adults who are not high school graduates but who have scored satisfactorily on the General Educational Development Test.

SECTION 14. The Oklahoma State Regents for Higher Education are requested to authorize an extension of the Administrative functions of the University of Oklahoma School of Medicine for the purpose of developing medical education in the Tulsa metropolitan area and for cooperation with appropriate institutions and agencies in the implementation of education programs for interns, residents and practicing physicians; and further, to request that the implementation thereof be accomplished by requesting that the University of Oklahoma Medical School establish an administrative office in Tulsa staffed by a vice-dean of the School of Medicine or other appropriate administrative officer to carry out the extension of the administrative functions of the University of Oklahoma School of Medicine as may be authorized by the State Regents.

SECTION 15. Pursuant to the provisions of Section 2 of Article XIII-A which reserves to the Legislature the exclusive authority to prescribe student fees, any written commitments made by a Board of Regents pursuant to the authority of Section 1013, Chapter 396, O.S.L. 1965 (70 O.S. Supp. 1970, § 4013) prior to the effective date of Section 2, Chapter 250, O.S.L. 1970 (70 O.S. Supp. 1970, § 4014) shall be exempt from the provisions of said Section 2 and such Boards of Regents may issue bonds as provided in such commitment.

SECTION 16. The State Regents should provide sufficient funds to East Central State College to fully implement the new educational program in Environmental Science recently approved by the State Regents for operation at this institution and encourage the development of this program to its full potential, consistent with House Concurrent Resolution No.

1022 of the First Session of the Thirty-third Oklahoma Legislature, relating to the designation of this college as the media information center for education of this type for the entire state system.

SECTION 17. It is the intent of the Legislature that moneys to fund the policies and programs set out above shall be by separate allocations made by the State Regents to the affected institutions and in each case shall be in addition to that institution's regular budgetary allocation for educational and general operating functions.

SECTION 18. Section 9 of Enrolled House Bill 1125, First Session of the Thirty-third Oklahoma Legislature, is amended to read as follows:

Section 9. Not less than One Million Two Hundred Fifty Thousand Dollars (\$1,250,000.00) of the funds appropriated by Section 4 of this act shall be used for the purpose of establishing new special education **[programs]** **C L A S S E S** in school districts. 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 promulgate, such district shall be allocated Five Thousand Dollars (\$5,000.00) per class.

SECTION 18. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this resolution shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

FOR THE SENATE: Miller, Hamilton and Terrill.

FOR THE HOUSE: Abbott, Miskelly and Cate.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1304** and **HJR 1029**.

The above numbered Enrolled Bills and Resolutions were, after fourth reading, properly signed and ordered returned to The Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCRs 23** and **65**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 51, 129, 141, 142, 156, 163, and 176**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCRs

The **CCR** on **HB 1122** was adopted upon motion of Senator McSpadden:

HB 1122, as amended in Conference, was read at length.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McGraw, Porter.—9.

Excused: Baldwin, Bradley, Inhofe, McCune, Miller, 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: Berrong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—32.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McGraw, Porter.—9.

Excused: Baldwin, Bradley, Inhofe, McCune, Miller, Stansberry, Taliaferro.—7.

The emergency was declared passed.

HB 1122, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1120** was adopted upon motion of Senator McSpadden:

HB 1120, as amended 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, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Trent, Young.—36.

Nay: Williams.—1.

Excused: Baldwin, Bradley, Crow, Garrison, Howard, Inhofe, Miller, Smalley, 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell,

Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Trent, Young.—36.

Nay: Williams.—1.

Excused: Baldwin, Bradley, Crow, Garrison, Howard, Inhofe, Miller, Smalley, Stansberry, Taliaferro, Terrill.—11.

The emergency was declared passed.

HB 1120, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Terrill presiding.

The **CCR** on **HB 1129** was adopted upon motion of Senator McSpadden:

HB 1129, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—39.

Nay: Keels.—1.

Excused: Baldwin, Bradley, Ferrell, McCune, Medearis, Smalley, Stansberry, Taliaferro.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Trent, Williams, Young.—39.

Nay: Keels.—1.

Excused: Baldwin, Bradley, Ferrell, McCune, Medearis, Smalley, Stansberry, Taliaferro.—8.

The emergency was declared passed.

HB 1129, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1133** was adopted upon motion of Senator McSpadden.

HB 1133, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—37.

Nay: Howell, Keels, McCune, Williams.—4.

Excused: Baldwin, Bradley, Ferrell, Medearis, Miller, 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: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—37.

Nay: Howell, Keels, McCune, Williams.—4.

Excused: Baldwin, Bradley, Ferrell, Medearis, Miller, Stansberry, Taliaferro.—7.

The emergency was declared passed.

HB 1133, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1132** was adopted upon motion of Senator McSpadden:

HB 1132, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Keels.—1.

Excused: Baldwin, Berrong, Bradley, Crow, Ferrell, Medearis, Miller, Porter, Rogers, 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: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Keels.—1.

Excused: Baldwin, Berrong, Bradley, Crow, Ferrell, Medearis, Miller, Porter, Rogers, Stansberry, Taliaferro.—11.

HB 1132, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1365** was adopted upon motion of Senator McSpadden, made on behalf of Senator Phillips.

HB 1365, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Berrong, Bradley, Crow, Ferrell, Garrett, Medearis, Porter, Rogers, 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: Baggett, Birdsong, Boecher, Breckinridge, Capps, Dahl, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—37.

Excused: Baldwin, Berrong, Bradley, Crow, Ferrell, Garrett, Medearis, Porter, Rogers, Stansberry, Taliaferro.—11.

The emergency was declared passed.

HB 1365, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Smalley presiding.

The **CCR** on **HB 1230** was adopted upon motion of Senator McSpadden:

HB 1230, as amended 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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Lu-

ton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Bradley, Ferrell, Inhofe, Keels, Medearis, 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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Williams, Young.—39.

Excused: Baldwin, Bradley, Ferrell, Inhofe, Keels, Medearis, Porter, Stansberry, Taliaferro.—9.

The emergency was declared passed.

HB 1230, together with Conference Committee Report thereon, was ordered returned to Honorable House.

President Pro Tempore Smith presiding.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1162** and **HJR 1026**, as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SBs 118** and **133**, and naming House Conferencees as follows: Sullivan, Tarwater and Musgrave on both Bills.

MESSAGE FROM HOUSE

Transmitting following Bills and Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1130, 1149, and 1273** and **HJR 1020** (second CCR).

CONFERENCE COMMITTEE REPORTS

The following CCR on **HB 1130** was read and consideration deferred:

Mr. Speaker

and

Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed House Bill Number 1130, Entitled:

(An Act relating to the Office of the Oklahoma Historical Society and making appropriations thereto; and emergency) Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1 through 6.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1130, attached hereto, be adopted.

CCS for HB 1130—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the Office of the Oklahoma Historical Society and making appropriations thereto; stating the purpose; reappropriating certain funds and 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 appropriation for microfilming; 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 Office of the Oklahoma Historical Society, from the funds indicated in the State Treasury, for the fiscal year indicated, not otherwise appropriated, the

following amounts or so much thereof as may be necessary to perform the duties imposed upon the Office of the Oklahoma Historical Society by law and for the purpose indicated:

	Fiscal Year Ending June 30, 1972
GENERAL REVENUE FUND:	
Personal services (Including employee retirement and insurance costs)	\$140,640.00
Personal services to keep museum and library open weekday evenings and on weekends	14,170.00
Operating Expenses	37,500.00
Microfilming of newspapers and historical documents	44,340.00
Purchase of U.S. Census Microfilm, indexes thereof, and Microfilm readers	17,000.00
Historical Sites Survey and Development	11,000.00
Oklahoma Historical Day	1,500.00
Historical Sites for Specific Facilities, Personal services (Including employee retirement and insurance costs) Operations and Development:	
Sequoyah Home	13,950.00
Fort Washita	18,500.00
Erin Springs	12,500.00
Peter Conser's Home	14,000.00
Jim Thorpe Home	12,000.00
Sod House	12,500.00
Chickasaw House	12,500.00
Foreman Home	10,750.00
Governor McCurtain's House	7,000.00
Chief's Home	14,380.00
Fulsom Chapel	1,500.00
Old Ft. Towson	10,000.00
Total General Revenue Fund	\$405,730.00

INCOME TAX ADJUSTMENT FUND:

Historical Sites for Specific Facilities, Personal Services (Including employee retirement and insurance costs) Operations and Development:	
Fort Gibson Barracks Building	\$ 7,500.00
Old Central Museum Oklahoma State	25,000.00
Cherokee Historical Society, Stilwell	15,000.00
Cultural Historical Center at Langston	25,000.00
Indian and Hardrock Mining Commission	25,000.00
Colonel Walters and Chief Bacon Rind	1,000.00
Purcell Historical Facilities	5,000.00
Living Legends Library	15,000.00
Oklahoma Territorial Museum, Guthrie	35,000.00
Coweta Mission	20,000.00
Total Income Tax Adjustment Fund	\$173,500.00

SECTION 2. The amount of Seven Thousand Five Hundred Dollars (\$7,500.00) originally appropriated to the Oklahoma Historical Society for the Wiley Post Monument by Section 1, Chapter 293, O.S.L. 1970, from the General Revenue Fund is hereby reappropriated to the Oklahoma Historical Society in the original amount and as adjusted by transfer, less the amount that has been expended upon the date that this act becomes effective. The amount herein reappropriated shall be expended for the Wiley Post Monument at Maysville.

SECTION 3. The amount of Twenty-five Thousand Dollars (\$25,000.00) originally appropriated to the Oklahoma Historical Society for the Sam Houston Neosho Wigwam by Section 3, Chapter 293, O.S.L. 1970, from the Income Tax Adjustment

Fund is hereby reappropriated to the Oklahoma Historical Society in the original amount as adjusted by transfer, less the amount that has been expended upon the date that this act becomes effective. The amount herein reappropriated shall be expended for the Honey Springs Battlefield. 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 said Section 2 may be made if made by private treaty.

SECTION 4. 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 5. The Administrative Secretary is hereby authorized to pay, from the appropriation made for microfilming of newspaper 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 6. The appropriations made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1972. Any unexpended funds remaining after November 15, 1972, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 7. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 8. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, Townsend.

Senate Conferees: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Rogers, Smalley, Terrill.

The following CCR on **HB 1149** 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 1149, Entitled:

(Oklahoma Industrial Development and Park Commission; and Emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1 and 2.

2. That the Conference Committee Substitute for Engrossed House Bill No. 1149 attached hereto be adopted.

CCS for HB 1149—By Willis and Miskelly of the House and McSpadden and Hamilton 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; providing for the reimbursement of employees' general expenses; providing for the appointment and compensation of officials and employees; providing for agreements with the federal government; authorizing payment of premiums for workmen's com-

pensation and other necessary insurance; providing for use of revenue received from the sale of copies or subscriptions of the magazine "Oklahoma Today"; making appropriations for capital outlay and major maintenance; 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 Oklahoma Industrial Development and Park Commission, from the General Revenue Fund of the State Treasury, 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, 1972

GENERAL REVENUE

FUND:

DIVISION OF PARKS AND RECREATION

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

\$2,486,717.00

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

323,953.00

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

699,440.00

Provided that One Hundred Fifty Thousand and Dollars (\$150,000.00) 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 Twenty Thousand Dollars (\$20,000.00) of the amount appropriated

to this Division shall be for the purpose of study and development at the Clinton-Sherman Air Force Base, Oklahoma, by the Midwestern Oklahoma Development Authority. Provided, further, that Fifteen Thousand Dollars (\$15,000.00) of the amount appropriated 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.

EXPENSES FOR PUBLICATION OF THE MAGAZINE "OKLAHOMA TODAY"

\$90,639.00

DIVISION OF INDUSTRIAL, BUSINESS AND ECONOMIC DEVELOPMENT

Expenses of personal services, contractual services, travel, supplies, exhibits, general operating expenses and all other expenses necessary for the efficient and effective operation of this Division

373,556.00

The actual expenses incurred by any employees of said Division for necessary travel and subsistence outside the state shall be reimbursed. 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

230,349.00

DIVISION OF LODGES

Expenses of personal services, premiums for workmen's compensation and other necessary insurance, travel, supplies and general operating expenses

50,941.00

TOTAL—GENERAL

REVENUE FUND

\$4,255,595.00

SECTION 2. The Oklahoma Industrial Development and Park Commission shall appoint and fix the duties and compensation of officials and employees necessary to perform the duties imposed upon the Oklahoma Industrial Development and Park Department by law, and shall incur other necessary expenses payable from the appropriations made by this act.

SECTION 3. 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 4. 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 5. 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 6. There is hereby appropriated to the Oklahoma Industrial Development and Park Commission from the funds indicated in the State Treasury, not otherwise appropriated, the following amounts or so much thereof as may be necessary for capital outlay and major maintenance for the following purposes:

FROM THE STATE OF

OKLAHOMA BUILDING
BONDS OF 1961 SINK-
ING FUND:

Beaver's Bend State Park	\$ 35,000.00
Black Mesa State Park	20,000.00
Boiling Springs State Park	2,500.00
Greenleaf Lake State Park	20,000.00
Lake Murray State Park	35,000.00
East Murray	5,000.00
Osage Hills State Park	7,500.00
Quartz Mountain State Park	20,000.00
Red Rock Canyon State Park	20,000.00
Victor Landing	10,000.00
Total	\$ 175,000.00

FROM THE INCOME TAX
ADJUSTMENT FUND:

Robber's Cave State Park	\$ 35,000.00
Roman Nose State Park	35,000.00
Walnut Creek Peninsula State Park (Keystone Lake)	20,000.00
Sequoyah State Park	35,000.00
Cherokee Landing	15,000.00
Tenkiller State Park	35,000.00
Lake Texoma State Park	25,000.00
Lake Wister State Park	25,000.00
Murrell Home and Female Seminary	1,000.00
Fort Gibson Stockade	5,000.00
Pioneer Woman Museum	5,000.00
Black Kettle Museum	2,000.00
Great Salt Plains State Park	2,000.00
Little River State Park	25,000.00

Clear Bay and Indian Point	25,000.00
Keystone State Park	35,000.00
South Dam Site (Keystone)	20,000.00
Clayton Lake Recreation Area	20,000.00
Heyburn Lake Recreation Area	15,000.00
Rune Stone Historical Site	25,000.00
Adair Park (Stilwell)	10,000.00
Honey Creek Recreation Area (Grand)	10,000.00
Little Sahara Recreation Area	1,000.00
Raymond Gary Recreation Area	20,000.00
Sequoyah Bay Recreation Area	5,000.00
Little Blue and Disney Recreation Area, Spavinaw Recreation Area and Cherokee Recreation Nos. 1-2-3	32,500.00
Upper Spavinaw	5,000.00
Twin Bridges Recreation Area (Grand)	8,000.00
Will Rogers Recreation Area (Oolagah)	10,000.00
Okmulgee Lake Recreation Area	10,000.00
Foss Reservoir Area	35,000.00
Tucker Tower Museum	1,000.00
Blue Hawk Peak	25,000.00
Pawnee Bill State Park	25,000.00
Clinton Recreation Area and Museum	7,500.00
Catoosa Recreation Area	2,000.00
Canton Lake Recreation Area	1,000.00
Salina Park	5,000.00
Battle Site of the Washita (near Cheyenne)	1,500.00
Alabaster Caverns State Park	10,000.00
Sallisaw Recreation Area	30,000.00
Fort Cobb Recreation Area	5,000.00
Seay Mansion and Chisholm Trail Museum	25,000.00
Boggy Depot Recreation Area	10,000.00

Spiro Mounds and Deer Creek Mounds	20,000.00
Cherokee Court House	15,000.00
Sequoyah Park Annex	2,500.00
River Bend State Park	25,000.00
Mountain Fork State Park	20,000.00
Feyodi Creek Recreation Area	25,000.00
Chisholm Trail Historical Museum	25,000.00
Fountainhead State Park	10,000.00
Indian Hall of Fame	35,000.00
Arrowhead State Park	10,000.00
Chouteau Memorial	15,000.00
Baker's Branch (Keystone)	35,000.00
Great Plains Tourist and Information Center	35,000.00
Cherokee Strip Museum (Enid)	20,000.00
Cherokee Strip Museum and Henry S. Johnston Library	10,000.00
T. B. Ferguson Museum	10,000.00
Bernice Recreation Area	5,000.00
Snowdale Park	5,000.00
Altus Historical and Cultural Center	35,000.00
Saline County Courthouse	5,000.00
Talimena State Park	17,500.00
Rocky Ford State Park	25,000.00
Ottawa Reclamatory Authority	25,000.00
Total	\$1,129,500.00
Grand Total	\$1,304,500.00

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. 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, Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman, Miskelly, Vice-Chairman, Andrews, Bradley, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, Townsend.

The following CCR on HB 1273 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 1273, Entitled:

(Special Events Commission and Emergency)

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the Conference Committee Substitute for Engrossed House Bill No. 1273, attached hereto, be adopted.

CCS for HB 1273—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate.

An Act relating to the Special Events Commission and making appropriations thereto; stating the purpose; providing for the Commission's approval before the release of funds; 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 appro-

priated to the Special Events Commission, from the Income Tax Adjustment Fund, not otherwise appropriated, the sum of Seventy-one Thousand Nine Hundred Dollars (\$71,900.00) or so much thereof as may be necessary for the purpose of enabling the Special Events Commission to perform the duties and functions imposed upon and delegated to it by Section 3, Chapter 221, Oklahoma Session Laws 1969.

SECTION 2. A list of last year's expenditures must be submitted before the current year's appropriation can be approved, for disbursement, in compliance with such appropriate rules and regulations as the Commission may adopt. Further, a budget request showing the nature of the proposed expenditure must be submitted before release of the funds by the Commission.

SECTION 3. The appropriation made by this Act shall not be subject to fiscal year limitations and shall be available for expenditure and encumbrance purposes for a period of thirty (30) months from the date this Act is approved.

SECTION 4. The provisions of this Act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 5. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

Senate Conferees: McSpadden, Chairman; Hamilton, Vice-Chairman; Baggett, Baldwin, Grantham, Lane, Martin, Medearis, Miller, Nichols, Rogers, Smalley, Terrill.

House Conferees: Willis, Chairman; Miskelly, Vice-Chairman; Bradley, Davis, Fine, Hargrave, Odom, Sanguin, Skeith, Townsend.

The Second CCR on HJR 1020 was read and consideration deferred:

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 68, SJR 39 and HB 1108 each correctly engrossed.

SBs 13 and 59 each correctly enrolled.

SCR 68 and SJR 39 were each properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed HB 1108, together with Engrossed SAs, was properly signed and ordered returned to the Honorable House.

Enrolled SBs 13 and 59 were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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 1155, as co-authored by Davis and Atkins.

CONFERENCE COMMITTEE REPORT

The CCR on HB 1155 was read and consideration deferred:

President Pro Tempore Smith asked unanimous consent that the second CCR on HB 1155 be multilithed in lieu of being printed at length in the Journal, which was the order.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1207, and naming same conferees.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed SBs 6 and 143.

The above numbered Bills as amended

in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1276 and 1325** (second **CCR**).

The following **CCR** on **HB 1276** 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 1276, Entitled:

(Oklahoma Commission on Alcoholism and emergency),

Together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1 and No. 2.

2. That the title be restored to read:

"An Act relating to the Oklahoma Commission on Alcoholism; making an appropriation thereto; stating the purpose; providing for the appointment and compensation of employees; providing lapse date; providing for severability; and declaring an emergency."

SENATE CONFEREES: McSpadden, Chairman, Hamilton, Vice-Chairman, Baggett, Baldwin, Grantham, Lane Martin, Medearis, Miller Murphy, Smalley, Terrill.

HOUSE CONFEREES: Willis, Chairman, Miskelly, Vice-Chairman, Abbott, Andrews, Bradley, Cate, Fine, Odom, Sanguin, Townsend.

The following second **CCR** on **HB 1325** was read and consideration deferred:

Mr. Speaker

and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1325, and Engrossed Senate Amendments thereto, by York, Andrews, Davis, Kilpatrick, Clemons, Atkins, Monks, Bengtson, Sullivan, Nance and Coffin entitled:

An Act relating to schools; prescribing methods for negotiating between school employees and employing school districts; *** and prohibiting the employment of strikes as a means of resolving differences with school districts or boards of education,

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached Second conference committee substitute be adopted as co-authored by: Luton, Birdsong, Keels, and Payne of the Senate

Second **CCS** for **HB 1325**—By York, Andrews, Davis, Kilpatrick, Clemons, Atkins, Monks, Bengtson, Sullivan, Nance, and Coffin of the House and Luton, Birdsong, Keels and Payne of the Senate.

An Act relating to school; prescribing methods for negotiating between school employees and employing school districts; stating purpose of act; providing that local Boards of Education shall recognize representatives selected by a majority of professional educators and non-professional educators, respectively, and prescribing procedure for selecting such representatives; providing in event of impasse matters of disagreement shall be submitted to a three-member committee; providing for selection of such committee; providing if impasse continues the committee's decision shall be binding; making strike or threat to strike by professional organization illegal and providing penalties; providing that in event of strike, school districts shall be relieved of duty

to negotiate; making provisions of act applicable to nonprofessional educator employees; and prohibiting certain discriminatory acts.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. It is the purpose of this act to strengthen methods of administering employer-employee relations through the establishment of an orderly process of communications between school employees and the school district.

SECTION 2. The local board of education shall recognize a professional organization that secures authorization signed by a majority of the professional educators designating said organization as their representative for negotiations. The members of the professional organization shall be professional educators employed by and serving in the district they propose to represent and no other person shall be authorized to represent the professional educators. The bargaining representatives of the professional organization shall be elected by a majority of the professional educators of the district they are to represent at an election called after proper notice is given to all the professional educators of the district. Any person who desires not to be represented by any organization, as provided for herein, may so state in writing to his board of education.

SECTION 3. The local board representatives shall be presently serving on the board or employed by said board and no other person shall represent the board. Provided nothing herein shall prohibit the employment of legal counsel for consultative purposes by local board or professional organization.

SECTION 4. Professional educators shall be defined as certified public school teachers.

SECTION 5. All employees of a school district other than those employees who are professional educators shall likewise be eligible to designate an organization

composed exclusively of such employees to represent them in negotiating and concluding an agreement with such school district on the terms and conditions of their employment. Such nonprofessional educator employees shall have the same rights and duties with respect to such matters as those conferred upon professional educators and professional organizations by this act. Any representatives for said organizations shall be employed by the school district within the district, and no other person shall be authorized to represent said organization.

SECTION 6. Once the organization has been determined, the board of education or its duly designated representative must meet with the duly designated representative of the organization and within sixty (60) days shall complete an agreement outlining negotiation procedures. The board of education and the representatives of the organization must negotiate in good faith on items affecting the performance of professional services.

SECTION 7. A procedure for resolving impasses will be developed by the board of education and the representatives of the professional or nonprofessional organization; if agreement cannot be reached, the items causing the impasse shall be referred to a three-member committee. This committee shall consist of one member selected by the representatives of the professional organization or the nonprofessional organization as the case might be, one member selected by the local board of education and the third member selected by the first two members, and this third member shall serve as chairman of the committee. This committee shall meet with the board of education or its duly designated representatives and the duly designated representatives of the professional or nonprofessional organization for the purpose of fact finding. Subsequently, this committee shall make recommendations to each of the above parties.

SECTION 8. The procedure provided for herein for resolving impasses shall be the exclusive recourse of the professional organization. It shall be illegal for the professional organization or the nonprofessional organization to strike or threaten to strike as a means of resolving differences with the board of education. Any member of the professional or nonprofessional organization engaging in a strike shall be denied the full amount of his wages during the period of such violation. If the professional or nonprofessional organization or its members engage in a strike, then the organization shall cease to be recognized as representative of the professional or nonprofessional educators and the school district shall be relieved of the duty to negotiate with such organization or its representatives.

SECTION 9. No employee shall be discriminated against by the board of education, superintendent or any other administrative officer of a district or by the professional or nonprofessional organization, its officers or any member thereof because of his exercise or nonexercise of rights under this act.

SECTION 10. Nothing in this act shall be construed to annul or modify or to preclude the renewal or continuation of any lawful agreement heretofore entered into between any school district and any representative of its employees, except to the extent that such agreement is in conflict with the provisions of this act.

Respectfully submitted,

FOR THE SENATE: Luton, Miller, Howard.

FOR THE HOUSE: York, Abbott, Clemens.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 104, 164, 167, 186, 286 and 299.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCRs

Senator McSpadden moved to adopt the CCR on HB 1124.

Senators Baggett, Miller, Smalley, Berong, and McGraw moved, as a substitute motion: "(1) that the Senate reject the Conference Committee Report on House Bill No. 1143, the annual appropriation to the State Highway Department, as reported at Page 851 through 853 of the Senate Journal;

"(2) that the Senate request that the House of Representatives grant a further conference on such House Bill No. 1143;

"(3) that the Senate conferees to such further conference on House Bill No. 1143 be instructed to reduce the appropriation in Section 1 thereof by \$5 million to \$13.9 million which together with the \$2.5 million growth in dedicated revenues will give the State Highway Department a total increase in State funds for the fiscal year 1971-1972 of \$7.5 million, over the current fiscal year;

"(4) that the Senate reject the Conference Committee Report on House Bill No. 1124, the annual appropriation for Higher Education as reported at Page 1046 of the Senate Journal;

"(5) that the Senate request that the House of Representatives grant a further conference on such House Bill No. 1124; and

"(6) that the Senate conferees on House Bill No. 1124, the annual appropriation for Higher Education, be instructed to increase the appropriation by the sum of \$5 million, so that Higher Education be increased by \$14.6 million during fiscal year 1971-1972 over the current fiscal year." which substitute motion was tabled upon motion of Senator McSpadden, the roll call thereon being as follows:

Aye: Boecher, Capps, Crow, Dahl, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Inhofe, Lamb, Lane, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Smith, Stipe, Terrill, Trent, Williams.—25.

Nay: Baggett, Berrong, Birdsong, Breckinridge, Garrett, Holden, Howard, Howell, Keels, McCune, McGraw, Miller, Porter, Rogers, Smalley, Stansberry.—16.

Excused: Baldwin, Bradley, Ferrell, Grantham, Luton, Taliaferro, Young.—7.

The CCR on HB 1124 was adopted upon motion of Senator McSpadden:

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: Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Baggett, Breckinridge, Howard, Howell, Keels, McGraw, Porter, Rogers.—8.

Excused: Baldwin, Bradley, Nichols, Taliaferro.—4.

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—36.

Nay: Baggett, Breckinridge, Howard, Howell, Keels, McGraw, Porter, Rogers.—8.

Excused: Baldwin, Bradley, Nichols, Taliaferro.—4.

The emergency was declared passed.

HB 1124, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The CCR on HB 1143 was adopted upon motion of Senator McSpadden:

HB 1143, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McCune, McGraw, Porter, Rogers.—11.

Excused: Baldwin, Bradley, Taliaferro.—3.

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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—34.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McCune, McGraw, Porter, Rogers.—11.

Excused: Baldwin, Bradley, Taliaferro.—3.

The emergency was declared passed.

HB 1143, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Crow moved that the Senate reject the second CCR on HB 1163, request further conference thereon, and instruct the Senate Conferees that Section 2(b) (e) be stricken from the report.

Senator Payne raised a Point of Order that the motion could not be made until

the second **CCR** on **HB 1163** was called up for consideration by the Floor Leader, which the Chair sustained.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HBs 1013, 1060, 1105, 1242, 1298, 1467, and HJR 1027**, as amended.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Payne, the Senate concurred in **HAs** to **SB 239**.

SB 239, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Baldwin, Bradley, Garrison, Hamilton, McSpadden, Medearis, Smalley, Taliaferro.—8.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—40.

Excused: Baldwin, Bradley, Garrison, Hamilton, McSpadden, Medearis, Smalley, Taliaferro.—8.

The emergency was declared passed.

House Amendments were properly signed

and above numbered bill, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SJR 37**.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 282**, as co-authored and amended.

HA to **SB 282** read as follows, and consideration deferred:

Authors: Add the following co-authors: Murphy, Gooden and Sparkman of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 17, by striking after the word "from" the words: "sundown to sunup" and inserting the words: "10:00 o'clock P.M. to 7:00 o'clock A.M.".

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 13** and **59**.

The above numbered Enrolled Bills were referred to the Governor.

PENDING CONSIDERATION OF CCRs

Senator Miller asked unanimous consent that the **CCR** on **SJR 38** be taken up for consideration, which was the order.

The **CCR** on **SJR 38** was adopted upon motion of Senator Miller:

SJR 38, as amended in Conference, was read at length.

On the question of passage of Resolution, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith,

Stansberry, Stipe, Terrill, Trent, Young.—37.

Nay: Boecher, Field, McCune, Williams.—4.

Excused: Baldwin, Bradley, Howell, Lane, McGraw, McSpadden, Taliaferro.—7.

The Resolution, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Luton, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Young.—37.

Nay: Boecher, Field, McCune, Williams.—4.

Excused: Baldwin, Bradley, Howell, Lane, McGraw, McSpadden, Taliaferro.—7.

The emergency was declared passed.

SJR 38, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Luton asked unanimous consent that the second **CCR** on **HB 1325** be considered immediately, which was the order.

Senator Luton moved to adopt the second **CCR** on **HB 1325**.

Senator Young moved, as a substitute motion to reject the second **CCR** on **HB 1325**, request further conference thereon, and to instruct the Senate Conferees to restore the Young amendment thereto.

Senator Luton moved to table the Young substitute motion, which motion to table failed of adoption upon roll call as follows:

Aye: Birdsong, Breckinridge, Crow, Dahl, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, Martin,

Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Trent.—22.

Nay: Baggett, Berrong, Boecher, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Inhofe, Lamb, McCune, McGraw, Medearis, Nichols, Porter, Rogers, Stansberry, Terrill, Williams, Young.—22.

Excused: Baldwin, Bradley, McSpadden, Taliaferro.—4.

The vote occurring on the Young substitute motion, it was declared failed of adoption upon roll call as follows:

Aye: Baggett, Berrong, Boecher, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Inhofe, Lamb, McCune, McGraw, Medearis, Nichols, Porter, Rogers, Stansberry, Terrill, Williams, Young.—22.

Nay: Birdsong, Breckinridge, Crow, Dahl, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Trent.—22.

Excused: Baldwin, Bradley, McSpadden, Taliaferro.—4.

The vote occurring on the Luton motion, it was declared adopted upon a roll call as follows:

Aye: Birdsong, Breckinridge, Crow, Dahl, Graves, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Trent.—23.

Nay: Baggett, Berrong, Boecher, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Inhofe, McCune, McGraw, Medearis, Nichols, Porter, Rogers, Stansberry, Terrill, Williams, Young.—21.

Excused: Baldwin, Bradley, McSpadden, Taliaferro.—4.

Senator Luton asked unanimous consent that further consideration of **HB 1325** be deferred, momentarily, which was the order.

Senator Hamilton presiding.

Senator Crow moved that the Honorable House be requested to reconsider its votes by which **SB 144**, as amended in Confer-

ence, was passed; by which **CCR** on **SB 144** was adopted, reject the **CCR** thereon and request further Conference, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 1056 correctly, engrossed.

Engrossed **HCR 1056**, together with Engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 229**, as co-authored by Mountford; **SB 273**, as co-authored by Riggs, Atkins, Hill (Ben) and Andrews; **SB 292**, as co-authored by Green and Holaday; **SB 320**, as co-authored by Hopkins; **SB 338**; **SB 345**; **SB 353**, as co-authored by Draper, Davis and McKee and **SJR 31**.

The above numbered Bills and/or Resolutions were referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bill and/or Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **SB 7** (second **CCR**); **SJR 38**, as co-authored by Wiedemann, Trent, Miskelly and Boren.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1120, 1162, 1298, 1138, HJR 1026** and **1027**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 304** and **317** as amended and co-authored, **SBs 311** and **325** as amended.

HAs to **SB 304** read as follows and consideration deferred:

Authors: Add the following coauthors: Thornhill, Williamson and Boettcher of the House.

Amendment No. 1. Amend Page 4, Lines 28-32, by striking all of Section V.

Amendment No. 2. Amend Page 5, Line 6, following the word "the" and before the word "Oklahoma" restore the word "present".

Amendment No. 3. Amend Page 5, Lines 17-21, following the word "appointment" restore the following: ", shall have attained his thirty-fifth birthday and shall have ten (10) years' experience as a bank officer or employee, or five (5) years' experience as a bank president or managing officer of a bank, or five (5) years' experience as a state or federal bank examiner."

Amendment No. 4. Amend Page 10, Line 11, by adding after the comma behind the word "Commissioner" the following language: "and upon approval of the Board,".

Amendment No. 5. Amend Page 10, Line 15, by striking the words "more than normal supervision" and substitute in lieu thereof the following language: "said special examination".

Amendment No. 6. Amend Page 10, Lines 18-20, by striking after the period on Line 18, the following language: "Each bank and trust company shall be charged at the hourly rate for any special examination, investigation or verification of depositor's books."

Amendment No. 7. Amend Page 12, Lines 34-36 and Page 13, Lines 1-5, by striking all the languages on Lines 34-36, Page 12 and Lines 1-5, Page 13.

Amendment No. 8. Amend Page 20, Line 3, following the word "upon" strike the words "improved or".

Amendment No. 9. Amend Page 20, Line 4, following the word "and" and before the word "business" strike the word "improved".

Amendment No. 10. Amend Page 21, Lines 2 and 3, following the word "exceed" strike the words and figures "fifty percent (50%) and reinsert the words and figures "seventy percent (70%)".

Amendment No. 11. Amend Page 23, Line 27½, by inserting a new Section 12 as follows:

"SECTION 12. Section 415, Chapter 161, O.S.L. 1965, as last amended by Section 7, Chapter 321, O.S.L. 1970 (6 O.S. Supp. 1970, § 415), is amended to read as follows:

§ 415. DRIVE-IN, WALK-UP FACILITY.

A. DRIVE-IN OR WALK-UP SERVICE AUTHORIZED. Any bank chartered under the laws of this state may, subject to the approval of the Board as evidenced by its certificate, maintain and operate outside attached facilities and one detached facility having one or more tellers' windows for drive-in or walk-up service or both on property owned or leased by the bank located less than one thousand (1,000) feet from (the main bank building) the center of the street abutting the bank's main building at that part of said bank's main building in the direction towards the center of the street abutting the nearer part of the structure housing the said outside facility."

HAS to **SB 311** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Line 3, after "A" and before "Electrical", add the words "and Class B"; also on Line 4, after "A" and before "Journeyman" add "and Class B".

Amendment No. 2. Amend Page 2, Line 3, after the word "applicants" and before the word "and" and insert the following: "Electrical Sign Contractor applicants".

HA to **SB 317** read as follows, and consideration deferred:

Authors: Add the following coauthors: Elder and Holaday of the House.

Amendment No. 1. Strike Title, Enacting

Clause and Entire Bill and substitute the following:

"An act relating to probate procedure; providing that a guardian may effectuate an exchange with one or more of the ward's tenants in common in realty in certain instances if, after notice, appraisal and hearing, the court so authorizes; providing procedure for notice; and declaring an emergency.

Be it enacted by the People of the State of Oklahoma:

SECTION 1. When it shall appear to the court to be to the advantage or best interests of the ward, or wards, to exchange an interest in real estate held by such ward or wards in common with another, or others, for other real estate also held in common by such ward or wards with another or others, to be owned solely by said ward or wards, after such exchange, a guardian of the ward's estate may be authorized by the court, after hearing and appraisal, to effectuate such exchange and to give or accept cash in part consideration. The provisions of Section 827 of Title 58 of the Oklahoma Statutes governing the giving of notice of hearing of a petition for an order to sell, and appraisal, shall apply and govern an order authorizing an exchange of real estate of a ward or wards by his guardian.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

HA to **SB 325** read as follows, and consideration deferred.

Amendment No. 1. Amend Page 1, Section 1, Lines 23 and 24, by deleting all the language on Line 23 and the words "date of said act" on Line 24.

MESSAGE FROM THE HOUSE

The House has rescinded the vote by which Engrossed **SB 144** as amended in

Conference passed, by which Conference Committee report was adopted; the House has rejected the Conference Committee report on said Bill and requests further Conference, naming same Conferees.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 174 was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill 174 by Stipe of the Senate and Sandlin and Finch of the House, entitled:

An Act relating to Workmen's Compensation; * * * 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:

The Committee concurs with the attached Engrossed House Amendment by further amending as follows:

On page 4, lines 34 and 35, change the words and figures "FORTY-NINE DOLLARS (\$49.00)" to "FIFTY DOLLARS (\$50.00)" and on line 36, change the words and figures "FORTY-NINE DOLLARS (\$49.00)" to "FIFTY DOLLARS (\$50.00)".

FOR THE SENATE: Phillips, Stipe.

FOR THE HOUSE: Payne, Finch, Greenhaw.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent, which was granted, to rescind 4th reading and signing of SB 144.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Crow, the request of the Honorable House for further conference on SB 144 was granted, naming same Conferees.

PENDING CONSIDERATION OF CCRs

Senator Miller moved to adopt the second CCR on HB 1163.

Senator Hamilton asked to be made a co-author of HB 1163, which was the order.

Senator Baggett moved that the Senate be placed Under the Call.

Senator Payne raised a Point of Order that unless Senator Miller yielded to Senator Baggett for purposes of making a motion, that Senator Baggett could not make such motion.

The Chair ruled the Baggett motion out of order.

Senator Crow moved as a substitute motion, that the Senate reject the second CCR on HB 1163, request further conference thereon, and instruct the Senate Conferees that Section 2(b) (e) be stricken from the second CCR, which motion was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Breckinridge, Garrett, Graves, Hamilton, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, Martin, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Terrill, Trent.—21.

Nay: Baggett, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Holden, McCune, Payne, Rogers, Stansberry, Stipe, Williams, Young.—18.

Excused: Baldwin, Boecher, Bradley, Ham, Keels, McSpadden, Medearis, Porter, Taliaferro.—9.

Senator Miller pressed his former motion to adopt.

Senator Inhofe moved, as a substitute motion, to reject the second CCR on HB 1163, request further conference thereon with instructions thereto as follows: Amend HB 1163, Page 11, Line 33, by adding the following language after the period on Line 33. "Provided, however, for the purpose of this Section, the net assessed valuation of the school district shall be computed by multiplying the fair cash value of the property in each district by an assessment percentage of Twenty Per Cent (20%).".

which substitute motion was tabled upon motion of Senator Terrill, the roll call thereon being as follows:

38 Aye: Birdsong, Garrett, Grantham, Ham, Hamilton, Hargrave, Holden, Howell, Lamb, Lane, Luton, Martin, Miller, Murphy, Nichols, Phillips, Smalley, Smith, Terrill, Trent, Young.—21.

Nay: Baggett, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Howard, Inhofe, McCune, Payne, Rogers, Stansberry, Stipe, Williams.—17.

Excused: Baldwin, Boecher, Bradley, Graves, Keels, McGraw, McSpadden, Medearis, Porter, Taliaferro.—10.

President Pro Tempore Smith presiding.

Senator Smalley presiding

Senator Murphy presiding.

President Pro Tempore Smith presiding.

The second CCR on HB 1163 was adopted upon motion of Senator Miller:

HB 1163, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

39 Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—36.

Nay: Garrison, Inhofe, McGraw, Stansberry, Williams.—5.

Excused: Boecher, Bradley, Field, Keels, McSpadden, Porter, 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard,

Howell, Lamb, Lane, Luton, McCune, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Trent, Young.—36.

Nay: Garrison, Inhofe, McGraw, Stansberry, Williams.—5.

Excused: Boecher, Bradley, Field, Keels, McSpadden, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1163, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill together with Third Conference Committee Report thereon, advising adoption of Third Conference Committee Report and passage of Measure as amended: Engrossed HB 1207.

The following Third CCR on HB 1207 was read and consideration deferred:

THIRD CONFERENCE COMMITTEE REPORT

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1207, and Engrossed Senate Amendments thereto, by Atkins, McCune, Monks and Bamberger of the House and Howard and Grantham of the Senate entitled:

An Act relating to meetings of Governing Bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open sessions of certain public bodies; providing for exemptions; providing for manner votes are cast; 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 following recommendation:

That the following attached Third con-

ference committee substitute be adopted:

Third **CCS** for **HB 1207**—By Atkins, McCune, Monks and Bamberger of the House and Howard and Grantham of the Senate.

An Act relating to meetings of Governing Bodies; amending 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201); providing for open session of certain public bodies; providing for exemptions; providing for manner votes are cast; providing severability; and declaring an emergency.

Be it enacted by the People of the State of Oklahoma:

SECTION 1. 25 O.S. 1961, § 201, as amended by Section 1, Chapter 232, O.S.L. 1967 (25 O.S. Supp. 1970, § 201), is amended to read as follows:

§ 201. All meetings of the governing bodies of *[any state or local department, board, commission, authority, agency, division, subdivision or trusteeship, including municipalities, counties and school districts.]* ALL MUNICIPALITIES LOCATED WITHIN THE STATE OF OKLAHOMA, BOARDS OF COUNTY COMMISSIONERS OF THE COUNTIES IN THE STATE OF OKLAHOMA, BOARDS OF PUBLIC AND HIGHER EDUCATION IN THE STATE OF OKLAHOMA AND ALL OTHER BOARDS, BUREAUS, COMMISSIONS, AGENCIES, TRUSTEESHIPS OR AUTHORITIES IN THE STATE OF OKLAHOMA supported in whole or in part by public funds or entrusted with the expending of public funds, or administering public properties, *[shall be conducted in sessions open for the attendance of the public, except that matters under consideration involving employment or appointment may be in sessions closed to the public, provided, however, that the vote or action shall be in public meeting; provided further, that any]* MUST BE PUBLIC MEETINGS, AND IN ALL SUCH MEETINGS THE VOTE OF EACH MEMBER MUST BE PUBLICLY CAST AND RECORDED.

EXECUTIVE SESSIONS WILL BE PERMITTED ONLY FOR THE PURPOSE OF DISCUSSING THE EMPLOYMENT, HIRING, APPOINTMENT, PROMOTION, DEMOTION, DISCIPLINING OR RESIGNATION OF ANY PUBLIC OFFICER OR EMPLOYEE, PROVIDED, HOWEVER, THAT ANY VOTE OR ACTION THEREON MUST BE TAKEN IN PUBLIC MEETING WITH THE VOTE OF EACH MEMBER PUBLICLY CAST AND RECORDED.

ANY ACTION TAKEN IN VIOLATION OF THE ABOVE PROVISIONS SHALL BE INVALID.

ANY member of the Legislature appointed as a member of a committee of either branch of the Legislature or joint committee thereof or a committee of the State Legislative Council shall be permitted to attend any **[closed]** EXECUTIVE session OF ANY STATE AGENCY, BOARD OR COMMISSION authorized by this **[section]** ACT whenever the jurisdiction of such committee includes the actions of the public body involved.

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.

SECTION 3. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval.

Respectfully submitted,

For the House: Atkins, McCune, Boren.

For the Senate: Howard, Grantham, Ferrell.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1445 correctly engrossed.

Engrossed **HB 1445**, together with En-

grossed **SAs**, was properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCRS

Senator Baldwin presiding.

Senator Terrill asked unanimous consent that the **CCR** on **SB 174** be immediately considered, which was the order.

The **CCR** on **SB 174** was adopted upon motion of Senator Stipe:

SB 174, as amended 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Young.—37.

Nay: McCune, Williams.—2.

Excused: Baggett, Boecher, Bradley, Field, Keels, McSpadden, Miller, Porter, 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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Young.—37.

Nay: McCune, Williams.—2.

Excused: Baggett, Boecher, Bradley, Field, Keels, McSpadden, Miller, Porter, Taliaferro.—9.

The emergency was declared passed.

SB 174, together with Conference Com-

mittee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

The Second Conference Committee Report on **SB 144** was read as follows and taken up for immediate consideration upon request of Senator Crow:

Mr. Speaker

Mr. President

The Conference Committee, to which was referred Senate Bill No. 144 by Crow, Medearis and Taliaferro of the Senate and Davis of the House, entitled:

An Act Relating to Higher Education.

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:

House Amendment No. 1: Joint Conference Committee concurs.

Conference Committee Amendment No. 1: At page 1, line 24, by adding after the period the following:

“Not more than One Hundred Seventy-Five Thousand Dollars (\$175,000.00) of this appropriation may be expended without the acquisition of federal funds which equal or exceed the balance of said appropriation.”

Conference Committee Amendment No. 2: By inserting the title as follows:

‘An act relating to higher education; providing for the appropriation of funds to the Oklahoma State Regents for higher education for expansion of the televised instruction system; making provisions non-fiscal; and declaring an emergency.’

Respectfully submitted,

For the Senate: Crow, Smalley, Terrill.

For the House: Davis, Willis, Miskelly.

The second CCR on SB 144 was adopted upon motion of Senator Crow:

SB 144, as amended 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, Breckinridge, Capps, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Nay: Murphy, Rogers.—2.

Excused: Boecher, Bradley, Dahl, Field, Keels, McSpadden, Porter, Smith, 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, Birdsong, Breckinridge, Capps, Crow, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Nichols, Payne, Phillips, Smalley, Stansberry, Stipe, Terrill, Trent, Williams, Young.—37.

Nay: Murphy, Rogers.—2.

Excused: Boecher, Bradley, Dahl, Field, Keels, McSpadden, Porter, Smith, Taliaferro.—9.

The emergency was declared passed.

SB 144, together with second Conference Committee Report thereon, was ordered transmitted to Honorable House.

President Pro Tempore Smith asked unanimous consent that the scrivener's error contained in HB 1125 be corrected to properly reflect the content of the Bill, which was the order.

The CCR on HB 1125 was adopted upon motion of Senator Hamilton: Senator Berrong asked to be made a Co-Author of HB 1125, which was the order.

HB 1125, as amended 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, Bakdwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Boecher, Bradley, Field, Keels, McSpadden, Porter, 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: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Trent, Williams, Young.—41.

Excused: Boecher, Bradley, Field, Keels, McSpadden, Porter, Taliaferro.—7.

The emergency was declared passed.

HB 1125, together with Conference Committee Report thereon, was ordered returned to Honorable House.

President Pro Tempore Smith presiding.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 295 was read and consideration deferred:

Mr. President

and

Mr. Speaker:

The Conference Committee, to which was referred Senate Bill No. 295 by Hamilton of the Senate; Finch of the House, entitled:

An Act relating to the Oklahoma Capitol Improvement Authority; *** 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 Amendments No. 1 and 2.

2. Adopt Senate Conference Sub-Committee Report attached.

CCS for SB 295—By Hamilton of the Senate and Finch of the House.

An Act relating to the Oklahoma Capitol Improvement Authority; amending 73 O.S. 1961, § 153, Subsection (a); Amending Section 5, Chapter 330, O.S.L. 1968 (73 O.S. Supp. 1970, § 172); authorizing authority to acquire land for and to erect, equip, operate and maintain buildings for State or Federal agencies and departments; providing for paying costs thereof; authorizing issuance of bonds; providing maximum interest rates on bonds; and declaring an emergency.

Be It Enacted by the People of the State of Oklahoma:

Section 1. 73 O.S. 1961, § 153, subsection (a), is amended to read as follows:

§ 153. (a) The Authority is hereby authorized to acquire land for and to erect, equip, operate and maintain a building or buildings for the use of state and/or federal agencies and departments AT ANY PLACE OR LOCATION WITHIN THE STATE OF OKLAHOMA, the place of erection to be selected by the Authority. PROVIDED, HOWEVER, THAT THE PLACE OF ERECTION TO BE SELECTED BY THE AUTHORITY within the Capitol Improvement and Zoning District as defined by law and approved by the Capitol Improvement and Zoning Commission SHALL BE IN COMPLIANCE WITH STATUTORY DESIGNATIONS AS MAY BE PROVIDED IN THIS ARTICLE. PROVIDED FURTHER THAT IN FULFILLING THE PURPOSE OF THIS ACT IN ACQUIRING LAND FOR THE ERECTION, EQUIPPING, OPERATION AND MAINTENANCE OF ANY FACILITIES, BUILDING OR BUILDINGS AT A LOCATION OTHER THAN WITHIN THE

CAPITOL IMPROVEMENT AND ZONING DISTRICT THE AUTHORITY IS HEREBY SPECIFICALLY EMPOWERED TO:

(1) FOR THE PURPOSE OF PAYING THE COSTS THEREOF THE AUTHORITY IS HEREBY AUTHORIZED TO BORROW MONEY ON THE CREDIT OF THE INCOME AND REVENUES TO BE DERIVED FROM THE OPERATION OF SAID BUILDING AND, IN ANTICIPATION OF THE COLLECTION OF SUCH INCOME AND REVENUES, TO ISSUE NEGOTIABLE BONDS AS MAY, IN THE OPINION OF THE AUTHORITY, BE NECESSARY FOR SUCH PURPOSES, AND TO PROVIDE FOR THE PAYMENT OF SUCH BONDS AND THE RIGHTS OF THE HOLDERS THEREOF, AS HEREINAFTER PROVIDED. SAID BONDS MAY BE ISSUED IN ONE OR MORE SERIES, MAY BE SOLD IN SUCH MANNER AND AT SUCH PRICE OR PRICES, MAY BEAR SUCH DATE OR DATES, MAY MATURE AT SUCH TIME OR TIMES, NOT TO EXCEED THIRTY (30) YEARS FROM THEIR DATE, MAY BE IN SUCH DENOMINATION OR DENOMINATIONS, MAY BE IN SUCH FORM EITHER COUPON OR REGISTERED, MAY CARRY SUCH REGISTRATION OR CONVERSION PRIVILEGES, MAY BE EXECUTED IN SUCH MANNER, MAY BE PAYABLE IN SUCH MEDIUM OF PAYMENTS, AT SUCH PLACE OR PLACES, MAY BE SUBJECT TO SUCH TERMS OF REDEMPTION, WITH OR WITHOUT PREMIUM, AND MAY BEAR SUCH RATE OR RATES OF INTEREST NOT IN EXCESS OF SEVEN AND ONE-HALF PERCENT (7½%) PER ANNUM, AND SHALL BE SUBJECT TO SUCH CALL FOR REDEMPTION AS MAY BE PROVIDED BY RESOLUTION OR RESOLUTIONS TO BE ADOPTED BY THE AUTHORITY. SUCH BONDS SHALL HAVE ALL OF THE QUALITIES AND INCIDENTS OF NEGOTIABLE PAPER; AND THE BONDS AND THE INTEREST EARNED ON SAID BONDS SHALL NOT BE SUBJECT TO TAXATION BY THE STATE OF OKLAHOMA, OR BY ANY COUNTY, MUNICI-

PALITY OR POLITICAL SUBDIVISION THEREIN.

(2) THE AUTHORITY MAY ISSUE BONDS HEREUNDER FOR THE PURPOSE OF REFUNDING ANY OBLIGATION OF THE AUTHORITY PAYABLE FROM THE REVENUES OF SAID BUILDING, OR MAY AUTHORIZE AND DELIVER A SINGLE ISSUE OF BONDS HEREUNDER FOR THE PURPOSE IN PART OF REFUNDING OBLIGATIONS OF THE AUTHORITY PAYABLE FROM THE REVENUES DERIVED FROM SAID BUILDING AND IN PART FOR THE MAKING, EQUIPPING AND FURNISHING OF ADDITIONS, IMPROVEMENTS AND EXTENSIONS THERETO OR FOR AN ADDITIONAL BUILDING OR BUILDINGS. WHERE BONDS ARE ISSUED UNDER THIS PARAGRAPH SOLELY FOR REFUNDING PURPOSES, SUCH BONDS MAY EITHER BE SOLD AS ABOVE PROVIDED OR DELIVERED IN EXCHANGE FOR THE OUTSTANDING OBLIGATIONS. IF SOLD, THE PROCEEDS MAY BE EITHER APPLIED TO THE PAYMENT OF THE OBLIGATIONS REFUNDING OR DEPOSITED IN ESCROW FOR THE RETIREMENT THEREOF. NOTHING HEREIN CONTAINED SHALL BE CONSTRUED TO AUTHORIZE THE REFUNDING OF ANY OUTSTANDING OBLIGATIONS WHICH ARE NOT EITHER MATURING, CALLABLE FOR REDEMPTION UNDER THEIR TERMS, OR VOLUNTARILY SURRENDERED BY THEIR HOLDERS FOR CANCELLATION, UNLESS THE AUTHORITY COVENANTS THAT SUFFICIENT FUNDS TO PAY ALL REMAINING INTEREST AND PRINCIPAL PAYMENTS OF THE OUTSTANDING OBLIGATIONS WHEN DUE WILL BE PLACED IN ESCROW FOR SUCH PURPOSE AT THE PLACE OR PLACES WHERE SAID BONDS ARE PAYABLE. ALL BONDS ISSUED UNDER THIS PARAGRAPH SHALL IN ALL RESPECTS BE AUTHORIZED, ISSUED AND SECURED IN THE MANNER PROVIDED FOR OTHER BONDS ISSUED UNDER THIS ACT, AND SHALL HAVE ALL THE

ATTRIBUTES OF SUCH BONDS. THE AUTHORITY MAY PROVIDE ANY SUCH REFUNDING BONDS SHALL HAVE THE SAME PRIORITY OF LIEN ON THE REVENUES PLEDGED FOR THEIR PAYMENT AS WAS ENJOYED BY THE OBLIGATIONS REFUNDING THEREBY.

(3) THE BONDS ISSUED HEREUNDER SHALL NOT BE AN INDEBTEDNESS OF THE STATE OF OKLAHOMA OR OF THE AUTHORITY HEREIN, BUT SHALL BE SPECIAL OBLIGATIONS PAYABLE SOLELY FROM THE RENTS AND REVENUES TO BE DERIVED FROM THE OPERATION OF THE BUILDING, AND THE AUTHORITY IS AUTHORIZED AND DIRECTED TO PLEDGE ALL OR ANY PART OF SUCH REVENUES TO THE PAYMENT OF PRINCIPAL AND INTEREST ON THE BONDS, THE OPERATION AND MAINTENANCE OF THE BUILDING, AND TO CREATE A RESERVE FOR SUCH PURPOSES.

(4) THE STATE TREASURER OF THE STATE OF OKLAHOMA, BY AND WITH THE APPROVAL AND DIRECTION OF THE STATE DEPOSITORY BOARD, IS HEREBY AUTHORIZED TO PURCHASE FROM THE AUTHORITY AT PRIVATE SALE ALL OR ANY PART OF SAID BONDS, OR INTERIM BONDS, AS AN INVESTMENT OF THE PUBLIC MONIES IN HIS POSSESSION. IT SHALL BE THE RESPONSIBILITY OF THE STATE DEPOSITORY BOARD, IN APPROVING SUCH INVESTMENT, TO LIMIT ITS APPROVAL TO THE INVESTMENT OF ONLY THAT PORTION OF SUCH PUBLIC MONIES AS IT DEEMS TO BE MORE THAN SUFFICIENT TO MEET CURRENT EXPENDITURES PAYABLE FROM PUBLIC MONIES. THE STATE TREASURER IS AUTHORIZED TO BUY AND THE AUTHORITY IS AUTHORIZED AND REQUIRED TO SELL TO THE STATE TREASURER AT PRIVATE SALE, AS PROVIDED IN THIS SECTION, SO MANY OF THE BONDS AUTHORIZED BY THIS ACT AS THE STATE DEPOSITORY BOARD WILL CERTIFY IN WRITING TO THE AUTHORITY MAY BE SAFELY

PURCHASED FOR INVESTMENT OF PUBLIC MONIES BY THE STATE TREASURER WITHOUT HANDICAPPING THE STATE OF OKLAHOMA IN PROMPTLY MEETING ITS OBLIGATIONS. IN THE EVENT OF SUCH SALE OR SALES, THE AUTHORITY SHALL DETERMINE AND FIX THE RATE OF INTEREST THE BONDS SO SOLD SHALL BEAR.

(5) IN THE EVENT ANY OR ALL OF THE BONDS ARE SOLD TO THE STATE TREASURER UNDER THE PROVISIONS OF SUBPARAGRAPH (4) HEREOF AND THEREAFTER THE UNINVESTED CASH ON HAND AND IN SOLVENT BANKS FALLS SHORT OF DEMAND ORDERS ON THE STATE TREASURY, IT SHALL BE THE DUTY OF THE STATE TREASURER TO SO REPORT TO THE STATE BUDGET DIRECTOR FOR CONFIRMATION AND TO THE STATE DEPOSITORY BOARD FOR AUTHORITY TO SELL SUCH PART OR ALL OF THE BONDS AS ARE NECESSARY TO BE CONVERTED INTO CASH TO MEET SUCH DEMANDS.

SECTION 2. Section 5, Chapter 330, O.S.L. 1968 (73 O.S. Supp. 1970, § 172), is amended to read as follows:

§ 172. The interest rate on the bonds issued under **[this act]** SECTIONS 168 THROUGH 172 OF THIS TITLE shall not exceed **[five percent 5%]** SEVEN AND ONE-HALF PERCENT (7½%) per annum.

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: Hamilton, Smith,

FOR THE HOUSE: Finch, Bradley, Sanguin.

RESOLUTIONS

Senator Young introduced **SR 63**, consideration of which was deferred for this legislative day:

SR 63 By Young — A Resolution providing for Continuation of study and investigation of the office of State Insurance

Commissioner commenced pursuant to Senate Resolution No. 40, First Session of the Thirty-Third Legislature; authorizing and directing the Senate Standing Committee on Insurance to continue and to complete said study and investigation during the 1971 legislative interim; vesting certain study and investigatory authority in said committee; empowering said committee to issue processes known to courts of record, subpoena witnesses and records, compel testimony, and punish for contempt; authorizing the granting to witnesses of immunity from criminal prosecution; authorizing employment of investigators, counsel, reporters, secretaries, and other necessary personnel; authorizing payment of salaries, per diem, expenses and travel expenses for committee members and staff; providing for the payment of witness fees; and requiring a written report of findings and recommendations.

Senator Stansberry introduced **SR 64**.

Senator Stansberry asked unanimous consent that all members of the Senate be made co-authors of **SR 64**, which was the order.

SR 64, as co-authored, was read at length as follows, adopted upon motion of Senator Stansberry and ordered referred for enrollment:

SR 64—By Stansberry, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadent, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young.—A Resolution expressing appreciation to Chief Fletcher McLain for his many years of service in the Bethany Police Department; and directing distribution.

WHEREAS, Chief Fletcher McLain of Bethany is one of Oklahoma's most outstanding citizens, as well as Chief of Po-

lice of Bethany, having served with distinction as head of the Bethany Police Department for 27 years; and

WHEREAS, under the expert and dedicated leadership of Chief McLain, the Bethany Police Department has one of the most modern police stations in Oklahoma; and

WHEREAS, Chief McLain has taken and is involved in many worthwhile and commendable programs in his community to build better youths such as the Chamber of Commerce, the Westside Y.M.C.A. and the Bethany Kiwanis Club; and

WHEREAS, it is fitting that this Honorable Body express appreciation on behalf of the people of Oklahoma to this eminent Oklahoman who, as a dedicated public servant and civic leader of many years, is a source of great pride to this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma State Senate does hereby express appreciation, on behalf of the people of Oklahoma, to Chief Fletcher McLain for his many years of dedicated, excellent public service in his capacity as Chief of the Bethany Police Department and in the many roles of community leadership in which he has served.

SECTION 2. Copies of this Resolution shall be forwarded to Chief Fletcher McLain and to the Bethany Police Department.

Senator Nichols introduced **SR 65**.

Senator Miller asked to be made a co-author of **SR 65**, which was the order.

SR 65, as co-authored, was read at length as follows, adopted upon motion of Senator Miller and ordered referred for enrollment:

SR 65—By Nichols, Smith Terrill and Miller—A Concurrent Resolution commending Honorable Wilbur Mills for his efforts to relieve the States of the costs of welfare programs; and directing distribution.

WHEREAS, on the 17th day of Febru-

ary, 1971, the Legislature adopted Senate Concurrent Resolution No. 10, in which the Congress of the United States was urged to enact appropriate legislation to place responsibility upon the United States government for assumption of the cost of public welfare programs, now jointly financed by the federal and state government, and copies thereof were forwarded to the presiding officers of the House of Representatives and Senate of the Congress of the United States; and

WHEREAS, Honorable Wilbur Mills, a member of the United States Congress from Oklahoma's neighbor State of Arkansas, and Chairman of the House Ways and Means Committee of Congress, has made public pronouncements indicating that he has views similar to those expressed in said Senate Concurrent Resolution No. 10; and

WHEREAS, the said Honorable Wilbur Mills is the author of House Resolution No. 1 of the 92nd Congress, wherein the entire cost of public welfare programs would eventually be assumed by the United States government; and

WHEREAS, the statesmanship of the said Honorable Wilbur Mills was convincingly displayed when he addressed a Joint Session of the Legislature on the 4th day of June, 1971; and

WHEREAS, the said Honorable Wilbur Mills is one of the great men of this generation.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Legislature, for and on behalf of the citizenry of the State of Oklahoma, hereby formally expresses admiration for the Honorable Wilbur Mills and appreciation for his many accomplishments and achievements, and for his efforts to relieve the states of any of the costs of the programs for Assistance to the Aged, Assistance to the Blind, Assistance to the Totally and Permanently Disabled

and Aid to Families with Dependent Children.

SECTION 2. An authenticated copy of this Resolution shall be forwarded to the Honorable Wilbur Mills.

Senator Rogers introduced **SR 66**.

Senator Rogers asked unanimous consent that all members of the Senate be made co-authors of **SR 66**, which was the order.

SR 66, as co-authored was read at length as follows, adopted upon motion of Senator Rogers and ordered referred for enrollment:

SR 66—By Rogers, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grant, Ham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Concurrent Resolution expressing commendation and appreciation to Mayor Patience Latting of the City of Oklahoma City; and directing distribution.

WHEREAS, the City of Oklahoma City, led by its gracious chief executive, Mayor Patience Latting, has once again, as host city for sessions of the Oklahoma Legislature, extended many kindnesses and courtesies to the members of the Legislature; and

WHEREAS, the City of Oklahoma City has recently been privileged to have elected as its mayor, Mrs. Patience Latting, the first woman to head the government of an American city with a population of more than 200,000 persons; and

WHEREAS, Mrs. Latting is a person of extraordinary talents and credentials having been elected to Phi Beta Kappa while at the University of Oklahoma, from which she graduated with a degree in mathematics; having obtained a masters degree in economics and statistics at Columbia University in New York; and having ex-

celled in many musical, civic and cultural endeavors; and

WHEREAS, Mayor Latting, while serving as mother and homemaker, has made remarkable contributions of public service including drafting of the 1964 legislative reapportionment plan and dedicated service on the City Council of Oklahoma City; and

WHEREAS, it is the desire of the members of this Legislature to take this means to express the high regard we hold for the City of Oklahoma City and its outstanding mayor.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 1ST SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. We, the members of the First Session of the Thirty-third Oklahoma Legislature, hereby express our appreciation to the City of Oklahoma City and extend commendation to Oklahoma City's eminent new mayor, Mrs. Patience Latting.

SECTION 2. Copies of this Resolution shall be transmitted to Mayor Patience Latting and to each member of the City Council of the City of Oklahoma City.

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 144** (second CCR)

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature, Enrolled **HB 1013**, **1118**, **1122**, **1242**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-

grossed **SB 305**, as amended and co-authored, **SB 307**, as amended, **SB 339** as amended and co-authored.

HA to **SB 305** read as follows, and consideration deferred.

Authors: Add the following coauthors: Spearman and Boettcher of the House.

Amendment No. 1. Strike Title, Enacting Clause and Entire Bill and substitute the following:

"An Act relating to Public Finance; amending 62 O.S. 1961, § 41.26, as amended by Section 1, Chapter 52, O.S.L. 1968 (62 O.S. Supp. 1970, § 41.26); providing for departmental and institutional approval of claims and payrolls; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 62 O.S. 1961, § 41.26, as amended by Section 1, Chapter 52, O.S.L. 1968 (62 O.S. Supp. 1970, § 41.26), is amended to read as follows:

§ 41.26. Individual claims and/or payrolls listing amounts claimed by more than one person which are used as the basis for the payment of money from the State Treasury from any fund, shall be approved only by the elected or appointed head of any state department, [or by the appointed head of any State institution. State boards or commissions may designate an administrative employee to approve claims and payrolls for said board or commissions. The President of the University of Oklahoma and the President of Oklahoma State University of Agriculture and Applied Science may each designate an administrative employee or employees to approve claims and payrolls for said institutions.] BOARD, COMMISSION, INSTITUTION OR AGENCY, OR THEIR DESIGNATED ADMINISTRATIVE EMPLOYEE OR EMPLOYEES. PROVIDED, THE NUMBER OF PERSONS AUTHORIZED TO MAKE SUCH APPROVAL SHALL NOT EXCEED TWO (2) FOR ANY ONE STATE DEPARTMENT, BOARD, COMMISSION, INSTITUTION, OR AGENCY, WITHOUT THE

SPECIAL APPROVAL OF THE DIRECTOR OF STATE FINANCE, AND IN NO CASE SHALL THE NUMBER OF SUCH PERSONS EXCEED FIVE (5). All officials and employees authorized to approve claims or payrolls, if not already under bond for such purpose, shall execute a bond payable to the State in the amount required by the [Budget Director] DIRECTOR OF STATE FINANCE, but not to exceed Twenty-five Thousand Dollars (\$25,000.00), unless otherwise provided by law, conditioned for the faithful performance of their duties, with some surety company authorized to do business in this state, as surety, which bond shall be approved by the [Budget Director] DIRECTOR OF STATE FINANCE and filed in the office of the Secretary of State. After state claims and/or payrolls have been approved by the above officials and employees, they shall be filed with the [Budget Director] DIRECTOR OF STATE FINANCE for auditing and settlement.

SECTION 2. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

HAS to **SB 307** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 2, Section 2, Line 7, by striking the word "has" and inserting in lieu thereof the words "and the Oklahoma State System of Higher Education have".

Amendment No. 2. Amend Page 2, Section 2, Line 11: After the word "Commission" insert the words "and the Oklahoma State System of Higher Education".

Amendment No. 3. Amend Page 2, Section 2, Line 12: After the word "Commission's" insert the words "or the Oklahoma State System of Higher Education's".

Amendment No. 4. Amend Title to read as follows:

"An Act relating to Counties, Cities and

Towns; Amending 11 O.S. 1961, § 16; providing Counties, Cities and Towns may provide hospital and medical benefits, accident, health and life insurance for officers and employees from any company authorized to do business in Oklahoma; authorizing certain educational institutions to purchase annuity contracts for full-time officers and employees from any insurance company of a prescribed type; permitting purchase of hospital and medical benefits and accident, health and life insurance by the Oklahoma Employment Security Commission and the Oklahoma State System of Higher Education; and declaring an emergency."

HAs to SB 339 read as follows, and consideration deferred:

Authors: Add the following coauthors: Atkins, Thornhill and Sparkman.

Amendment No. 1. Amend Page 2, Line 6, after the period add the following language: "In those counties having no board of health, the State Department of Public Health may serve as the certifying authority."

Amendment No. 2. Amend Page 2, Line 24, by inserting after the word "gastric" and before the word "suction" the following: "or tracheal".

Amendment No. 3. Amend Page 2, Line 32½, by adding a new line which reads as follows: "g. Other drugs which may be deemed necessary by the ordering physician."

Amendment No. 4. Amend Page 2, Lines 33-36 and Page 3, Line 1, by striking all language on these lines, and renumber succeeding Sections.

Amendment No. 5. Amend Page 3, Lines 2-5, by deleting present Section 7.

Amendment No. 6. Amend Page 3, Line 1½, by creating a new SECTION 7 to read as follows: "SECTION 7. Any person who applies for emergency treatment in any emergency room, in any hospital licensed under the laws of the State of Oklahoma, must be promptly treated without regard to race, color, creed, or ability to pay. The failure to comply with this

provision will be considered a misdemeanor."

Amendment No. 7. Amend Page 1, Line 7, by amending the Title to read as follows:

"An Act relating to Public Health; making findings and declarations; permitting certain hospitals and others to conduct programs for the delivery of emergency medical care by mobile intensive care paramedics; defining terms; granting certain authority to such paramedics; precluding Civil Liability of Physicians, Nurses or such paramedics in certain circumstances; and declaring an emergency."

CONFERENCE COMMITTEE REPORT

The following CCR on SJR 4 was read and consideration deferred:

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Senate Joint Resolution No. 4 by Baggett, et al. of the Senate and Cate, et al. of the House, entitled:

A Joint Resolution Proposing an Amendment to Article 3, Section 1, of the Constitution of Oklahoma: defining qualified electors; providing for submission *** election.

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 accept and agree to Engrossed House Amendments Nos. 1 and 2.

2. That the following Joint Conference Committee Amendments be adopted:

(a) Amend the Title by inserting after the word "ELECTORS" and before the word "PROVIDING" the following words: "REDUCING THE MINIMUM VOTING AGE FROM TWENTY-ONE YEARS TO EIGHTEEN YEARS"

(b) Amend Page 2, Line 30 of the Engrossed Senate Joint Resolution No. 4 by adding the following words:

"The Governor is hereby authorized to issue a proclamation setting an earlier date for the special election called by this section in which event the special election is hereby called by the Legislature to be held on such earlier date as established by the Governor pursuant to this authorization.

Respectfully submitted

FOR THE SENATE: Baggett, Smalley, Garrison.

FOR THE HOUSE: Cate, Payne, Nance.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature, Enrolled HBs 1060, 1129, 1136.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon,

advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HB 1414.

CONFERENCE COMMITTEE REPORT

The CCR on HB 1414 was read and consideration deferred.

President Pro Tempore Smith asked unanimous consent that the CCR to HB 1414 be multilithed rather than printed at length in the Journal, which was the order.

Senator Terrill moved after the desk is cleared, that the Senate stand adjourned to meet Friday, June 11, 1971, at 10:00 o'clock A.M., which motion prevailed.

PENDING SENATE ACTION

Upon motion of Senator Berrong, the Committee Report on Requests for Lobby Permits, submitted June 9, 1971, the Eighty-eighth Legislative Day was adopted and Permits ordered issued from the Office of the President Pro Tempore.

Upon motion of Senator Terrill, the Senate adjourned to meet Friday, June 11, 1971, at 10:00 o'clock A.M.

Ninetieth Legislative Day

Friday, June 11, 1971

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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—40.

Excused: Boecher, Bradley, Breckinridge, Howard, Howell, Stansberry, Taliaferro, Trent.—8.

The President Pro Tempore declared a quorum present.

The following prayer was offered by the Senate Chaplain, Reverend Joe Dickens, Pastor, John Calvin Presbyterian Church, Tulsa, and incorporated upon request of Senator Inhofe:

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 come to 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 dedica-

tion to service to the people of Oklahoma. We give you special thanks for Miss Bill, who has given a lifetime of service to this Senate and to the people of this state. Bless her with good years of rest from her labors. Bless her with good memories of all the good times of a half century of service. 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.

We give you thanks for all who serve here. Amen.

The Journal for the last legislative day was declared approved.

SECOND READING

The following Bill and Resolution were read the second time and referred to Committees indicated:

SJR 40—President Pro Tempore Smith asked unanimous consent that **SJR 40** be placed directly on the Calendar without reference to a committee, which was the order.

SB 364—Judiciary.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed:

HB 1091—By Murphy—An act relating to killing quail; establishing dates of season when quail may be killed; 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 1105, 1124, 1132, 1133, 1143, 1163, 1365, and 1467.**

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 adoption of Engrossed **HCR 1056**, as amended.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled **HCR 1056.**

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HJR 1025 by Rogers of the House and Lamb of the Senate was read and considered.

Upon motion of Senator Lamb, **HJR 1025** was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, **HJR 1025** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1025 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Boecher, Bradley, Breckinridge, Crow, Graves, Hamilton, Howard, Howell, Lane, McSpadden, Medearis, Nichols, Stansberry, Stipe, Taliaferro, Trent.—16.

The resolution was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Inhofe, Keels, Lamb, Luton, McCune, McGraw, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Terrill, Williams, Young.—32.

Excused: Boecher, Bradley, Breckinridge, Crow, Graves, Hamilton, Howard, Howell, Lane, McSpadden, Medearis, Nichols, Stansberry, Stipe, Taliaferro, Trent.—16.

The emergency was declared passed.

HJR 1025 was properly signed and ordered returned to Honorable House.

Senator Rogers presiding.

PENDING SENATE ACTION ON HAS

Upon motion of President Pro Tempore Smith, the Senate concurred in **HAs** to **SB 311.**

Senator Hargrave asked to be made a co-author of **SB 311**, which was the order.

SB 311, 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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave, Holden, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Williams.—32.

Excused: Boecher, Bradley, Breckinridge, Crow, Graves, Hamilton, Howard, Howell, Inhofe, Lane, Medearis, Smalley, Stansberry, Taliaferro, Trent, Young.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hargrave,

Holden, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Williams.—32.

Excused: Boecher, Bradley, Breckinridge, Crow, Graves, Hamilton, Howard, Howell, Inhofe, Lane, Medearis, Smalley, Stansberry, Taliaferro, Trent, Young.—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 Stipe, the Senate concurred in **HAs** to **SB 325**.

Senator Howard asked to be shown present, which was the order.

SB 325, 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Young.—32.

Nay: Berrong, Garrison, McCune, Williams.—4.

Excused: Baggett, Boecher, Bradley, Breckinridge, Hamilton, Howell, Inhofe, McGraw, Medearis, Stansberry, Taliaferro, Trent.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Young.—32.

Nay: Berrong, Garrison, McCune, Williams.—4.

Excused: Baggett, Boecher, Bradley, Breckinridge, Hamilton, Howell, Inhofe, McGraw, Medearis, Stansberry, Taliaferro, Trent.—12.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Payne, the Senate concurred in **HAs** to **SB 307**.

SB 307, 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—35.

Nay: Baldwin.—1.

Excused: Boecher, Bradley, Breckinridge, Howell, Lane, Medearis, Miller, Payne, Stansberry, Taliaferro, Trent, Young.—12.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Luton, McCune, McGraw, McSpadden, Martin, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—35.

Nay: Baldwin.—1.

Excused: Boecher, Bradley, Breckinridge, Howell, Lane, Medearis, Miller, Payne, Stansberry, Taliaferro, Trent, Young.—12.

The emergency was declared passed.

House Amendments were properly sign-

ed and above numbered bill, as amended, was referred for enrollment.

Senator Howell asked to be shown present, which was the order.

Upon motion of Senator Crow, the Senate concurred in **HAS** to **SB 9**.

SB 9, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Young.—32.

Nay: Baggett, Garrison, Inhofe, McCune, Terrill, Williams.—6.

Excused: Boecher, Bradley, Breckinridge, Howell, Lamb, McGraw, Medearis, Stansberry, Taliaferro, Trent.—10.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Keels, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Young.—32.

Nay: Baggett, Garrison, Inhofe, McCune, Terrill, Williams.—6.

Excused: Boecher, Bradley, Breckinridge, Howell, Lamb, McGraw, Medearis, Stansberry, Taliaferro, Trent.—10.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Commit-

tee Reports and passage of Measures as amended: Engrossed **SBs 60, 61** (second **CCR**), **65** (second **CCR**), **66, 73**, as co-authored by Ford, and **87**.

The above numbered Bills and/or Resolution as amended in Conference, were referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Hamilton, the Senate concurred in **HAS** to **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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Baggett, Boecher, Bradley, Breckinridge, Garrett, Grantham, Inhofe, Medearis, Nichols, Payne, Stansberry, Taliaferro, Trent.—13.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Baggett, Boecher, Bradley, Breckinridge, Garrett, Grantham, Inhofe, Medearis, Nichols, Payne, Stansberry, Taliaferro, Trent.—13.

The emergency was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

Upon motion of Senator Ham, the Senate concurred in **HAS** to **SB 317**.

SB 317, as amended by the Honorable House, was read at length.

On question of passage of bill, as amended, the roll call resulted as follows:

Aye: Berrong, Birdsong, Capps, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—32.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Dahl, Garrison, Inhofe, Lamb, Medearis, Nichols, Stansberry, Taliaferro, Trent, Young.—16.

The bill, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Capps, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Williams.—32.

Excused: Baggett, Baldwin, Boecher, Bradley, Breckinridge, Crow, Dahl, Garrison, Inhofe, Lamb, Medearis, Nichols, Stansberry, Taliaferro, Trent, Young.—16.

The emergency was declared passed.

House Amendments were properly signed and above numbered Bill, as amended, was referred for enrollment.

DECLARATION OF VOTES

Senator Field asked that the record show had he been present at the time of final passage of **HB 1163** he would have voted NAY on the Bill, which was the order.

Senator Field asked that the record show had he been present at the time of

final passage of **HB 1125** he would have voted AYE on the Bill, which was the order.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 68**.

The above numbered Bills and/or Resolutions were referred for enrollment.

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 174**.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1440**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1440** was read and considered deferred:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1440 and Engrossed Senate Amendments thereto, entitled:

An Act relating to the Oklahoma Public employees retirement system; amending Sections 10 and 13, Chapter 50, O.S.L. 1963, as last amended by Sections 2 and 5, Chapter 296, O.S.L. 1970, Section 6, Chapter 328, O.S.L. 1969, Section 14, Chapter 50, O.S.L. 1963, as last amended by Section 1, Chapter 158, O.S.L. 1968, and Sections 15 and 19, Chapter 50, O.S.L. 1963, as last amended by Sections 6 and 7, Chapter 296, O.S.L. 1970 (74 O.S. Supp.

1970, §§ 910, 913, 913.1, 914, 915 and 919); providing procedure for employers to join system; providing for employees rights, and making provisions for participation by certain entities; * * * and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for HB 1440—By Mountford of the House and Payne and Boecher of the Senate.

An Act relating to the Oklahoma Public Employees Retirement System; amending Sections 10, 13 and 20, Chapter 50, O.S.L. 1963, as last amended by Sections 2, 5 and 8, Chapter 296, O.S.L. 1970, Section 6, Chapter 328, O.S.L. 1969, Section 14, Chapter 50, O.S.L. 1963, as last amended by Section 1, Chapter 158, O.S.L. 1968, and Sections 15 and 19, Chapter 50, O.S.L. 1963, as last amended by Sections 6 and 7, Chapter 296, O.S.L. 1970 (74 O.S. Supp. 1970, §§ 910, 913, 913.1, 914, 915, 919 and 920); providing procedure for employers to join system; providing for employees rights, and making provisions for participation by certain entities; providing credit for prior and participating service and providing for contributions by elected state officials; providing for prior service credit for court reporters; providing procedures for retirement; providing retirement benefits; providing for individual contributions; providing for codification; providing for severability; and declaring an emergency.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. Section 10, Chapter 50, O.S.L. 1963, as last amended by Section 2, Chapter 296, O.S.L. 1970 (74 O.S. Supp. 1970, § 910), is amended to read as follows:

§ 910. (1) An eligible employer may join the system in January of any year [com-

mencing January 1, 1964.] Application for affiliation shall be in the form of a resolution approved by the governing or legislative body of the eligible employer or by any other body or officer authorized by the law or recognized by the board to approve such resolution or action; provided, that no county, CITY OR county hospital, city or town shall become a participating employer except by the adoption of a resolution therefor [which shall be published once each week for two (2) consecutive weeks in the official county newspaper or, if there is none, in a newspaper of general circulation therein, and no such resolution shall take effect until sixty (60) days after its final publication, and if, within sixty (60) days of its final publication, a petition signed by a number of electors equal to not less than five percent (5%) of the number of electors who voted at the last preceding general election in such county, city or town shall be filed in the office of the clerk of such county, demanding that such resolution be submitted to a vote of the electors, it shall not take effect until submitted to a referendum and approved by a majority of the electors voting thereon. Upon the filing of a certified copy of such resolution with the board, such election shall be irrevocable and the employer shall become a participating employer on January 1 of the year immediately following the filing of such election with the board. Any county which has elected heretofore to join the Oklahoma Public Employees Retirement System may elect to withdraw therefrom by filing a resolution to such effect with the board within thirty (30) days after the effective date of this enactment; provided, however, that such withdrawal shall be conditioned upon:]

[(A) the county commissioners of such withdrawing county assuming responsibility on behalf of said county for payment of the amount of actuarial obligations incurred by the Retirement System during the participating period and providing the necessary information to the Secretary of

the Retirement System to determine the actuarial obligations of such county;]

[(B) arrangements for payment of all obligations of such county to the system up to the date of filing being made within sixty (60) days after notice from the system of the amount due; and]

[(C) the rights of any employee or annuitant which have vested prior to the date of filing such notice of withdrawal from the system shall be guaranteed by said county and the Retirement System.]

[(2) Arrangements for payment of obligations of such county to the system may be made in a single sum, or amortized in annual installments, to discharge the county's obligation to vested rights of retired employees for any period of time agreed to by such county and the system, or a combination of a down payment with deferred balance in amortized, annual installments. The actuarial value of benefits to be received must be fully funded within five (5) years from date of this act, with interest not to exceed six percent (6%) per annum], UNLESS OTHERWISE PROVIDED IN THIS ACT. PROVIDED, HOWEVER, ANY COUNTY HAVING A POPULATION OF LESS THAN FOUR HUNDRED THOUSAND (400,000), ACCORDING TO THE LATEST FEDERAL DECENNIAL CENSUS, SHALL BECOME A PARTICIPATING EMPLOYER ON JANUARY 1, 1973, NOTWITHSTANDING ANY OTHER PROVISION OF STATUTE.

[(3)] (2) The State of Oklahoma, in its capacity as an eligible employer shall become a participating employer on the first entry date and thereafter on the entry date immediately following the creation of any state agency not now in existence.

(3) THE EMPLOYEES OF ANY CITY, TOWN OR CITY OR COUNTY HOSPITAL BECOMING A PARTICIPATING EMPLOYER FROM AND AFTER JANUARY 2, 1973, SHALL RECEIVE NO CREDIT FOR PRIOR SERVICE.

(4) FROM AND AFTER THE PASSAGE OF THIS ACT NO COUNTY HOSPITAL, OR COUNTY OR STATE GOVERNMENTAL AGENCY SHALL INSTITUTE A RETIREMENT SYSTEM OTHER THAN AS PROVIDED FOR IN THIS ACT.

SECTION 2. Section 13, Chapter 50, O.S.L. 1963, as last amended by Section 5, Chapter 296, O.S.L. 1970 (74 O.S. Supp. 1970, § 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 such entry date of such employer, continuously 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] 1973, each member and each retirant, upon making proper written application therefor, shall receive prior service credit for service 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 Re-

tirement System for a period of fifteen (15) consecutive years or more immediately prior to January 1, 1964, and who has accumulated five (5) years of accredited participating service, shall receive credit for prior service and be eligible for participation regardless of age. Provided, further, that prior to January 1, 1970, any member employee who was employed by his employer or his employer's successor on the 15th day of March, 1963, prior to the entry date of the employer and who voluntarily terminated his employment between March 15, 1963, and the entry date of his employer, but who after the employer's entry date was reemployed by his previous employer, shall receive credit for all previous employment by his employer, whether continuous or not.

(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 elected state officials serving after [January 1, 1964, as a state elected official and having completed 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, or any such elected state official serving after July 1, 1970, BUT NOT AFTER JANUARY 15, 1977, and having completed six (6) years or more of credited service as an elected state official may [elect to] contribute six percent (6%) of his annual compensation up to but not exceeding Twelve Thousand Dollars (\$12,000.00) DURING HIS TERM OF OFFICE and shall BE ENTITLED TO receive a minimum of One Hundred Twenty Dollars (\$120.00) monthly benefits and shall receive an additional Twenty Dollars (\$20.00) per month for each additional year of service. Provided[, however,] FURTHER, THAT SUCH members under this subsection shall be entitled to the retirement options as set forth in Section 918 of this [act] TITLE and may make an election with respect to vested benefits at any time before retirement date OR, ANY ELECTED STATE OFFICIAL WHO COMPLETES EIGHT (8) YEARS OR MORE OF CREDITED SERVICE AS AN ELECTED STATE OFFICIAL AND WHO HAS PAID TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM SUFFICIENT CONTRIBUTIONS, AS DE-

TERMINED BY THE BOARD OF TRUSTEES, MAY ELECT TO CONTRIBUTE SEVEN AND ONE HALF PERCENT (7½%) OF HIS ANNUAL COMPENSATION UP TO BUT NOT EXCEEDING TWELVE THOUSAND DOLLARS (\$12,000.-00) AFTER THE EFFECTIVE DATE OF THIS ACT AND MAY BE ENTITLED TO RECEIVE UPON HIS RETIREMENT A MINIMUM OF THIRTY DOLLARS (\$30.00) PER MONTH FOR EACH YEAR OF CREDITED SERVICE AS AN ELECTED STATE OFFICIAL. ANY ELECTED STATE OFFICIAL HAVING EIGHT (8) YEARS OR MORE OF CREDITED SERVICE AS AN ELECTED STATE OFFICIAL MAY RETIRE AT ANY AGE GREATER THAN FIFTY (50) YEARS WITH A REDUCTION OF TWO PERCENT (2%) PER YEAR OF HIS NORMAL RETIREMENT BENEFIT BEFORE ATTAINMENT OF AGE SIXTY-FIVE (65). PROVIDED, FURTHER THAT MEMBERS UNDER THIS SUBSECTION SHALL BE ENTITLED TO THE RETIREMENT OPTIONS AS SET FORTH IN SECTION 918 OF THIS TITLE AND MAY MAKE AN ELECTION WITH RESPECT TO VESTED BENEFITS AT ANY TIME BEFORE RETIREMENT.

(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 became 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) 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.

(c) 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.

(d) Termination of employment with a participating employer followed by employment with the same or another participating employer within one hundred twenty (120) days shall not constitute a break in continuous employment; provided, that such period while not employed shall not be credited as participating service.

(3) In determining the number of years of credited prior service or participating service, a fractional year of six (6) months or more shall be considered as one (1) year and a fractional year of less than six (6) months shall be disregarded.

SECTION 3. Section 6, Chapter 328, O. S.L. 1969, (74 O.S. Supp. 1970, § 913.1), is amended to read as follows:

§ 913.1 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, PROVIDED THEY ARE OTHERWISE ELIGIBLE FOR PRIOR SERVICE UNDER SAID SYSTEM. No court reporter shall be entitled to participation in the Uniform Retirement System for Justices and Judges.

SECTION 4. Section 14, Chapter 50, O. S.L. 1963, as last amended by Section 1, Chapter 158, O.S.L. 1968 (74 O.S. Supp. 1970, § 914), is amended to read as follows:

§ 914. (1) The normal retirement date for a member of the system shall be the first day of the month coinciding with or following the attainment of age sixty-five (65). In no event shall a normal retirement date for a member be before six (6) months after the entry date of the participating employer by whom he is employed. Each appointed member shall retire on the normal retirement date unless the chief executive of the agency in which the member is employed shall file a notice of extension with the board before the normal retirement date. No such extension or renewal thereof may exceed a period of one (1) year but may be renewed from year to year, for not to exceed five (5) periods of extension or renewal, upon the filing of a notice of extension by the appointing authority.

Any appointed member who has reached the age of seventy (70) may request the Board of Trustees to continue his employment and if the employee

is physically and mentally qualified to continue his usual duties and has the consent of the chief executive of the agency in which the member is employed, the Board of Trustees may order his services to be continued from year to year. However, said employee may not receive retirement pay so long as he continues employment under this act. Provided, however, that as of July 1, 1968, subject to the foregoing provisions retirement shall be mandatory for all members seventy (70) years of age or over. Provided, that if on July 1, 1968, the participating authority has a plan for the orderly retirement of its employees who are sixty-five (65) years of age, or older, it may keep such plan in effect for a period not to exceed five (5) years; and the preceding mandatory retirement provisions shall not apply to such employees during such period; nor shall such mandatory retirement provisions apply to any person not in the classified service of the merit system of personnel administration who is serving as executive secretary, executive officer or director of a state agency, commission, board or department.

(2) Notice for retirement shall be filed through the agent of the participating employer in such form and manner as the board shall prescribe; provided, that such notice for retirement shall be filed with the office of the retirement system at least sixty (60) days prior to the date selected for the member's retirement; provided further, that the board may waive the aforesaid sixty-day notice at its discretion.

(3) No retirement benefits shall be payable to any member until the first day of the month following the termination of the member's employment with any participating employer.

(4) If a retirant should be elected or appointed to any position or office for which compensation for service is paid from levies or taxes imposed by the State of Oklahoma or any political subdivision thereof, he shall not receive any

retirement benefit for any [month for] TIME IN EXCESS OF NINETY (90) CALENDAR DAYS IN ANY CALENDAR YEAR IN which he serves in such position or office; provided, this subsection shall not apply to service rendered by a retirant as a juror, as a witness in any legal proceeding or action, as an election board judge or clerk, or in any other office or position of a similar nature, or as an officer, employee or appointee of the Legislature. PROVIDED FURTHER, THAT ANY RETIRANT BY MAKING PROPER APPLICATION TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM MAY BE EMPLOYED BY A PARTICIPATING EMPLOYER IN ANY CALENDAR YEAR NOT TO EXCEED NINETY (90) CALENDAR DAYS. PROVIDED FURTHER, THAT ANY RETIRANT OR FORMER PARTICIPATING EMPLOYEE RETURNING TO WORK FOR A PARTICIPATING EMPLOYER SHALL MAKE CONTRIBUTIONS TO THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM AND THE EMPLOYER SHALL DO LIKEWISE.

(5) Any member may elect to retire before his normal retirement date on the first day of any month coinciding with or following the attainment of age [sixty-two (62)] SIXTY (60), AND HE SHALL RECEIVE SUCH PERCENTAGE OF HIS NORMAL RETIREMENT BENEFITS ACTUARIALLY COMPUTED BY THE BOARD, AND HE MAY ELECT TO RETIRE AT ANY TIME AFTER THE AGE OF SIXTY (60) WITH A REDUCED RETIREMENT BENEFIT, provided such member has completed ten (10) years of participating service, but in no event before six (6) months after the entry date; provided that, within one (1) year after the entry date, a member who has not attained age seventy (70), but is otherwise eligible to retire, may retire only with the approval of his appointing authority.

SECTION 5. Section 15, Chapter 50, O.S.L. 1963, as last amended by Section 6, Chapter 296, O.S.L. 1970 (74 O.S. Supp.

1970, § 915), is amended to read as follows:

§ 915. A. (1) Any member who shall retire on or after his normal retirement date shall be entitled to receive an annual retirement benefit equal to the sum obtained by adding an amount for participating service and an amount for prior service determined as herein provided. The amount for prior service shall be equal to the sum of Sixty Dollars (\$60.00) per annum multiplied by the number of years of prior service entitled to credit as provided in Section 913 of this title. The amount for participating service shall be equal to one and one-half percent (1½%) of the member's final average salary multiplied by the number of years of participating service entitled to credit as provided in Section 913 of this title, except that it shall not be less than the minimum amount for prior service.

(2) Any member who shall retire before the normal retirement date shall receive an annual retirement benefit equal to the actuarial equivalent of but not exceeding the benefit payable had the member retired on the normal retirement date but based upon the member's final average salary and years of participating and prior service to date of actual retirement.

(3) Upon death of a retirant, there shall be paid to his beneficiary an amount equal to the excess, if any, of his accumulated contributions over the sum of all retirement benefit payments made.

(4) Such annual retirement benefits shall be paid in equal monthly installments, except that the board may provide for the payment of retirement benefits which total less than Two Hundred Forty Dollars (\$240.00) a year on other than a monthly basis.

(5) In the event that an application in such form as may be prescribed by the board for any amount due under the provisions of this Act is not filed with the office of the retirement system by the

person entitled to same within one (1) year of the date such amount became due and payable, an amount equal to same shall be transferred to the retirement benefit accumulation reserve and such amount shall no longer be due and payable; however, if any such person shall present evidence satisfactory to the board that his failure to file such application within said time period was due to lack of knowledge or incapacity on his part, the amount equal to the amount originally due shall be transferred from the retirement benefit accumulation reserve to the reserve or reserves from which such transfer was initially made and the amount originally due shall be paid to such person.

B. A member shall be considered disabled if such member qualifies for the payment of Social Security disability benefits, and shall be eligible for benefits hereunder upon proof of such disability, PROVIDED SUCH MEMBER IS AN ACTIVE FULL-TIME EMPLOYEE WITH A PARTICIPATING EMPLOYER AT THE TIME OF HIS DISABILITY and after completion of at least ten (10) years of participating service or combined prior and participating service. Benefits shall be based upon length of service and compensation as of the date of disability, without actuarial reduction because of commencement prior to age sixty-five (65), but any such benefit shall be reduced by an amount equal to any amount received by the member by reason of workmen's compensation disability benefits. No optional forms of benefit payments shall be allowed. Benefit payments shall cease upon the member's recovery from disability prior to age sixty-five (65). Future benefits, if any, shall be paid based upon length of services and compensation as of the date of disability. In the event that disability ceases and the member returns to employment within the system credited service to the date of disability shall be restored, and future benefits shall be determined accordingly.

SECTION 6. Section 19, Chapter 50, O.S.L. 1963, as last amended by Section 7, Chapter 296, O.S.L. 1970 (74 O.S. Supp. 1970, § 919), is amended to read as follows:

§ 919. (1) Each participating employer, beginning with the first monthly payroll for service performed after the entry date, shall deduct from the compensation of each member four percent (4%) of the first One Thousand Dollars (\$1,000.00) of his compensation each month; 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 director for deposit in the Oklahoma Public Employees Retirement Fund. Such deductions shall be credited to the members' individual accounts.

(2) Each elected state official serving after January 1, 1964, as an elected state official and having completed six (6) years or more of credited service as an elected state official, who elects to become a member of the Oklahoma Public Employees Retirement System, shall be determined to have contributed sufficient contributions to said retirement system to receive the retirement benefits provided in Section 913(1)(d) of this title by contributing four and one-half percent (4½%) of his annual compensation up to but not exceeding Twelve Thousand Dollars (\$12,000.00) paid to said elected state official beginning July 1, 1970, or any elected state official serving after [July 1, 1970, may elect to contribute six percent (6%) of his annual compensation up to but not exceeding Twelve Thousand Dollars (\$12,000.00) paid to said elected state official beginning July 1, 1970, and thereafter] THE EFFECTIVE DATE OF THIS ACT as long as the elected state official is a member of the retirement system; PROVIDED, HOWEVER, THAT

FROM AND AFTER THE PASSAGE OF THIS ACT AN ELECTED STATE OFFICIAL SHALL CONTRIBUTE SIX PERCENT (6%) OF HIS ANNUAL COMPENSATION UP TO BUT NOT EXCEEDING TWELVE THOUSAND DOLLARS (\$12,000.00).

(3) Any elected state official who was not a participating member after February 1, 1965, shall pay Five Hundred Three Dollars and eighty-four cents (\$503.84) per year for each year of prior service not later than July 1, 1970, to be eligible to receive the retirement benefits provided in Section 913(1)(d) of this title.

SECTION 7. Section 20, Chapter 50, O.S.L. 1963, as last amended by Section 8, Chapter 296, O.S.L. 1970 (74 O.S. Supp. 1970, § 920), is amended to read as follows:

§ 920. (1) Upon the basis of each annual actuarial valuation and appraisal as provided for in this act, the board shall certify, on or before July 15 of each year, to the Division of Budget in the case of the state and to the agent for each participating employer an actuarially determined estimate of the rate of contribution which will be required, together with all accumulated contributions and other assets of the system, to be paid by each such participating employer to pay all liabilities which shall exist or accrue under the system, including amortization of the past service cost over a period of not to exceed forty (40) years from the entry date and the cost of administration of the system, as determined by the board, upon recommendation of the actuary.

(2) The Division of the Budget and the Governor shall include in the budget and in the budget request for appropriations the sum required to satisfy the state's obligation under this act as certified by the board and shall present the same to the legislature for allowance and appropriation.

(3) Each other participating employer shall appropriate and pay to the system a sum sufficient to satisfy the obligation under this act as certified by the board.

(4) Each participating employer is hereby authorized to pay the employer's contribution from the same fund that the compensation for which said contribution is made is paid from or from any other funds available to it for such purpose.

(5) The rate of contribution certified to a participating employer as provided in this section shall apply during the first fiscal year of the participating employer which begins in the calendar year immediately following such certification; provided, that the rate of contribution during the period from January 1, 1964, to the fiscal year beginning in 1965 shall be equal to three percent (3%) of the amount of compensation on which the members contributed during the period.

(6) The Board with the advice of the actuary may fix the contribution rates for participating employers joining the system after one year from the first entry date or for employers who exercise the option contained in Section 912 of this title, at rates different from the rate fixed for employers joining within one year of the first entry date. Provided however, the employer contributions for the State of Oklahoma or any department or agency thereof for the fiscal year beginning July 1, 1970 shall be six percent (6%) of the annual compensation as provided in this act and thereafter as may be determined by the Board of Trustees of the Oklahoma Public Employees Retirement System. PROVIDED, FURTHER, THE EMPLOYER OF ANY ELECTED STATE OFFICIAL TO WHOM THE LAST PROVIDED FOR RETIREMENT BENEFITS SET FORTH IN SECTION 2, (D), OF THIS ACT, SECTION 913, (1), (D), OF TITLE 74 OF THE OKLAHOMA STATUTES APPLIES SHALL CONTRIBUTE AN AMOUNT, AFTER THE EFFECTIVE DATE OF THIS ACT AND THEREAFTER, EQUAL TO SEVEN AND ONE-HALF PERCENT (7½%) OF THE ANNUAL COMPENSATION OF SAID ELECTED STATE OFFICIAL AS MAY BE DETERMINED BY THE BOARD OF

TRUSTEES OF THE OKLAHOMA PUBLIC EMPLOYEES RETIREMENT SYSTEM.

(7) Employer contributions shall in no way be limited by any other Act which now or in the future establishes or limits the compensation of any member.

SECTION 8. The provisions of this Act shall not operate either to enlarge or to diminish any rights any Justice or Judge of the Supreme Court, Court of Criminal Appeals, Court of Appeals, State Industrial Court or District Court may now have under the provisions of the Oklahoma Public Employees Retirement System, and no Justice or Judge of the above named Courts shall be eligible to become a member of the Oklahoma Public Employees Retirement System.

SECTION 9. Section 8 of this Act shall be codified in Title 74 of the Oklahoma Statutes.

SECTION 10. The provisions of this Act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this Act.

SECTION 11. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this Act shall take effect and be in full force from and after its passage and approval.

FOR THE HOUSE: Mountford, Musgrave, Skeith.

FOR THE SENATE: Boecher, Payne, Smalley.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 55, 66 and 67, SBs 229, 273, 292, 320, 338, 345, 358, SJRs 31 and 37 each correctly enrolled.

Enrolled **SCRs 55, 66 and 67** were properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SBs 229, 273, 292, 320, 338, 345 and 358 and SJRs 31 and 37** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION ON HAS

Upon motion of Senator McGraw **HAS** to **SB 339** were rejected, requesting **SB 339** be returned to the House Committee from which it came, which motion prevailed.

GENERAL ORDER

HB 1261 by Mountford, et al, of the House and Hamilton of the Senate was read and considered.

Senators Hamilton and Baggett asked unanimous consent that their names be withdrawn as Senate authors of **HB 1261**, which was the order.

Senator Stipe asked unanimous consent that he be made Senate author of **HB 1261**, which was the order.

Upon motion of Senator Stipe, **HB 1261** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1261** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1261 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Birdsong, Ferrell, Garrison, Graves, Ham, Hargrave, Holden, Howard, Keels, Lane, Luton, McGraw, McSpadden, Miller, Payne, Phillips, Rogers, Smith, Stipe, Young.—20.

Nay: Baggett, Berrong, Capps, Crow, Field, Garrett, Grantham, Hamilton, Howell, Inhofe, Lamb, McCune, Martin, Murphy, Nichols, Porter, Smalley, Terrill, Williams.—19.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Dahl, Medearis, Stansberry, Taliaferro, Trent.—9.

The Bill was declared failed of passage.

Senator Breckinridge asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Stipe moved that the vote be reconsidered by which **HB 1261** failed.

The vote occurring on the Stipe motion to reconsider the vote by which **HB 1261** failed, it was declared adopted, the roll call thereon being as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Howard, Howell, Inhofe, Lamb, Lane, Luton, McSpadden, Miller, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill, Young.—28.

Nay: McCune, Murphy, Williams.—3.

Excused: Baldwin, Berrong, Boecher, Bradley, Dahl, Ferrell, Hamilton, Holden, Keels, McGraw, Martin, Medearis, Nichols, Payne, Stansberry, Taliaferro, Trent.—17.

Senator Stipe moved to reconsider the vote by which **HB 1261** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Stipe moved to reconsider the vote by which **HB 1261** was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

Senator Smalley presiding.

Senator Stipe moved to amend **HB 1261**, Page 1, Section 2 as follows: by restoring all language after the word "by" on Line 5 through and including the word "town" on Page 4, Line 17, and adding the following language: "all persons engaged in the employment of the State and departments and divisions thereof", which amendment was declared adopted.

Senator Williams presiding.

Senator Hamilton moved to amend **HB**

1261, Pages 4 and 5, by striking after the word "town" on Line 17, and before the word "provided" on Line 5, to strike all capitalized language, which amendment was declared adopted.

Senator Stipe moved to amend **HB 1261**, Page 5, Line 12, as follows: removing the brackets in Section 3 (1), which amendment was declared adopted.

Senators Rogers and Birdsong moved to amend **HB 1261**, Page 4 by inserting after the Stipe amendment the following: "including members of the Oklahoma National Guard while on state duty and municipal employees in all cities of this state having a population in excess of 350,000 according to the 1970 Federal Decennial Census or any succeeding Federal Decennial Census." and amend title to conform, which amendment was declared adopted.

Senator Stansberry asked to be shown present, which was the order.

Senators Murphy, Smalley and Berrong moved to amend **HB 1261**, Page 7, Line 6 by adding after the word "thereof", "excluding institutions of higher learning until July 1, 1973", which amendment was declared adopted.

Senator Berrong moved to amend **HB 1261** as follows: by deleting all brackets on Pages 5, 6, 7, 8, 9, 10, 11 and 12, which amendment was declared adopted.

Senator Smalley presiding.

Senator Hamilton moved to amend **HB 1261**, Page 7 by striking all capitalized words on Lines 1-6, Page 7, strike all language capitalized on Page 9, Lines 1 through 8 and striking capitalized language on Lines 1 through 16, Page 9, which amendment was declared adopted.

Senator Stipe asked unanimous consent that the Murphy, et al, amendment be placed following the Stipe amendment, which was the order.

Upon motion of Senator Stipe, **HB 1261**, as amended, was advanced to engrossment.

By unanimous consent, upon request of

Senator Stipe, **HB 1261**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1261 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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Howell, Keels, Lamb, Luton, McGraw, Miller, Murphy, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill.—32.

Nay: McCune, Williams.—2.

Excused: Boecher, Bradley, Crow, Holden, Inhofe, Lane, McSpadden, Martin, Medearis, Nichols, Payne, Taliaferro, Trent, Young.—14.

The Bill was declared passed.

HB 1261 was referred for engrossment.

GENERAL ORDER

SJR 40 by Ferrell, Garrison, Berrong, Grantham, Dahl, Breckinridge, Lamb, Terrill, Inhofe, Nichols, McGraw and Young of the Senate and McKee of the House was read and considered.

Upon motion of Senator Ferrell, **SJR 40** was advanced to engrossment.

By unanimous consent, upon request of Senator Ferrell, **SJR 40** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 40 was read for the third time at length.

On the question of passage of Resolution, the roll call resulted as follows:

Aye: Berrong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Lamb, Lane, McGraw, Mc-

Spadden, Martin, Miller, Payne, Smalley, Smith, Terrill, Williams, Young.—26.

Excused: Baggett, Baldwin, Birdsong, Boecher, Bradley, Crow, Garrett, Holden, Howell, Keels, Luton, McCune, Medearis, Murphy, Nichols, Phillips, Porter, Rogers, Stansberry, Stipe, Taliaferro, Trent.—22.

The Resolution was declared passed.

SJR 40 was referred for engrossment.

PENDING CONSIDERATION OF CCRs

President Pro Tempore Smith asked that he be made principal author of **SB 295**, which was the order.

Senator Terrill asked that he be made co-author of **SB 295**, which was the order.

The **CCR** on **SB 295** was adopted upon motion of President Pro Tempore Smith.

SB 295, as amended 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, Breckinridge, Capps, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howard, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Smalley, Smith, Stipe, Terrill, Williams, Young.—29.

Excused: Baggett, Baldwin, Birdsong, Boecher, Bradley, Crow, Garrett, Holden, Howell, Keels, McCune, McGraw, Medearis, Phillips, Porter, Rogers, Stansberry, Taliaferro, Trent.—19.

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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams.—32.

Excused: Baggett, Birdsong, Boecher, Bradley, Garrett, Howell, Keels, McCune, McGraw, Medearis, Porter, Rogers, Stansberry, Taliaferro, Trent, Young.—16.

The emergency was declared passed.

Senator Hamilton presiding.

Senator Terrill asked unanimous consent that **CCR** to **SB 298** be taken up for consideration immediately, which was the order.

The **CCR** on **SB 298** was adopted upon motion of Senator Terrill.

SB 298, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill.—32.

Nay: Baldwin, Berrong, Keels, McCune, Stansberry, Williams.—6.

Excused: Boecher, Bradley, Crow, Dahl, Inhofe, Lamb, Medearis, Taliaferro, Trent, Young.—10.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Terrill.—32.

Nay: Baldwin, Berrong, Keels, McCune, Stansberry, Williams.—6.

Excused: Boecher, Bradley, Crow, Dahl, Inhofe, Lamb, Medearis, Taliaferro, Trent, Young.—10.

The emergency was declared passed.

SB 298, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

Senator Payne asked unanimous consent that **CCR** to **HB 1440** be taken up for consideration immediately, which was the order.

The **CCR** on **HB 1440** was adopted upon motion of Senator Payne.

HB 1440, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—32.

Nay: Baldwin, Berrong, Keels, McCune, McGraw, Rogers.—6.

Excused: Boecher, Bradley, Dahl, Ferrell, Medearis, Nichols, Smith, Taliaferro, Trent, Williams.—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, Birdsong, Breckinridge, Capps, Crow, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—32.

Nay: Baldwin, Berrong, Keels, McCune, McGraw, Rogers.—6.

Excused: Boecher, Bradley, Dahl, Ferrell, Medearis, Nichols, Smith, Taliaferro, Trent, Williams.—10.

The emergency was declared passed.

HB 1440, together with Conference Committee Report thereon, was ordered returned to Honorable House.

DECLARATION OF VOTE

Senator Nichols asked that the record show had he been present at the time of final passage of **HB 1440** he would have voted NAY on the Bill, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19b, Senator Baggett moved that the vote be reconsidered by which **SB 295**, as amended in Conference, passed.

GENERAL ORDER

HB 1299 by Mountford, et al, of the House and Luton and Graves of the Senate was read and considered.

Upon motion of Senator Luton, **HB 1299** was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1299** was considered engrossed and placed on 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: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—33.

Nay: Baggett, Ferrell, Garrett, Garrison, Inhofe, Rogers, Williams.—7.

Excused: Boecher, Bradley, Ham, Howell, Medearis, Smith, Taliaferro, Trent.—8.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Field, Grantham, Graves, Hamilton, Hargrave, Holden, Howard, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Mar-

tin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Stansberry, Stipe, Terrill, Young.—33.

Nay: Baggett, Ferrell, Garrett, Garrison, Inhofe, Rogers, Williams.—7.

Excused: Boecher, Bradley, Ham, Howell, Medearis, Smith, Taliaferro, Trent.—8.

The emergency was declared passed.

HB 1299 was properly signed and ordered returned to Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1261 correctly engrossed.

Engrossed **HB 1261**, together with engrossed **SAs**, was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 58**, as amended.

HA to **SCR 58** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 21, by striking the words "and hour", and Line 27, by striking the words "the hour of ____ p.m. _____," and add after "June" the figure "11", and Line 28, by striking the words "hour and".

And amend Title, Line 7, by striking the words "AND HOUR".

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1230**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The second **CCR** on **HB 1155** was adopted upon motion of Senator Miller:

HB 1155, as amended 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, Breckinridge, Capps, Crow, Dahl,

16
Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Boecher, Bradley, Holden, Howard, McSpadden, Medearis, Taliaferro, Trent.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

X
Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—40.

Excused: Boecher, Bradley, Holden, Howard, McSpadden, Medearis, Taliaferro, Trent.—8.

The emergency was declared passed.

HB 1155, together with Conference Committee Report thereon, was ordered returned to Honorable House.

DECLARATION OF VOTE

Senator McSpadden asked that the record show had he been present at the time of final passage of **HB 1155** and the emergency he would have voted AYE on the Bill, which was the order.

MOTION TO RECONSIDER VOTE

Senator Baggett asked for consideration of his motion to reconsider the vote by which **SB 295**, as amended in Conference, passed, which motion was tabled upon motion of President Pro Tempore Smith, the roll call thereon being as follows:

Aye: Berrong, Crow, Dahl, Field, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Lane, Luton, McSpadden,

17
Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill.—22.

Nay: Baggett, Baldwin, Breckinridge, Capps, Ferrell, Garrett, Howell, Inhofe, Keels, Lamb, McCune, McGraw, Nichols, Porter, Stansberry, Williams, Young.—17.

Excused: Birdsong, Boecher, Bradley, Ham, Howard, Medearis, Rogers, Taliaferro, Trent.—9.

SB 295, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House.

DECLARATION OF VOTES

Senator Holden asked that the record shown had he been present at the time of final passage of **HB 1155** he would have voted AYE on the Bill, which was the order.

Senator McSpadden asked that the record show had he been present at the time of final passage of **HB 1125** he would have voted AYE on the Bill, which was the order.

Senator Berrong asked that the record show had he been present at the time of final passage of **SB 87**, he would have voted AYE on the Bill, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1414** was adopted upon motion of Senator Stipe.

HB 1414, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

18
Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Young.—37.

Nay: McCune, Stansberry, Williams.—3.

Excused: Boecher, Bradley, Ham, Howard, Medearis, Rogers, Taliaferro, Trent.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stipe, Terrill, Young.—37.

Nay: McCune, Stansberry, Williams.—3.

Excused: Boecher, Bradley, Ham, Howard, Medearis, Rogers, Taliaferro, Trent.—8.

The emergency was declared passed.

HB 1414, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Stipe moved to adopt the **CCR** on **HB 1426**, which motion failed of adoption.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR**s 31 and 37.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB**s 229, 273, 292, 320, 338, 345 and 358.

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**s 55, 66, and 67.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB**s 1108 and 1479, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of **SAs** to Engrossed **HB 1261**, requesting Conference and naming Conferees as follows: Mountford, Greenhaw and Finch.

PENDING CONSIDERATION OF CCRs

The **CCR** on **HB 1154** was adopted upon motion of Senator Stipe.

HB 1154, as amended 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, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—32.

Nay: Capps, Ferrell, Howell, McCune, Porter, Rogers, Williams.—7.

Excused: Baggett, Boecher, Bradley, Grantham, Hamilton, Howard, Medearis, Taliaferro, Trent.—9.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Crow, Dahl, Field, Garrett, Garrison, Graves, Ham, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—32.

Nay: Capps, Ferrell, Howell, McCune, Porter, Rogers, Williams.—7.

Excused: Baggett, Boecher, Bradley, Grantham, Hamilton, Howard, Medearis, Taliaferro, Trent.—9.

The emergency was declared passed.

HB 1154, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1325** was considered further.

HB 1325, as amended 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, Breckinridge, Crow, Dahl, Garrett, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Keels, Lamb, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe.—25.

Nay: Baggett, Baldwin, Berrong, Capps, Ferrell, Field, Garrison, Inhofe, McCune, Porter, Stansberry, Terrill, Williams, Young.—14.

Excused: Boecher, Bradley, Grantham, Howard, Lane, Medearis, Rogers, Taliaferro, Trent.—9.

The Bill, as amended in Conference, was declared passed.

HB 1325, together with Conference Committee Report thereon, was ordered returned to Honorable House.

DECLARATION OF VOTE

Senator Baggett asked that the record show had he been present at the time of final passage of **SB 295** he would have voted NAY on the Bill, which was the order.

GENERAL ORDER

HB 1257 by Kilpatrick, et al, of the House and Garrett, Birdsong and Keels of the Senate was read and considered.

Senator Rogers and Stansberry moved to amend **HB 1257**, Page 5, Line 3, as follows: by striking after the word "system" and before the word "and/or" the remainder of Line 3 and through the word "sys-

tem" on Line 4, which amendment was declared adopted.

Senators Rogers and Stansberry moved to amend **HB 1257**, Page 5, Line 8, by striking all the following language: "and/or sewage disposal facility", which amendment was declared adopted.

Upon motion of Senator Garrett, **HB 1257**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Garrett, **HB 1257**, as amended was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1257 was read for the third time at length.

On the question of passage of Bill, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Howell, Lamb.—2.

Excused: Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Hamilton, Hargrave, Holden, Howard, Medearis, Smalley, Taliaferro, Trent.—14.

The Bill was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Terrill, Williams, Young.—32.

Nay: Howell, Lamb.—2.

Excused: Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Hamilton, Har-

grave, Holden, Howard, Medearis, Smalley,, Taliaferro, Trent.—14.

The emergency was declared passed.

HB 1257 was referred for engrossment. Senator Rogers presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SRs 62, 64, 65, and 66, SBs 6, 7, 58, 72, 75, 84, 90, 120, 143, 144, 239, and 343 and SJR 38 each correctly enrolled.

Enrolled **SRs 62, 64, 65 and 66** were properly signed and ordered transmitted to the Secretary of State.

Enrolled **SBs 6, 7, 58, 72, 75, 84, 90, 120, 143, 144, 239, 343 and SJR 38** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

RESOLUTION

Senator Crow introduced **SR 67**.

SR 67 was read at length as follows, adopted upon motion of Senator Crow and ordered referred for enrollment:

SR 67—By Crow—A Senate Resolution declaring Legislative intent as to the conditions requiring legislation to restrict non-agricultural, publicly held corporations and setting forth guidelines for establishment of family farming corporations.

WHEREAS, Senate Bill No. 9 is the result of an interim study of the Oklahoma State Legislative Council; and

WHEREAS, it is the considered judgment of the Oklahoma State Senate that the widespread use of rural Oklahoma lands by publicly held corporations is not in the best interest of this state; and

WHEREAS, Section 1 of Senate Bill No. 9 sets forth guidelines under which family farms can receive certain corporate benefits afforded other types of business.

NOW, THEREFORE, BE IT RESOLVED BY THE OKLAHOMA STATE SENATE OF THE 1ST SESSION OF THE 33RD LEGISLATURE:

THAT the Legislative intent in connection with Senate Bill No. 9 was to afford family corporate farming.

BE IT FURTHER RESOLVED that in order to resolve all doubts the Senate again expresses its intent that said Bill be interpreted as a family corporate farming measure with prohibition against certain types of corporations which might, absent this Act, engage in farming or ranching.

Senator Terrill moved that the Senate recess until 1:45 o'clock P.M., which was the order.

*

The Senate was called to order by Senator Rogers.

Senator Ham raised the question of "No Quorum." The Presiding Officer ordered the roll called, following which he declared a quorum present.

President Pro Tempore Smith presiding. Senator Baldwin presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 40 and HB 1257 each correctly engrossed.

Engrossed **SJR 40** was properly signed and ordered transmitted to the Honorable House for consideration.

Engrossed **HB 1257** was properly signed and ordered returned to the Honorable House.

COMMITTEE APPOINTED

The Chair appointed a Committee to bring before the Senate, Miss W. E. (Bill) Shipley, that the Senate might show her the courtesies on this particular day.

Senator Baldwin appointed President Pro Tempore Smith, and Senators Terrill and Garrison.

The Sergeant-at-Arms was recognized and advised the presence of Miss W. E. "Bill" Shipley, accompanied by the Committee appointed to escort her to the Senate Chamber.

Senator Field recognized Miss Bill and stated, "Upon behalf of all former and

present members of the Senate, we wish you a Happy Retirement and it is with great pleasure that we take this opportunity to pay tribute to one of the greatest individuals we have had work for the Senate. With great pride we present you these gifts and I give you this kiss for all former and present members of the Oklahoma State Senate."

Miss Bill was presented a gold emblem of the State Senate with a diamond center and a typewriter.

Miss Bill stated that her work here in the Senate had been her entire life and she loved each one of its members.

Senator Luton moved that the Journal reflect that the Senate extends to Miss Bill for ever and ever, privileges of the floor whenever she wishes to visit, which was the order.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Stipe the House request for a conference on **HB 1261** was ordered granted, President Pro Tempore Smith naming as Senate Conferees the following:

HB 1261: Senators Stipe, Payne, and Phillips.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 207** (Emergency failed) and **SJR 39**.

The above numbered Bills and/or Resolutions were referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of President Pro Tempore Smith, the Senate concurred in **HAs** to **SJR 33**.

SJR 33, 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham,

Graves, Ham, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Young.—35.

Nay: Baggett, Hamilton, Howell, Payne, Porter, Stansberry.—6.

Excused: Boecher, Bradley, Howard, Medearis, Taliaferro, Trent, Williams.—7.

The Resolution, as amended, was declared passed.

On question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Young.—35.

Nay: Baggett, Hamilton, Howell, Payne, Porter, Stansberry.—6.

Excused: Boecher, Bradley, Howard, Medearis, Taliaferro, Trent, Williams.—7.

The emergency was declared passed.

House Amendments were properly signed and above numbered Resolution, as amended, was referred for enrollment.

PENDING CONSIDERATION OF CCRs

The **CCR** on **HB 1130** was adopted upon motion of Senator McSpadden.

HB 1130, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Young.—33.

Nay: Keels, Miller.—2.

Excused: Boecher, Bradley, Crow, Hargrave, Howard, McGraw, Medearis, Murphy, Phillips, Taliaferro, Terrill, Trent, Williams.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Holden, Howell, Inhofe, Lamb, Lane, Luton, McCune, McSpadden, Martin, Nichols, Payne, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Young.—33.

Nay: Keels, Miller.—2.

Excused: Boecher, Bradley, Crow, Hargrave, Howard, McGraw, Medearis, Murphy, Phillips, Taliaferro, Terrill, Trent, Williams.—13.

The emergency was declared passed.

HB 1130, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1148** was adopted upon motion of Senator McSpadden.

HB 1148, as amended 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, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—36.

Excused: Birdsong, Boecher, Bradley, Crow, Hamilton, Howard, Medearis, Phillips, Porter, Taliaferro, Trent, Williams.—12.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—36.

Excused: Birdsong, Boecher, Bradley, Crow, Hamilton, Howard, Medearis, Phillips, Porter, Taliaferro, Trent, Williams.—12.

The emergency was declared passed.

HB 1148, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1149** was adopted upon motion of Senator McSpadden:

HB 1149, as amended 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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—33.

Nay: Baggett, Breckinridge, Keels, McCune, Miller.—5.

Excused: Birdsong, Boecher, Bradley, Crow, Howard, Howell, Medearis, Taliaferro, Trent, Williams.—10.

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, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nich-

ols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Young.—33.

Nay: Baggett, Breckinridge, Keels, McCune, Miller.—5.

Excused: Birdsong, Boecher, Bradley, Crow, Howard, Howell, Medearis, Taliaferro, Trent, Williams.—10.

The emergency was declared passed.

HB 1149, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR on HB 1276** was adopted upon motion of Senator McSpadden.

HB 1276, as amended 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, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Boecher, Bradley, Crow, Howard, Medearis, Taliaferro, Trent.—7.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Terrill, Williams, Young.—41.

Excused: Boecher, Bradley, Crow, Howard, Medearis, Taliaferro, Trent.—7.

The emergency was declared passed.

HB 1276, together with Conference Committee Report thereon, was ordered returned to Honorable House.

PENDING CONSIDERATION OF CCRs

The **CCR on HB 1273** was adopted upon motion of Senator McSpadden.

HB 1273, as amended in Conference, was read at length.

On the question of passage of Bill, as amended in Conference, the roll call resulted as follows:

Aye: Baldwin, Berrong, Capps, Crow, Dahl, Ferrell, Field, Grantham, Graves, Ham, Hamilton, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Young.—28.

Nay: Baggett, Birdsong, Breckinridge, Garrison, Hargrave, Howell, Keels, McCune, Miller, Porter, Rogers, Williams.—12.

Excused: Boecher, Bradley, Garrett, Howard, Medearis, Stansberry, Taliaferro, Trent.—8.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Terrill, Young.—32.

Nay: Garrison, McCune, Miller, Porter, Rogers, Williams.—6.

Excused: Baggett, Boecher, Bradley,

Crow, Howard, Medearis, Stansberry, Stipe, Taliaferro, Trent.—10.

The emergency was declared passed.

HB 1273, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HJR 1020** was adopted upon motion of Senator McSpadden.

HJR 1020, as amended in Conference, was read at length.

On the question of passage of Resolution, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Young.—36.

Nay: Smalley, Williams.—2.

Excused: Boecher, Bradley, Crow, Howard, Howell, Medearis, Payne, Stansberry, Taliaferro, Trent.—10.

The Resolution, 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, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Young.—36.

Nay: Smalley, Williams.—2.

Excused: Boecher, Bradley, Crow, Howard, Howell, Medearis, Payne, Stansberry, Taliaferro, Trent.—10.

The emergency was declared passed.

HJR 1020, together with Conference Committee Report thereon, was ordered returned to Honorable House.

The **CCR** on **HB 1199** was adopted upon motion of Senator Luton:

HB 1199, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Lamb, Lane, Luton, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams, Young.—30.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Inhofe, Keels, McCune, McGraw, Porter, Rogers.—12.

Excused: Boecher, Bradley, Medearis, Stansberry, Taliaferro, Trent.—6.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baldwin, Berrong, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams, Young.—32.

Nay: Baggett, Birdsong, Breckinridge, Garrett, Howard, Howell, Keels, McCune, Porter, Rogers.—10.

Excused: Boecher, Bradley, Medearis, Stansberry, Taliaferro, Trent.—6.

The emergency was declared passed.

HB 1199, together with Conference Committee Report thereon, was ordered returned to Honorable House.

Senator Payne presiding.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Graves, the Senate concurred in **HAS** to **SB 304**, the roll call thereon being as follows:

Aye: Baggett, Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Field, Graves, Ham, Holden, Howard, Inhofe, Lamb, Lane, Luton, McGraw, Martin, Miller,

Murphy, Payne, Phillips, Smalley, Smith, Stipe, Williams, Young.—27.

Nay: Birdsong, Grantham, Hamilton, Hargrave, Howell, Keels, McCune, Nichols, Rogers.—9.

Excused: Boecher, Bradley, Ferrell, Garrett, Garrison, McSpadden, Medearis, Porter, Stansberry, Taliaferro, Terrill, Trent.—12.

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, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Graves, Ham, Holden, Howard, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Payne, Phillips, Smalley, Smith, Stipe, Terrill, Williams, Young.—29.

Nay: Baggett, Birdsong, Ferrell, Grantham, Hamilton, Hargrave, Howell, Keels, McCune, Porter, Rogers.—11.

Excused: Boecher, Bradley, Garrison, Medearis, Nichols, Stansberry, Taliaferro, Trent.—8.

The bill, as amended, was declared passed.

House Amendments were properly signed and above numbered bill, as amended, was referred for enrollment.

COMMITTEE REPORT

Senator Payne recognized the Chief Sergeant at Arms, who announced that a Committee from the Honorable House had arrived.

Representative Coffin, on behalf of said Committee, announced that the Honorable House has finished its work and is ready to adjourn Sine Die.

PENDING SENATE ACTION ON CCRs

The CCR on **SJR 4** was adopted upon motion of Senator Baggett.

Senators Murphy, Smith, Crow, Birdsong, Phillips, Smalley, and Keels asked

to be made co-authors of **SJR 4**, which was the order.

SJR 4, as amended in Conference, was read at length.

On the question of passage of Resolution, as amended in Conference, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smith, Terrill, Williams, Young.—39.

Excused: Boecher, Bradley, Medearis, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Trent.—9.

The Resolution, as amended in Conference, was declared passed.

On the question of passage of special election feature, the roll call resulted as follows:

Aye: Baggett, Baldwin, Berrong, Birdsong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Miller, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Williams, Young.—37.

Excused: Boecher, Bradley, Graves, Inhofe, Keels, Medearis, Murphy, Stansberry, Taliaferro, Terrill, Trent.—11.

The special election feature was declared passed.

SJR 4, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

CONFERENCE COMMITTEE REPORT

Senator Hamilton asked unanimous consent that the CCRs on SBs 118 and 133 be considered immediately, which was the order.

The following CCR on **SB 118** was adopted on motion of Senator Hamilton.

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Senate Bill 118 By Hamilton of the Senate; and Sullivan of the House, entitled:

An Act relating to insurance; amending 36 O.S. 1961, § 1004, as amended by Section 2, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, § 1004); * * * 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. The Conference Committee recommends the House recede from the vote whereby Senate Bill 118 passed the House and rerefer said bill to the House Committee on Insurance.

Respectfully submitted,

FOR THE SENATE: Hamilton, Smith, Birdsong.

FOR THE HOUSE: Tarwater, Musgrave.

SB 118, together with **CCR** thereon, was ordered transmitted to the Honorable House.

The following **CCR** on **SB 133** was adopted on motion of Senator Hamilton.

Mr. President

Mr. Speaker

The Conference Committee, to which was referred Senate Bill 133 By Hamilton of the Senate; and Sullivan of the House, entitled:

An Act relating to insurance; amending 36 O.S. 1961, § 1004, as amended by Section 2, Chapter 314, O.S.L. 1970 (36 O.S. Supp. 1970, § 1004); * * * 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. The Conference Committee recommends the House recede from the vote whereby Senate Bill 118 passed the House and re-refer said bill to the House Committee on Insurance.

Respectfully submitted,

FOR THE SENATE: Hamilton, Smith, Birdsong.

FOR THE HOUSE: Tarwater, Musgrave.

SB 133, together with **CCR** thereon, was ordered transmitted to the Honorable House.

DECLARATION OF VOTE

Senator Terrill asked that the record show had he been present at the time of Third Reading and final passage of **SJR 4**, he would have voted AYE on the Special Election Feature, which was the order.

PENDING SENATE ACTION ON CCR

The Third **CCR** on **HB 1207**, was adopted upon motion of Senator Howard.

HB 1207, as amended 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, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Young.—36.

Nay: McCune, Williams.—2.

Excused: Boecher, Bradley, Field, Hamilton, Keels, Medearis, Smalley, Stansberry, Taliaferro, Trent.—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, Breckinridge, Capps, Crow, Dahl,

Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McGraw, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stipe, Terrill, Young.—36.

Nay: McCune, Williams.—2.

Excused: Boecher, Bradley, Field, Hamilton, Keels, Medearis, Smalley, Stansberry, Taliaferro, Trent.—10.

The emergency was declared passed.

HB 1207, together with Conference Committee Report thereon, was ordered returned to Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SB 328**, as amended.

HAs to **SB 328** read as follows, and consideration deferred:

Amendment No. 1. Amend Page 1, Line 16, by inserting after the word "any", the word "statutory". And amend Title, Line 6½, by adding the word "statutory" after the word "any".

Amendment No. 2. Amend Page 1, Line 21, by striking the language "the institution" and inserting the following: "any such state board, agency or department".

Amendment No. 3. Amend Page 1, Line 22, by striking the following language: "for capital improvements".

Amendment No. 4. Amend Page 1, Line 23, by striking the language on Line 23, and adding in lieu thereof the following: "in the institutions under their control."

PENDING SENATE ACTION ON HAS

Senator Baggett moved the adoption of **HAs** to **SB 305**.

Senator Smalley moved, as a substitute motion, that the Senate reject **HAs** to **SB**

305 and request a conference, which motion prevailed, President Pro Tempore Smith appointing as Senate Conferees the following:

SB 305: Senators Baggett, Smalley, and Payne.

GENERAL ORDER

Senator Terrill asked unanimous consent that **HB 1006** be stricken from the calendar, which was the order.

PENDING SENATE ACTION ON RESOLUTION

HCR 1051 was called up for consideration, read at length, adopted upon motion of Senator Hargrave, properly signed, and ordered returned to the Honorable House.

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 295** and **298**.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SJR 4**.

The above numbered Resolution, as amended in Conference was referred for enrollment.

PENDING SENATE ACTION ON RESOLUTION

SCR 58, as amended, was called up for consideration.

Upon motion of President Pro Tempore Smith the Senate concurred in **HA** to **SCR 58**.

SCR 58, as amended, was read at length adopted upon motion of President Pro Tempore Smith, and ordered referred for enrollment.

BILL WITHDRAWN

Senator Terrill asked unanimous consent that **HB 1389** be withdrawn from the calendar and re-referred to the Committee on Education-Common, which was the order.

PENDING SENATE ACTION ON RESOLUTION

SR 63 was called up for consideration.

Senator Young asked unanimous consent that further consideration of **SR 63** be deferred, which was the order.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 305**, and naming House Conferees as follows: Spearman, Cate and Bamberger.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **SB 305** was introduced and read as follows:

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. 305 By Baggett of the Senate and Spearman and Boettcher of the House, entitled:

An Act relating to public finance; amending 62 O.S. 1961, § 41.26, as amended by Section 1, Chapter 52, O.S.L. 1968 *** 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 Engrossed House Amendment No. 1.

2. That the Engrossed Senate Bill No. 305 be enacted.

Respectfully submitted,

FOR THE SENATE: Baggett, Smalley, Payne.

FOR THE HOUSE: Spearman, Cate and Bamberger.

Senator Baggett asked unanimous consent that the **CCR** on **SB 305** be considered immediately, which was the order.

The **CCR** on **SB 305** was adopted upon motion of Senator Baggett.

SB 305, as amended 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, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Hoklen, Howell, Inhofe, Keels, Lamb, Lane, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley, Breckinridge, Howard, Luton, McCune, McSpadden, Medearis, Porter, Stansberry, Taliaferro, Trent.—13.

The Bill, as amended in Conference, was declared passed.

On the question of passage of emergency, the roll call resulted as follows:

Aye: Baggett, Berrong, Birdsong, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, McGraw, Martin, Miller, Murphy, Nichols, Payne, Phillips, Rogers, Smalley, Smith, Stipe, Terrill, Williams, Young.—35.

Excused: Baldwin, Boecher, Bradley,

Breckinridge, Howard, Luton, McCune, McSpadden, Medearis, Porter, Stansberry, Taliaferro, Trent.—13.

The emergency was declared passed.

SB 305, together with Conference Committee Report thereon, was ordered transmitted to Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bill and/or Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **HB 1261**.

CONFERENCE COMMITTEE REPORT

The following **CCR** on **HB 1261** was introduced and read as follows:

Mr. Speaker
and

Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1261, and Engrossed Senate Amendments thereto, entitled:

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. 1970, § 2) and § 3; providing employments to which the workmen's compensation law applies; defining terms; repealing 85 O.S. 1961, § 2b, and 85 O.S. 1961, § 50; providing for severability; and providing operative date.
beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the attached conference committee substitute be adopted.

CCS for **HB 1261**—By Mountford, Finch and Bamberger of the House and Stipe of the Senate—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. 1970, § 2), and § 3; providing employments to which the workmen's compensa-

tion law applies; defining terms; repealing 85 O.S. 1961, § 2b, and 85 O.S. 1961, § 50; providing for severability; and providing operative date.

Be it enacted by the people of the State of Oklahoma:

SECTION 1. 85 O.S. 1961, § 2, as last amended by Section 1, Chapter 331, O.S.L. 1967 (85 O.S. 1970, § 2), is amended to read as follows:

§ 2. Compensation provided for in this [act] TITLE shall be payable for injuries sustained by [employees engaged in the following hazardous employments, to wit: Factories, cotton gins, mills and work shops where machinery is used; printing, electrotyping, photoengraving and stereotyping plants where machinery is used; foundries, blast furnaces, mines, wells, gas works, gasoline plants, oil refineries and allied plants and works, waterworks, reduction works, elevators, dredges, smelters, powder works, glass factories, laundries operated by power, creameries or milk processing plants operated by power, custom or commercial feed lots offering services to the public for the feeding of livestock, quarries, construction and engineering works, construction and operation of pipelines, tanneries, paper mills, transfer or storage, construction of public roads, wholesale mercantile establishments, employees employed exclusively as clerical workers excepted; operation and repair of elevators in office buildings; theaters where picture machines or mechanically operated stage apparatus or fixtures are in use; logging, lumbering or lumber yards, intracity buses, street railroads, railroads using a trolley for electrical operation as to employees engaged in intrastate commerce; buildings being constructed, repaired, moved or demolished, farm buildings and farm improvements excepted; telegraph, telephone, electric light or power plants or lines; steam heating or power plants and steam railroads not engaged in intrastate commerce; motor vehicles operating as motor carriers for the transportation of passengers or prop-

erty for compensation, or motor vehicles used to transport products manufactured or processed by a business concern, repairing or servicing of appliances that utilize electricity, natural gas, liquefied petroleum gas or gasoline and all state employees working as guards, attendants and all other persons engaged in hazardous employment at state penitentiaries and reformatories, state mental hospitals, state schools for mentally retarded, the commodity warehouses and the state institutions under the jurisdiction of the State Department of Public Welfare or the Oklahoma Public Welfare Commission, the State Fire Marshal, Assistant Fire Marshal, deputies, agents and inspectors of the Office of the State Fire Marshal, enforcement officers of the Safety Responsibility Division and other employees engaged in hazardous employment of the Department of Public Safety, school district employees engaged in hazardous employment, uniformed personnel of the State Highway Patrol, State Crime Bureau, county sheriff's and deputies, members of a police department, members of garbage and sanitation departments and fire departments, of any incorporated city or town, and all other persons engaged in hazardous employment for any incorporated city or town.] AN EMPLOYEE ARISING OUT OF AND IN THE COURSE OF HIS EMPLOYMENT; PROVIDED, HOWEVER, THIS ACT IS NOT APPLICABLE TO EMPLOYEES ENGAGED IN THE FOLLOWING EMPLOYMENTS: FARMING; DAIRY FARMING; PROCESSING PLANTS ON FARMS; CONSTRUCTION OR DEMOLITION WORK ON FARMS; HOUSEHOLD OR DOMESTIC WORK; CASUAL EMPLOYEES; PROFESSIONAL ATHLETICS; INTERSTATE TRANSPORTATION BY RAILROAD, AIRLINES, OR RIVER NAVIGATION.

SECTION 2. 85 O.S. 1961, § 3, is amended to read as follows:

§ 3. (1) ["Hazardous employment" shall mean manual or mechanical work or labor, connected with or incident to one of

the industries, plants, factories, lines, occupations, or trades mentioned in Section 13349, except employees engaged as clerical workers exclusively, and shall not include anyone engaged in agriculture, including dairy farming, horticulture, or stock raising or employees of steam railroads engaged in interstate commerce.

[(2) "Commission"] "COURT" means the State Industrial Commission as constituted by this act.

[(3)] (2) "Employer," except when otherwise expressly stated, means a person, partnership, association, corporation, and the legal representatives of a deceased employer, or the receiver or trustee of a person, partnership, association or corporation [employing workmen in hazardous employment, and shall include the state, county, city or any municipality when engaged in any hazardous work within the meaning of this act in which workmen are employed for wages; provided, however, that so long as by state law, city charter or municipal ordinances, provisions equal to or better than that given under the terms of this act, made for such employees injured in the course of employment, such employees shall not be entitled to the benefits of this act.] "EMPLOYER" AS USED IN THIS ACT ALSO INCLUDES THE STATE AND DEPARTMENTS AND SUBDIVISIONS THEREOF, COUNTIES AND DIVISIONS THEREOF, BOARDS OF EDUCATION, AND INCORPORATED CITIES OR TOWNS, AND DIVISIONS THEREOF.

[(4)] (3) "Employer means any person engaged [in manual or mechanical work, or labor] in the employment of any person, firm or corporation [carrying on a business] covered by the terms of this act, and shall include workmen associating themselves together under an agreement for performance of a particular piece of work, in which event such persons so associating themselves together shall be deemed employees of the person having the work executed; provided, that if such associated workmen shall employ

two or more laborers or workmen in the execution of such contract, then as to such employed workmen or laborers, both the associated employees and the principal employer shall at once become subject to the provisions of this act relating to independent contractors; provided, however, members of a partnership are specifically excluded from the foregoing definition of "employee" and such members of a partnership shall not be deemed to be employees as respects the benefits of this act; provided further, a partnership may elect to include any or all of its members as employees, if otherwise qualified, by endorsement to the policy specifically including them under any policy of insurance covering benefits under this act, and when so included such members shall be deemed to be employees as respects the benefits of this act. *[In all cases when the partner is actually employed in a hazardous occupation as an active worker, said partner shall be counted as a employee for the purpose of determining whether an employee of the partnership is subject to the provisions of the act.]* THE TERM "EMPLOYEE" ALSO INCLUDES ANY PERSON ENGAGED IN THE EMPLOYMENT OF THE STATE AND DEPARTMENTS AND DIVISIONS THEREOF, OF COUNTIES AND DIVISIONS THEREOF, OF BOARDS OF EDUCATION, AND OF INCORPORATED CITIES OR TOWNS AND DIVISIONS THEREOF.

[(5)] (4) "Employment" includes employment only in a trade, business or occupation carried on by the employer for pecuniary gain BUT SHALL INCLUDE THE OPERATIONS OF THE STATE AND DEPARTMENTS AND DIVISIONS THEREOF, COUNTIES AND DIVISIONS THEREOF, BOARDS OF EDUCATION, AND INCORPORATED CITIES OR TOWNS AND DIVISIONS THEREOF.

[(6)] (5) "Compensation" means the money allowance payable to an employee as provided for in this act.

[(7)] (6) "Injury or personal injury"

means only accidental injuries arising out of and in the course of employment and such disease or infection as may naturally result therefrom and occupational disease arising out of and in the course of employment as herein defined.

[(8)] (7) "Wages" means the money rate at which the service rendered is recompensed under the contract of hiring in force at the time of the injury, including the reasonable value of board, rent, housing, lodging, or similar advantage received from the employer.

[(9)] (8) "Insurance Carrier" shall include stock corporations, reciprocal or interinsurance associations, or mutual associations with which employers have insured, and employers permitted to pay compensation, directly under the provisions of subdivision (d) of Section [13374] 61 OF THIS TITLE.

[(10)] (9) "Factory" means any undertaking in which the business of working at commodities is carried on with machinery, either in manufacture, repair, cleaning or assorting, and shall include the premises, yard and plant of the concern, but shall not include any such plants or machinery used on farms.

[(11)] (10) "Workshop" means any premises, yard, plant, room or place wherein machinery is employed and manual or mechanical labor is exercised by way of trade for gain or otherwise, or incidental to the process of making, altering, repairing, printing or ornamenting, cleaning, finishing, or adopting for sale or otherwise, any article, or part of article, machine or thing over which premises, room or place the employer of the person working therein has the rights of access or control.

[(12)] (11) "Mine" means any mine where coal, ore, mineral, gypsum, or rock is dug or mined under the ground.

[(13)] (12) "Quarry" means an opening or cut from which coal is mined, or clay, ore, mineral, gypsum, gravel, sand or rock is cut or taken for manufacturing, building or construction purposes.

[(14)] (13) "Construction work" or "engineering work" means improvement or alteration or repair of buildings, structures, streets, highways, sewers, street rail ways, railroads, logging roads, interurban railroads, electric, steam or water plants, telegraph and telephone plants and lines, electric lines or power lines and includes any other work or the construction, altering or repairing for which machinery driven by mechanical power is used.

[(15) *Where several classes or kinds of work are performed the Commission shall classify such employment, and the provisions of this act shall apply only to such employees as are engaged in manual or mechanical labor of a hazardous nature.*]

[(16)] (14) [The] EXCEPT AS HEREINAFTER PROVIDED, THE following diseases shall be deemed to be occupational diseases: (a) Poisoning by (1) Aluminum Trioxide; (2) Arsenic; (3) Benzol or its homologues and derivatives; (4) Beryllium; (5) Cadmium; (6) Carbon Bisulphide; (7) Carbon Dioxide; (8) Carbon Monoxide; (9) Chlorine; (10) Cyanide; (11) Formaldehyde; (12) Halogenated hydrocarbons; (13) Hydrochloric Acid; (14) Hydrofluoric Acid; (15) Hydrogen Sulphide; (16) Lead; (17) Manganese; (18) Mercury; (19) Methanol (Wood Alcohol); (20) Methyl Chloride; (21) Nitrous Fumes; (22) Nitric Acid; (23) Lead Tetra Ethyl; (24) Phosphorous; (25) Selenium; (26) Tellurium; (27) Thallium; (28) Zinc;

(b) Anthrax caused by handling of wool, hair, bristles, hides and skins;

(c) Synovitis, Tenosynovitis, or Bursitis due to an occupation involving continual or repeated pressure on the parts affected;

(d) Chrome ulceration;

(e) Compressed air illness;

(f) Dermatitis, that is, inflammation of the skin due to oil, cutting compounds or lubricants, dust, liquids, fumes, gases or vapors;

(g) Diseased condition caused by exposure to X-rays or radioactive substances.

(h) Cataract in glass workers due to heat and glare of molten glass;

(i) (Spitheliomatous cancer) or ulceration of the skin or of the corneal surface of the eye caused by tar, pitch, bitumen, mineral oil or paraffin or any compound, product or residue of any of these substances;

(j) Glanders and other diseased conditions caused by handling any equine animal or the carcass of any such animal;

(k) Nystagmus incurred in underground work;

(l) Asbetosis;

(m) Silicosis;

(n) Anthracosispulmonary fibrosis caused by the breathing of coal dust not containing SO₂;

(o) Known diseases contracted by virtue of work connected with and directly traceable to fissionable materials or radioactive materials and not specifically listed herein;

(P) ANY DISEASE OR CONDITION ARISING OUT OF AND IN COURSE OF EMPLOYMENT.

OCCUPATIONAL DISEASE SHALL INCLUDE ONLY THOSE DISEASES WHICH ARE DUE TO CAUSES AND CONDITIONS WHICH ARE CHARACTERISTIC OF AND PECULIAR TO THE PARTICULAR TRADE, OCCUPATION, PROCESS OR EMPLOYMENT IN WHICH THE EMPLOYEE IS EXPOSED TO SUCH DISEASE OR CONDITIONS OF EMPLOYMENT.

SECTION 3. 85 O.S. 1961, § 2b, and 85 O.S. 1961, § 50, are hereby repealed.

SECTION 4. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.

SECTION 5. This act shall become operative October 1, 1971.

Respectfully, submitted,

FOR THE SENATE: Stipe, Phillips, Payne.

FOR THE HOUSE: Mountford, Finch, Greenhaw.

Senator Stipe moved the adoption of the CCR on **HB 1261**.

Senator Hamilton moved, as a substitute motion, that the Senate reject the CCR on **HB 1261**, request further conference, and instruct the Conferees to accept Senate amendments passed previously this day.

President Pro Tempore Smith presiding.

Senator Stipe moved to table the Hamilton substitute motion, which motion to table failed upon roll call as follows:

Aye: Garrison, Ham, Hargrave, Howard, Inhofe, Luton, Payne, Smith, Stipe.—9.

Nay: Baldwin, Berrong, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Hamilton, Holden, Howell, Lamb, McCune, Martin, Miller, Murphy, Nichols, Smalley, Terrill, Williams, Young.—24.

Excused: Baggett, Birdsong, Boecher, Bradley, Keels, Lane, McGraw, McSpadden, Medearis, Phillips, Porter, Rogers, Stansberry, Taliaferro, Trent.—15.

The vote occurring on the Hamilton substitute motion, it was declared adopted.

President Pro Tempore Smith declared **HB 1261** returned to conference.

PENDING SENATE ACTION ON RESOLUTION

SR 63 was considered further.

SR 63 was read at length, adopted upon motion of Senator Young, and ordered referred for enrollment.

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 President Pro Tempore Smith pre-

siding, who made the following announcements:

The Senate, in executive session and upon motion of Senator Baldwin, advised and consented to the confirmation of ROBERT STEPHENS, Anadarko, as a Member of the Oklahoma State Board of Nursing Homes for a three (3) year term ending April 30, 1974, and effective upon Senate confirmation. Mr. Stephens succeeds himself.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of PAUL FREEMAN, Broken Arrow, to the War Veterans Commission to serve a two (2) year term ending July 1, 1972, and effective upon Senate confirmation. Mr. Freeman succeeds himself.

The Senate, in executive session and upon motion of Senator Holden, advised and consented to the confirmation of GEORGE ARMSTRONG, Marlow, to the War Veterans Commission for a three (3) year term ending July 1, 1973, and effective upon Senate confirmation. Mr. Armstrong succeeds himself.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of THOMAS GILMER, Okmulgee, to the War Veterans Commission to serve a three (3) year term ending January 1, 1973, and effective upon Senate confirmation. Mr. Gilmer succeeds himself.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of JACK PROPPS, Altus, as a Member of the Oklahoma State Board of Nursing Homes for a three (3) year term ending April 30, 1974, and effective upon Senate confirmation. Mr. Propps succeeds Naomi Boyce.

The Senate, in executive session and upon motion of Senator Luton, advised and consented to the confirmation of DALE SCOTT, Muskogee, as a Member of the Oklahoma State Board of Nursing Homes for a three (3) year term ending April 30,

1973, and effective upon Senate confirmation. Mr. Scott succeeds Mrs. Dessie Mill-sap.

The Senate, in executive session and upon motion of Senator Berrong, advised and consented to the confirmation of L. L. "RED" MALES, Cheyenne, as a Member of the Water Resources Board for a seven (7) year term ending May 14, 1977, and effective upon Senate confirmation. Mr. Males succeeds himself.

The Senate, in executive session and upon motion of Senator Field, advised and consented to the confirmation of GENE ERNEST, Alva, as a Member of the State Soil Conservation Board for a five (5) year term ending June 30, 1976, and effective upon Senate confirmation. Mr. Ernest succeeds Raymond Watson.

The Senate, in executive session and upon motion of Senator Miller, advised and consented to the confirmation of WALTER WOOLLEY, JR., Ada, as a Member of the State Soil Conservation Board for a five (5) year term ending May 30, 1975, and effective upon Senate confirmation. Mr. Woolley succeeds Mr. Coursens.

The Senate, in executive session and upon motion of Senator Hamilton, advised and consented to the confirmation of BENTLEY BEAMS, Talihina, as a Member of the Oklahoma Indian Affairs Commission for a three (3) year term ending August 15, 1972, and effective upon Senate confirmation. Mr. Beams succeeds Bob Miller.

The Senate, in executive session and upon motion of Senator Ferrell, advised and consented to the confirmation of CARLOTTA FRUIN, Guthrie, as a Member of the Oklahoma Department of Libraries Board for a six (6) year term ending July 1, 1975, and effective upon Senate confirmation. Carlotta Fruin succeeds Mrs. Elton LeHew.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of OMAR G. STEPHENSON, Norman, as a Mem-

ber of the Oklahoma State Board of Public Accountancy for a five (5) year term ending June 30, 1975, and effective upon Senate confirmation. Mr. Stephenson succeeds Mr. O. L. Peters.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of MARVIN H. WATTS, Tulsa, as a Member of the Oklahoma Military Historical Commission for a four (4) year term ending August 15, 1974, and effective upon Senate confirmation. Mr. Watts succeeds himself.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of IRVING S. FENSTER, Tulsa, as a Member of the State Banking Board for a six (6) year term ending June 1, 1976, and effective upon Senate confirmation. Mr. Fenster replaces Maurice Lampe.

The Senate, in executive session and upon motion of Senator Stipe, advised and consented to the confirmation of KELLY E. DEBUSK, Wilburton, as a Member of the Oklahoma Industrial Development and Park Commission for a six (6) year term ending August 1, 1976, and effective upon Senate confirmation. Mr. DeBusk succeeds Mr. Sam Noble.

The Senate, in executive session and upon motion of Senator Murphy, advised and consented to the confirmation of DR. NATHANIAL WALKER, Stillwater, as a Member of the Board of Registration for Foresters for a five (5) year term ending June 1, 1976, and effective upon Senate confirmation. Dr. Walker succeeds himself.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of O. H. FORD, Grandfield, as a Member of the Industrial Finance Authority for a six (6) year term ending October 11, 1976, and effective upon Senate confirmation. Mr. Ford succeeds Elliott Forbis.

The Senate, in executive session and

upon motion of President Pro Tempore Smith on behalf of Senator Medearis, advised and consented to the confirmation of DR. TOM MORGAN, Tahlequah, as a Member of the Board of Regents of Oklahoma Colleges for a nine (9) year term ending June 10, 1979, and effective upon Senate confirmation. Dr. Morgan succeeds Mrs. W. B. Pruitt.

The Senate, in executive session and upon motion of Senator Miller, advised and consented to the confirmation of DR. JAMES A. THOMAS, Ada, as a Member of the Board of Regents of Oklahoma Colleges, for a nine (9) year term ending June 10, 1980, and effective upon Senate confirmation. Dr. Thomas replaces Thomas Walch.

The Senate, in executive session and upon motion of Senator Murphy, advised and consented to the confirmation of DR. J. C. EVANS, Stillwater, as a Member of the Commission on Fire Protection Personnel Standards and Education for a three (3) year term ending August 1, 1973, and effective upon Senate Confirmation. Dr. Evans succeeds himself.

The Senate, in executive session and upon motion of Senator Williams, advised and consented to the confirmation of MRS. OLA MOREY, Woodward, as a Member of the Commission on Alcoholism for a six (6) year term ending April 30, 1976, and effective upon Senate confirmation. Mrs. Morey succeeds Mr. Sherry.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of JACK E. NAIFEH, Tulsa, as a Member of the War Veterans Commission for a two (2) year term ending July 1, 1972, and effective upon Senate confirmation. Mr. Naifeh succeeds himself.

The Senate, in executive session and upon motion of Senator McCune, advised and consented to the confirmation of MRS. TRUMAN BENNETT, Oklahoma City, as a Member of the Board of Trustees of the Teachers Retirement System of

Oklahoma for a seven (7) year term ending July 1, 1977, and effective upon Senate confirmation. Mrs. Bennett succeeds Gene Scovel.

The Senate, in executive session and upon motion of Senator Baggett, advised and consented to the confirmation of WAYNE R. VON FELDT, Oklahoma City, as a Member of the Board of Trustees of the Teachers Retirement System of Oklahoma for a seven (7) year term ending July 1, 1977, and effective upon Senate confirmation. Mr. Von Feldt succeeds Jimmie Legate.

The Senate, in executive session and upon motion of Senator Payne, advised and consented to the confirmation of JUDGE DON BARNES, Okmulgee, as a Member of the Court of Bank Review for a six (6) year term ending June 1, 1972, and effective upon Senate confirmation. Judge Barnes succeeds Judge Laton Doty.

The Senate, in executive session and upon motion of Senator Breckinridge, advised and consented to the confirmation of JUDGE RAYMOND GRAHAM, Tulsa, as a Member of the Court of Bank Review for a six (6) year term ending June 1, 1974, and effective upon Senate confirmation. Judge Graham succeeds Judge Elvin G. Brown.

The Senate, in executive session and upon motion of President Pro Tempore Smith, advised and consented to the confirmation of NEVER FAIL, JR., Tulsa, as a Member of the Oklahoma Industrial Development and Park Commission for a six (6) year term ending August 1, 1972, and effective upon Senate confirmation. Mr. Fail succeeds Mr. George Stevens.

The Senate, in executive session, the President Pro Tempore suspended the Rules and recognized Senator Stipe, Chairman of Public Safety and Penal Affairs Committee, who moved on behalf of Senator Porter, that the Senate advise and consent to the confirmation of LEROY W. KIRK, Oklahoma City, as a Member of the State Board of Corrections for a six

(6) year term ending March 15, 1973, and effective upon Senate Confirmation Mr. Kirk succeeds Mr. Booker.

The Senate, in executive session and upon motion of Senator Ferrell, advised and consented to the confirmation of WILLIAM E. MAYBERRY, Guthrie, as Commissioner of the Department of Public Safety to serve at the pleasure of the Governor, and effective upon Senate confirmation. Mr. Mayberry succeeds Mr. Robert R. Lester.

The Senate, in executive session and upon motion of Senator Lamb, advised and consented to the confirmation of DON FROESE, Enid, as a Member of the Commission on Fire Protection Personnel Standards and Education for a four (4) year term ending August 1, 1974, and effective upon Senate confirmation. Mr. Froese succeeds Nathan Stufflebean.

The Senate, in executive Session and upon motion of Senator Murphy, advised and consented to the confirmation of EVERETT HUDIBERG, Stillwater, as a Member of the Commission on Fire Protection Standards and Education for a one (1) year term ending August 1, 1971, and effective upon Senate confirmation. Mr. Hudiberg succeeds himself.

The Senate, in executive session and upon motion of Senator Phillips, advised and consented to the confirmation of J. R. HUXALL, Miami, as a Member of the Commission on Fire Protection Personnel Standards and Education for a two (2) year term ending August 1, 1972, and effective upon Senate confirmation. Mr. Huxall succeeds himself.

The Senate, in executive session and upon motion of Senator Smalley, advised and consented to the confirmation of LESLIE JUDD, Moore, as a Member of the State Board of Registration, Professional Engineers and Land Surveyors for a five (5) year term ending June 28, 1976, and effective upon Senate confirmation. Mr. Judd succeeds W. D. Owsley.

The Senate, in executive session, the

President Pro Tempore suspended the Rules and recognized Senator Holden, Chairman of the Committee on Professions and Occupations, who moved on behalf of Senator Porter, that the Senate advise and consent to the confirmation of ROXIE MILLER, Oklahoma City, as a Member of the State Board of Electrology for a (3) three year term ending May 10, 1973, and effective upon Senate confirmation. Mrs. Roxie Miller replaces Mrs. Mary Crozier.

The Senate, in executive session, the President Pro Tempore suspended the Rules and recognized Senator Holden, Chairman of the Committee on Professions and Occupations, who moved on behalf of Senator Porter, that the Senate advise and consent to the confirmation of MAURINE MINK, Oklahoma City, as a Member of the State Board of Electrology for a three (3) year term ending May 10, 1973, and effective upon Senate confirmation. Mrs. Mink replaces Dr. Burgdorf.

The Senate, in executive session and upon motion of Senator Rogers, advised and consented to the confirmation of DONALD E. STAUFFER, Oklahoma City, as a Member of the Board of Registration for Foresters for a five (5) year term ending June 1, 1975, and effective upon Senate confirmation. Mr. Stauffer succeeds himself.

The Senate, in executive session and upon motion of Senator Crow, advised and consented to the confirmation of JESSE DALE DOWDY, Headrick, as Director of Civil Defense to serve at the Governor's pleasure, and effective upon Senate confirmation. Mr. Dowdy succeeds Mr. Don Guier.

The Senate, in executive session and upon motion of Senator Capps, advised and consented to the confirmation of PAUL D. STUMBAUGH, Mangum, as a Member of the Pardon and Parole Board for a term co-terminous with the Governor, and effective upon Senate confirmation. Mr. Stumbaugh replaces Dr. R. B. Taylor.

The Senate, in executive session and upon

motion of Senator Garrison, on behalf of Senator Stansberry, advised and consented to the confirmation of LARRY CASSIL, Oklahoma City, as a Member of the Capitol Medical Center Improvement and Zoning Commission for a three (3) year term ending January 31, 1972, and effective upon Senate confirmation. Mr. Cassil succeeds John R. Sadberry.

The Senate, in executive session and upon motion of Senator Garrison, on behalf of Senator Stansberry, advised and consented to the confirmation of JAMES E. HOPE, Oklahoma City, as a Member of the Capitol Medical Center Improvement and Zoning Commission for a three (3) year term ending January 31, 1974, and effective upon Senate confirmation.

The Senate, in executive session and upon motion of Senator Garrison, on behalf of Senator Stansberry, advised and consented to the confirmation of HUGH HAUGHERTY, Oklahoma City, as a Member of the War Veterans Commission for a two (2) year term ending July 1, 1972, and effective upon Senate confirmation. Mr. Haugherty succeeds himself.

Senator Rogers raised the question of "No Quorum". The Presiding Officer ordered the roll called, following which he declared a quorum.

COMMITTEE APPOINTMENT

President Pro Tempore Smith appointed the following members to the Governmental Study Committee, as provided under **SJR 35**:

Senators Luton, Baggett, Smalley, and Breckinridge.

Senator Terrill moved that the President Pro Tempore appoint a committee of three (3) to notify the Governor of Sine Die Adjournment and to invite escort him to the Senate Chamber.

President Pro Tempore Smith appointed Senators Payne, Howell and Nichols.

The Sergeant At Arms was recognized and advised the presence of the Governor,

the Honorable David Hall, accompanied by the Committee appointed to escort him to the Senate chamber.

Governor Hall was escorted to the President's desk where he briefly addressed the Senate and extended his appreciation for the splendid cooperation he had received.

COMMITTEE DISCHARGED

The Committee appointed to notify the Governor RE Sine Die Adjournment and to invite and escort him to the Senate Chambers, having performed its duty was ordered discharged.

Senator Terrill moved when the clerk's desk is cleared, and pursuant to **SCR 58**, the Senate of the First Regular Session of the Thirty-Third Legislature adjourned Sine Die, which motion was declared adopted.

Senator Rogers presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 9, 60, 61, 65, 66, 73, 87, 174, 282, 307, 311, 317 and 325, SJR 39 and SCR 68 each correctly enrolled.

Enrolled **SBs 9, 60, 61, 65, 66, 73, 87, 174, 282, 307, 311, 317 and 325 and SJR 39** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SCR 68** was properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 38 SBs 6, 7, 58, 72, 75, 84, 90, 120, 142, 4, 239, 343.**

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

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 305**.

The above numbered Bill and/or Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1325** and **HB 1414**.

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1108, 1125, 1299, 1479** and **HJR 1025**.

The above numbered Enrolled Bills and/or Resolutions were after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 58**.

The above numbered Enrolled Resolution was ordered referred to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SJR 39** and **SBs 60, 61, 65, 66, 73, 87, 174, 282, 307, 317, 325**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of transmitting for signature Enrolled **HCR 1051**.

The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1154, 1155, 1440**.

The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 207, 295, 298, 304, 305; SJRs 4 and 33; and SRs 63 and 67 each correctly enrolled.

Enrolled **SBs 207, 295, 298, 304, 305, and SJRs 4 and 33** were, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Enrolled **SRs 63 and 67** were, after fourth reading properly signed and transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising concurrence in **SAs** to and passage of Engrossed **HB 1257**, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SBs 9, 207, 295, 298, 304, 305, 311, and SJR 33**.

The above numbered Enrolled Bills and/or Resolutions were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading and returning Enrolled **SJR 4**.

The above numbered Enrolled Resolution was transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled **SCR 68**.

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 1130, 1148, 1149, 1199, 1207, 1257, 1273, 1276, and HJR 1020. The above numbered Enrolled Bills and/or Resolutions were, after fourth reading, properly signed and ordered returned to the Honorable House.

There being no further business to come before the Senate, and as provided under the Terrill motion, and SCR 58, the Senate of the First Regular Session of the Thirty-Third Legislature adjourned Sine Die.

SENATE COMMITTEES

1st Session of
33d Legislature

J. 2 am
4-24

AGRICULTURE—9

Crow, Chairman

Williams, Vice-Chairman

Boecher	Field
Capps	Lane
Dahl	Miller
Ferrell	

APPROPRIATIONS AND BUDGET—20

McSpadden, Chairman

Hamilton, Vice-Chairman

Baldwin	Lane
Berrong	McCune
Capps	Medearis
Crow	Murphy
Ferrell	Nichols
Garrison	Phillips
Grantham	Rogers
Hargrave	Taliaferro
Inhofe	Trent

BANKS AND BANKING—7

Graves, Chairman

Terrill, Vice-Chairman

Bradley	Medearis
Capps	Rogers
Inhofe	

COMMERCE—6

Rogers, Chairman

Bradley, Vice Chairman

McGraw	Payne
Murphy	Taliaferro

Sub-Committee:

Public Service Corporations
Bradley

CONSTITUTIONAL REVISION AND RE-DISTRICTING—12

Baggett, Chairman

Phillips, Vice-Chairman

Boecher	Holden
Garrison	Howard
Grantham	Keels
Graves	Williams
Hamilton	Young

EDUCATION—COMMON—15

Miller, Chairman

Howell, Vice-Chairman

Baggett	Howard
Breckinridge	Lamb
Capps	Luton
Crow	Martin
Field	Terrill
Grantham	Trent
Hamilton	

EDUCATION—HIGHER—13

Luton, Chairman

Trent, Vice-Chairman

Baggett	Miller
Keels	Murphy
McCune	Porter
McGraw	Smalley
Medear	Stansberry
	Terrill

ENVIRONMENTAL QUALITY—8

Howard, Chairman

Boecher, Vice Chairman

Crow	Lane
Graves	Martin
Hamilton	Nichols

GOVERNMENTAL REFORM—7

Hargrave, Chairman
 Hamilton, Vice-Chairman
 Breckinridge Stansberry
 Crow Taliaferro
 Medearis

INDUSTRIAL AND LABOR
RELATIONS—7

Payne, Chairman
 Birdsong, Vice-Chairman
 Luton Phillips
 McGraw Stipe
 Young

INSURANCE—6

Berrong, Chairman
 Inhofe, Vice-Chairman
 Birdsong Rogers
 Field Young

JUDICIARY—12

Grantham, Chairman
 Garrett, Vice-Chairman
 Garrison Luton
 Ham Porter
 Howard Smalley
 Howell Stipe
 Lamb Young

MUNICIPAL GOVERNMENT—7

Ham, Chairman
 Smalley, Vice-Chairman
 Birdsong Inhofe
 Howard Luton
 Howell

OIL AND GAS—7

Nichols, Chairman
 Garrison, Vice-Chairman
 Bradley Holden
 Dahl Phillips
 Ferrell

PARKS, FORESTRY AND INDUSTRIAL
DEVELOPMENT—6

Lane, Chairman
 Dahl, Vice-Chairman
 Boecher Martin
 Keels Williams

PROFESSIONS AND OCCUPATIONS—8

Holden, Chairman
 Breckinridge, Vice-Chairman
 Baggett Martin
 Hargrave Stansberry
 McSpadden Williams

PUBLIC SAFETY AND PENAL
AFFAIRS—8

Stipe, Chairman
 McCune, Vice-Chairman
 Birdsong Howell
 Garrett Lamb
 Hargrave Porter

PUBLIC AND MENTAL HEALTH—13

Martin, Chairman
 Stansberry, Vice-Chairman
 Berrong Nichols
 Garrett Payne
 Graves Porter
 Lamb Smalley
 McCune Williams
 Miller

REVENUE AND TAXATION—10

Taliaferro, Chairman
 Ferrell, Vice-Chairman
 Baggett Garrett
 Baldwin Smalley
 Berrong Stipe
 Bradley Terrill

ROADS AND HIGHWAYS—17

Murphy, Chairman
 Medearis, Vice-Chairman
 Bradley Keels
 Dahl Lamb
 Ferrell McGraw
 Garrison McSpadden
 Grantham Nichols
 Ham Phillips
 Holden Trent
 Young

SOCIAL WELFARE—9

Porter, Chairman

Nichols, Vice-Chairman

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Conference granted, HCs named ..	248
CCR read, consideration deferred ..	1035
CCR adopted, passed—to House ..	1069
Referred for enrollment	1133
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 24, 1971.	

SB 59—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Secretary of State * * * appropriations * * * emergency.

1st Reading	70
2d Reading	77
CR	104
Considered, advanced, 3d Reading, referred	113
Engrossed—To House	119
HAS read, consideration deferred ..	237
HAS rejected, Conference requested ..	246
SCs appointed	246
Conference granted, HCs named ..	248
CCR read, consideration deferred ..	1036
CCR adopted, passed—To House ..	1069
Referred for enrollment	1133
Enrolled—4th Reading	1169
To Governor	1174
Approved by Governor June 17, 1971.	

SB 60—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Secretary of the State Election Board * * * appropriations * * * emergency.

1st Reading	70
2d Reading	77
CR	96
Considered, advanced, 3d Reading, referred	105
Engrossed—To House	112
HAS read, consideration deferred ..	217
HAS rejected, Conference requested ..	224
SCs appointed	224
Conference granted, HCs named ..	229
CCR read, consideration deferred ..	1037
CCR rejected, further Conference requested	1070
Reconsidered vote by which CCR rejected	1125
CCR adopted, passed—To House ..	1135
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	

SB 61—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the State Examiner and Inspector appro-

priations thereto; * * * emergency.	
1st Reading	70
2d Reading	77
CR	104
Considered, advanced, 3d Reading, referred	114
Engrossed—To House	119
HAs read, consideration deferred ..	237
HAs rejected, Conference requested ..	246
Conference granted, HCs named ..	248
CCR read, consideration deferred ..	874
CCR adopted, passed—To House ..	935
Referred for enrollment	950
Recalled	973
House reconsiders vote by which Bill passed, as amended in Conference; by which CCR adopted; refuse to adopt CCR and requests further Conference	973
House reconsiders vote by which Bill passed, as amended; by which CCR adopted; refuses to adopt CCR and requests further Conference	1007
Further Conference granted	1057
2d CCR read, consideration deferred	111
2d CCR adopted, passed—To House ..	115
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	
SB 62— By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of Community Affairs and Plannir * * appropriations thereto; * * * emergency.	
1st Reading	70
2d Reading	77
CR	96
Considered, advanced, 3d Reading, referred	105
Engrossed—To House	112
HAs read, consideration deferred ..	237
HAs rejected, Conference requested ..	246
SCs appointed	246
Conference granted, HCs named ..	248
CCR read, consideration deferred ..	953
CCR adopted, passed—To House ..	971
Referred for enrollment	1045
Enrolled—4th Reading	1107

To Governor	1118
Approved by Governor June 12, 1971.	

SB 63—By McSpadden and Hamilton of
the Senate and Willis and Miskelly of the
House—An Act relating to the Oklahoma
Tax Commission * * * appropriation * * *
emergency.

1st Reading	71
2d Reading	77
CR	224
Considered, advanced, 3d Reading, referred	294
Engrossed—To House	299
HAs read, consideration deferred	339
HAs rejected, Conference requested ..	359
SCs appointed	359
Conference granted, HCs named	365
CCR read, consideration deferred	828
CCR adopted, passed—To House	937
Referred for enrollment	950
Enrolled—4th Reading	992
To Governor	998
Approved by Governor June 8, 1971.	

SB 64—By McSpadden and Hamilton of
the Senate and Willis and Miskelly of the
House—An Act relating to the Office of
the Court of Criminal Appeals* * * appro-
priations * * * emergency.

1st Reading	71
2d Reading	77
CR	251
Considered, advanced, 3d Reading, referred	259
Engrossed—To House	267
HAs read, consideration deferred ..	339
HAs rejected, Conference requested ..	359
SCs appointed	359
Conference granted, HCs named	365
CCR read, consideration deferred ..	765
CCR adopted, passed—To House ..	938
Referred for enrollment	950
Enrolled—4th Reading	992
To Governor	998
Approved by Governor June 8, 1971.	

SB 65—By McSpadden and Hamilton of
the Senate and Willis and Miskelly of the
House—An Act relating to the Office of the
District Courts * * * appropriations * * *
emergency.

1st Reading	71
2d Reading	77
CR	251
Considered, advanced, 3d Reading, referred	260
Engrossed—To House	267
HAs read, consideration deferred...	339
HAs rejected, Conference requested...	359
SCs appointed	359
Conference granted, HCs named....	365
CCR read, consideration deferred...	875
CCR adopted, passed—To House....	938
CCR rejected, further Conference Requested	949
Further Conference granted	1037
2d CCR read, consideration deferred...	1119
2d CCR adopted, passed—To House...	1136
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 25, 1971.	

SB 66—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the State Supreme Court * * * appropriations * * * emergency.

1st Reading	71
2d Reading	77
CR	251
Considered, advanced, 3d Reading, referred	260
Engrossed—To House	267
HAs read, consideration deferred...	339
HAs rejected, Conference requested...	359
SCs appointed	359
Conference granted, HCs named....	365
CCR read, consideration deferred....	1121
CCR adopted, passed—To House....	1135
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	

SB 67—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma State Regents for Higher Education and * * * appropriation; * * * emergency.

1st Reading	71
2d Reading	77

CR	251
Considered, advanced, 3d Reading, referred	261
Engrossed—To House	267
Referred for enrollment	328
Enrolled—4th Reading	343
To Governor	348
Approved by Governor March 22, 1971.	

SB 68—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Educational Television Authority * * * appropriation * * * emergency.

1st Reading	71
2d Reading	77
CR	130
Considered, advanced, 3d Reading, referred	142
Engrossed—To House	146
HAs read, consideration deferred ...	237
HAs rejected, Conference requested...	246
SCs appointed	246
Conference granted, HCs named....	248
CCR read, consideration deferred....	927
CCR adopted, passed—To House....	967
Referred for enrollment	1045
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 12, 1971.	

SB 69—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Commissioners of the Land Office * * * appropriation * * * an emergency.

1st Reading	71
2d Reading	77
CR	157
Considered, advanced, 3d Reading, referred	165
Engrossed—To House	173
Referred for enrollment	328
Enrolled—4th Reading	343
To Governor	348
Approved by Governor March 22, 1971.	

SB 70—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Commission on Education; * * * appropriation * * * emergency.

1st Reading	72
2d Reading	77
CR	104
Considered, advanced, 3d Reading, referred	114
Engrossed—To House	119
HAs read, consideration deferred ..	217
HAs rejected, Conference requested..	224
SCs appointed	224
Conference granted, HCs named	229
CCR read, consideration deferred	927
CCR adopted, passed—To House	968
Referred for enrollment	1045
Enrolled—4th Reading	1107
To Governor	1119
Approved by Governor June 12, 1971.	

SB 71—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Board of Trustees of the Oklahoma Rural Medical Education Loan and Scholarship Fund; * * * appropriation * * * emergency.

1st Reading	72
2d Reading	77
CR	224
Considered, advanced, 3d Reading, referred	224
Engrossed—To House	231
HAs read, consideration deferred ..	275
HAs rejected, Conference requested	281
SCs appointed	281
Conference granted, HCs named	291
CCR read, consideration deferred ..	765
CCR rejected, further Conference requested	765
Further Conference granted	765
2d CCR read, consideration deferred	953
2d CCR adopted, passed—To House	969
Referred for enrollment	1045
Enrolled—4th Reading	1107
To Governor	1119
Approved by Governor June 12, 1971.	

SB 72—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Teachers' Retirement System; appropriation thereto; * * * emergency.

1st Reading	72
2d Reading	77

CR	187
Considered, advanced, 3d Reading, referred	199
Engrossed—To House	209
HAs read, consideration deferred ..	266
HAs rejected, Conference requested..	277
SCs appointed	277
Conference granted, HCs named	282
CCR read, consideration deferred	766
CCR adopted, passed—To House	860
Referred for enrollment	878
Enrolled—4th Reading	900
To Governor	902
Governor requested to return Bill; returned (SCR 59)	909; 935
House requested to reconsider vote by which Bill passed, as amended in Conference; by which CCR adopted; refuses to adopt CCR and request further Conference	963
House reconsiders vote by which Bill passed, as amended; by which CCR adopted; refused to adopt CCR and requests further Conference	989
Further Conference granted	1037
2d CCR read, consideration deferred	1038
2d CCR adopted, passed—To House..	1070
Referred for enrollment	1133
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 17, 1971.	

SB 73—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the J.M. Davis Memorial Commission * * * appropriation * * * emergency.

1st Reading	72
2d Reading	77
CR	161
Considered, advanced, 3d Reading, referred	173
Engrossed—To House	179
HAs read, consideration deferred ..	246
HAs rejected, Conference requested	253
SCs appointed	253
Conference granted, HCs named	259
CCR read, consideration deferred	1124
CCR adopted, passed—To House	1135
Referred for enrollment	1192
Enrolled—4th Reading	1227

To Governor 1228
 Approved by Governor June 24, 1971.

SB 74—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Will Rogers Memorial Commission appropriation * * * emergency.

1st Reading 72
 2d Reading 77
 CR 161

Considered, advanced, 3d Reading, referred 174

Engrossed—To House 179

HAs read, consideration deferred... 246

HAs rejected, Conference requested 253

SCs appointed 253

Conference granted, HCs named 259

CCR read, consideration deferred.... 877

CCR adopted, passed—To House.... 937

Referred for enrollment 950

Enrolled—4th Reading 992

To Governor 998

Approved by Governor June 8, 1971.

SB 75—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the State Department of Health * * * appropriations * * * emergency.

1st Reading 72

2d Reading 77

CR 96

Considered, advanced, 3d Reading, referred 106

Engrossed—To House 112

HAs read, consideration deferred .. 253

HAs rejected, Conference requested .. 262

SCs appointed 262

Conference granted, HCs named 263

CCR read, consideration deferred .. 1038

CCR adopted, passed—To House.... 1070

Referred for enrollment..... 1133

Enrolled—4th Reading 1210

To Governor 1227

Approved by Governor June 24, 1971.

SB 76—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the State Department of Health * * * appropriation * * * emergency.

1st Reading 72

2d Reading 77

CR 146

Considered, advanced, 3d Reading, referred 154

Engrossed—To House 158

Referred for enrollment 266

Enrolled—4th Reading 275

To Governor 282

Approved by Governor March 12, 1971.

SB 77—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Human Rights Commission * * * appropriations * * * emergency.

1st Reading 72

2d Reading 77

CR 146

Considered, advanced, 3d Reading, referred 155

Engrossed—To House 158

Referred for enrollment 259

Enrolled—4th Reading 267

To Governor 269

Approved by Governor March 8, 1971.

SB 78—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Indian Affairs Commission * * * appropriation * * * emergency.

1st Reading 72

2d Reading 77

CR 228

Considered, advanced, 3d Reading, referred 239

Engrossed—To House 247

HAs read, consideration deferred .. 300

HAs rejected, Conference requested 318

SCs appointed 318

Conference granted, HCs named 328

CCR read, consideration deferred .. 766

CCR adopted, passed—to House 863

Referred for enrollment 878

Enrolled—4th Reading 900

To Governor 902

Approved by Governor June 2, 1971.

SB 79—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma

Cerebral Palsy Center; * * * appropriation
* * * emergency.

1st Reading	73
2d Reading	77
CR	161
Considered, advanced, 3d Reading, referred	174
Engrossed—To House	179
HAs read, consideration deferred ..	266
HAs rejected, Conference requested ..	277
SCs appointed	277
Conference granted, HCs named ...	282
CCR read, consideration deferred ..	766
CCR adopted, passed—To House ...	860
Referred for enrollment	878
Enrolled—4th Reading	900
To Governor	902
Approved by Governor June 2, 1971.	

SB 80—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Public Welfare * * * appropriation * * * emergency.

1st Reading	73
2d Reading	77
CR	161
Considered, advanced, 3d Reading, referred	165
Engrossed—To House	179
HAs read, consideration deferred ..	275
HAs rejected, Conference requested ..	282
SCs appointed	282
Conference granted, HCs named ..	291
CCR read, consideration deferred ..	767
CCR adopted, passed—To House ...	859
Referred for enrollment	878
Enrolled—4th Reading	900
To Governor	902
Approved by Governor June 2, 1971.	

SB 81—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Department of Public Safety * * * appropriation * * * emergency.

1st Reading	73
2d Reading	77
CR	228
Considered, advanced, 3d Reading, referred	239

Engrossed—To House	247
HAs read, consideration deferred ..	300
HAs rejected, Conference requested ..	318
SCs appointed	318
Conference granted, HCs named	328
CCR read, consideration deferred ..	927
CCR adopted, passed—To House ...	971
Referred for enrollment	1045
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 12, 1971.	

SB 82—By McSpadden and Hamilton 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; * * * emergency.

1st Reading	73
2d Reading	77
CR	228
Considered, advanced, 3d Reading, referred	240
Engrossed—To House	247
HAs read, consideration deferred ..	378
HAs rejected, Conference requested ..	403
SCs appointed	403
Conference granted, HCs named ...	404
CCR read, consideration deferred ..	954
CCR adopted, passed—To House ...	969
Referred for enrollment	1045
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 12, 1971.	

SB 83—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Aeronautics Commission * * * appropriation * * * an emergency.

1st Reading	73
2d Reading	77
CR	157
Considered, advanced, 3d Reading, referred	166
Engrossed—To House	173
HAs read, consideration deferred ..	266
HAs rejected, Conference requested ..	277
SCs appointed	277
Conference granted, HCs named ...	282
CCR read, consideration deferred ..	877
CCR adopted, passed—To House ...	937

Referred for enrollment	950
Enrolled—4th Reading	992
To Governor	998
Approved by Governor June 8, 1971.	

SB 84—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Oklahoma Alcoholic Beverage Control Board * * * appropriation * * * emergency.

1st Reading	73
2d Reading	77
CR	228
Considered, advanced, 3d Reading, referred	247
Engrossed—To House	253
HAs read, consideration deferred ..	433
HAs rejected, Conference requested ..	466
SCs appointed	466
Conference granted, HCs named	471
CCR read, consideration deferred	767
CCR rejected, further Conference requested	861
Further Conference granted	874
2d CCR read, consideration deferred	1043
2d CCR adopted, passed—To House ..	1071
Referred for enrollment	1133
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 24, 1971.	

SB 85—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Banking Department * * * appropriations * * * emergency.

1st Reading	73
2d Reading	77
CR	187
Considered, advanced, 3d Reading, referred	200
Engrossed—To House	209
HAs read, consideration deferred ..	266
HAs rejected, Conference requested ..	277
SCs appointed	277
Conference granted, HCs named	282
CCR read, consideration deferred	768
CCR adopted, passed—To House	861
Referred for enrollment	878
Enrolled—4th Reading	900
To Governor	902

Approved by Governor June 2, 1971.

SB 86—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Corporation Commission; * * * appropriations * * * emergency.

1st Reading	74
2d Reading	77
CR	846
Considered, advanced, 3d Reading, referred	882
Reconsidered vote by which advanced, considered advanced, 3d Reading, referred	896
Engrossed—To House	912
Referred for enrollment	1011
Enrolled—4th Reading	1028
To Governor	1055
Approved by Governor June 12, 1971.	

SB 87—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Insurance Commissioner * * * appropriations * * * emergency.

1st Reading	74
2d Reading	77
CR	228
Considered, advanced, 3d Reading, referred	240
Engrossed—To House	247
HAs read, consideration deferred....	300
HAs rejected, Conference requested ..	318
SCs appointed	318
Conference granted, HCs named....	328
CCR read, consideration deferred....	1133
CCR adopted, passed—To House....	1136
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	

SB 88—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Department of Labor * * * appropriations * * * emergency.

1st Reading	74
2d Reading	77
CR	161

Considered, advanced, 3d Reading, referred	175
Engrossed—To House	179
HAs read, consideration deferred	266
HAs rejected Conference requested	277
SCs appointed	277
Conference granted, HCs named	282
CCR read, consideration deferred	768
CCR adopted, passed—To House	862
Referred for enrollment	878
Enrolled—4th Reading	900
To Governor	902
Approved by Governor June 2, 1971.	

SB 89—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Office of the Liquefied Petroleum Gas Board * * * appropriations * * * emergency.

1st Reading	74
2d Reading	77
CR	157
Considered, advanced, 3d Reading, referred	166
Engrossed—To House	173
HAs read, consideration deferred	266
HAs rejected, Conference requested	277
SCs appointed	277
Conference granted, HCs named	282
CCR read, consideration deferred	878
CCR adopted, passed—To House	936
Referred for Enrollment	950
Enrolled—4th Reading	992
To Governor	998
Approved by Governor June 8, 1971.	

SB 90—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the State Board for Property and Casualty Rates appropriations * * * emergency.

1st Reading	74
2d Reading	77
CR	146
Considered, advanced, 3d Reading, referred	155
Engrossed—To House	158
HAs read, consideration deferred	217
HAs rejected, Conference requested	224
SCs appointed	224
Conference granted, HCs named	229

CCR read, consideration deferred	1043
CCR adopted, passed—To House	1071
Referred for enrollment	1133
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 24, 1971.	

SB 91—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Department of Pollution Control; * * * appropriation * * * emergency.

1st Reading	74
2d Reading	77
CR	146
Considered, advanced, 3d Reading, referred	159
Engrossed—To House	163
HAs read, consideration deferred	266
HAs rejected, Conference requested	277
SCs appointed	277
Conference granted, HCs named	282
CCR read, consideration deferred	739
CCR rejected, further Conference requested	805
Further Conference granted	826
2d CCR read, consideration deferred	828
2d CCR adopted, passed—To House	863
Referred for enrollment	878
Enrolled—4th Reading	900
To Governor	902
Approved by Governor June 2, 1971.	

SB 92—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—An Act relating to the Water Resources Board * * * appropriation * * * emergency.

1st Reading	74
2d Reading	77
CR	161
Considered, advanced, 3d Reading, Referred	175
Engrossed—To House	179
HAs read, consideration deferred	266
HAs rejected, Conference requested	277
SCs appointed	277
Conference granted, HCs named	282
CCR read, consideration deferred	769
CCR adopted, passed—To House	936
Referred for enrollment	950

Enrolled—4th Reading	992
To Governor	998
Approved by Governor June 8, 1971.	

SB 93—By Baggett—An Act relating to schools; requiring school districts to provide * * * kindergarten * * *.

1st Reading	74
2d Reading	78
CR	169
Considered, advanced, 3d Reading, referred	192
Engrossed—To House	195

SB 94—By Garrett and Birdsong—An Act relating to insurance; * * * Insurers Insolvency Pool * * *.

1st Reading	74
2d Reading	78

SB 95—By Taliaferro—An Act relating to intoxicating liquors; * * * creating the Oklahoma Alcoholic Beverage Control Board; * * * emergency.

1st Reading	75
2d Reading	78
CR	104
Considered, advanced, 3d Reading, referred	115
Engrossed—To House	119

SB 96—By Baggett and Terrill—An Act relating to schools; providing * * * special education * * * transfer fees * * *.

1st Reading	77
2d Reading	82
CR	187
Considered, advanced, 3d Reading, referred	202
Engrossed—To House	216

SB 97—By Berrong—An Act relating to property; * * * Public Trust Authorities * * * payments-in-lieu-of-taxes.

1st Reading	82
2d Reading	88

SB 98—By Murphy—An Act relating to contracts; providing for the Oklahoma Franchise Investment Act; defining terms; * * *.

1st Reading	82
2d Reading	88

SB 99—By Smalley—An Act relating to licensing of new motor vehicles; * * * emergency.

1st Reading	82
2d Reading	88

SB 100—By Crow—An Act relating to schools; providing * * * kindergarten program * * * emergency.

1st Reading	82
2d Reading	88
CR	169
Considered, advanced, 3d Reading, referred	191
Engrossed—To House	203

SB 101—By Crow of the Senate and Payne of the House—An Act relating to Agriculture; * * * conservation district act; * * * emergency.

1st Reading	82
2d Reading	88
CR	146
Considered, advanced	180
Reconsidered vote by which advanced	188
Considered, advanced, 3d Reading, referred	196
Engrossed—To House	224
HAs read, consideration deferred....	698
HAs concurred in, passed as amended	797
Referred for enrollment	797
Enrolled—4th Reading	835
To Governor	837
Governor requested to return Bill; returned (SCR 56)	905
Senate rescinds 4th Reading	910
Reconsidered vote by which passed, Reconsidered vote by which Senate concurred in HAs, Rejects HAs and requests Conference, SCs appointed	911
CCR read, consideration deferred....	928
CCR adopted, passed—To House	961
Referred for enrollment	1011

Enrolled—4th Reading	1028
To Governor	1055
Approved by Governor June 10, 1971.	

SB 102 —By Young—An Act relating to the Judiciary; * * * Uniform Retirement System for Justices and Judges; * * *	
1st Reading	82
2d Reading	88
CR	130
Considered, advanced	219
Vote Reconsidered by which advanced	233
Considered, advanced	233
Vote reconsidered by which advanced	233
Considered, advanced, 3d Reading, referred	233
Engrossed—To House	238

SB 103 —By Berrong of the Senate and Stratton of the House—An Act relating to the Western Oklahoma Tuberculosis Sanatorium; * * * appropriation * * * emergency.	
1st Reading	88
2d Reading	93
CR	129
Considered, advanced, 3d Reading, referred	149
Engrossed—To House	151
Referred for enrollment	195
Enrolled—4th Reading	209
To Governor	216
Approved by Governor February 26, 1971.	

SB 104 —By Smith of the Senate and Privett of the House—An Act relating to Public Health and Safety; * * * control of explosives * * * emergency.	
1st Reading	88
2d Reading	93
CR	257
Considered, advanced, 3d Reading referred	277
Engrossed—To House	282
HAs read, consideration deferred	1022
HAs concurred in, passed as amended	1074
Referred for enrollment	1074
Enrolled—4th Reading	1140
To Governor	1172
Approved by Governor June 17, 1971.	

SB 105 —By Smith of the Senate and Mountford and Privett of the House—An Act relating to cities and towns; * * * "Firefighters' and Policemen's Arbitration Law"; * * * emergency.	
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1st Reading	88
2d Reading	93
CR	177
Considered, advanced, 3d Reading, referred	190
Engrossed—To House	195
Referred for enrollment	288
Enrolled—4th Reading	299
To Governor	305
Approved by Governor March 11, 1971.	

SB 106 —By Berrong—An Act relating to insurance; * * * emergency.	
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1st Reading	92
2d Reading	96

SB 107 —By Smith of the Senate and McCune of the House—An Act * * * creating the "Oklahoma Facilities Development Authority," * * * emergency.	
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1st Reading	92
2d Reading	96
CR	489
Considered, advanced, 3rd Reading, referred	506
Engrossed—To House	517

SB 108 —By Howard—An Act relating to public health and safety; * * * Chief Electrical Inspector * * * emergency.	
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1st Reading	92
2d Reading	96
CR	224
Considered, advanced, 3d Reading, failed	230
ML; adopted	230; 254
Vote reconsidered by which advanced, Re-referred	254

SB 109 —By Garrison of the Senate and Boettcher of the House—An Act relating to corporations; * * * Professional Corporation Act; * * * emergency.	
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1st Reading	92
2d Reading	96

CR	286
Considered, advanced, 3d Reading, referred	305
Engrossed—To House	314
Referred for enrollment	778
Enrolled—4th Reading	798
To Governor	805
Approved by Governor May 25, 1971.	

SB 110—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to schools; * * * emergency.

1st Reading	92
2d Reading	96

CR	129
Considered, advanced, 3d Reading, referred	143
Engrossed—To House	146

SB 111—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to fees and costs in criminal cases; * * *.

1st Reading	92
2d Reading	96
CR	130

Considered, advanced, 3d Reading, referred	143
Engrossed—To House	146

SB 112—By Breckinridge—An Act relating to professions and occupations; creating the Department of Occupational Licensing; * * *.

1st Reading	96
2d Reading	104

SB 113—By Murphy—An Act relating to children; * * * providing for licenses; * * * emergency.

1st Reading	96
2d Reading	104

SB 114—By Baggett—An Act relating to the State Board of Public Affairs; * * * appropriation * * * Capitol-Medical Center Improvement and Zoning Commission; * * * emergency.

1st Reading	96
2d Reading	104

SB 115—By Stansberry—An Act relating to public health; granting minors * * * treatment by a licensed physician * * * emergency.

1st Reading	96
2d Reading	104
CR	169

Considered, advanced, 3d Reading, referred	179
Engrossed—To House	189
Referred for enrollment	288
Enrolled—4th Reading	299
To Governor	305
Approved by Governor March 16, 1971.	

SB 116—By Murphy and Smith—An Act relating to the Commission on Fire Protection Personnel Standards and Education; creating the "Fire Service Training Fund"; * * * appropriations * * * emergency.

1st Reading	96
2d Reading	104
CR	224

Considered, advanced, 3d Reading, referred	231
Engrossed—To House	236
HAs read, consideration deferred ..	612
HAs rejected, Conference requested ..	670
SCs appointed	678

SB 117—By Smith—An Act relating to the commission on fire protection personnel standards and education; creating the "Fire Service Training Fund" * * * appropriations * * * emergency.

1st Reading	104
2d Reading	112

SB 118—By Hamilton of the Senate and Sullivan of the House—An Act relating to insurance; * * * governing rates; * * * emergency.

1st Reading	112
2d Reading	120
CR	169

Considered, advanced, 3d Reading, referred	232
Engrossed—To House	236
HAs read, consideration deferred ..	1073

HAS rejected, Conference requested	1137
SCs appointed	1137
Conference granted, HCs named	1162
CCR read, adopted—To House	1215

SB 119—By Hamilton of the Senate and Sullivan of the House—An Act relating to insurance; * * * review of * * * rates; * * * emergency.

1st Reading	112
2d Reading	120
CR	169
Considered, advanced, 3d Reading, referred	185
Engrossed—To House	189

SB 120—By Martin—An Act relating to children; * * * appointment of juvenile officers * * * emergency.

1st Reading	120
2d Reading	131
CR	398
Considered	418
Considered, advanced, 3d Reading, referred	426
Engrossed—To House	435
HAS read, consideration deferred	784
HAS rejected, Conference requested	843
SCs appointed	843
Conference granted, HCs named	858
CCR read, consideration deferred	1044
CCR adopted, passed—To House	1072
Referred for enrollment	1133
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 24, 1971.	

SB 121—By Howard—An Act relating to cities and towns; * * * relating to vacation of streets and alleys; * * * emergency.

1st Reading	120
2d Reading	131
CR	611
Considered, advanced, 3d Reading, referred	634
Engrossed—To House	657
Referred for enrollment	1057
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 16, 1971.	

SB 122—By Howard—An Act relating to cities and towns; * * * vacation of streets and alleys; * * * emergency.

1st Reading	120
2d Reading	131
CR	122
Considered, advanced, 3d Reading, referred	635
Engrossed—To House	657
Referred for enrollment	1057
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 16, 1971.	

SB 123—By Howard, Smith, Hargrave, Birdsong, and Keels of the Senate and McCune of the House—An Act relating to elections; * * * voting machine specifications; * * * straight party voting * * * emergency.

1st Reading	130
2d Reading	138
CR	169
Considered, advanced, 3d Reading, referred	184
Engrossed—To House	189
HAS read, consideration deferred	612
HAS concurred in, passed as amended	718
Referred for enrollment	718
Enrolled—4th Reading	732
To Governor	739
Approved by Governor May 19, 1971.	

SB 124—By Smalley—An Act relating to revenue and taxation; * * * emergency.

1st Reading	130
2d Reading	138

SB 125—By Young, Baldwin, Dahl, Hamilton and McSpadden—An Act relating to the Oklahoma Indian Affairs Commission; * * * emergency.

1st Reading	130
2d Reading	138
CR	501
Considered, advanced, 3d Reading, referred	538
Engrossed—To House	558

SB 126—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to revenue and taxation; * * * calculating income tax * * * emergency.

1st Reading	130
2d Reading	138
CR	490
Considered, advanced, 3d Reading, referred	507
Engrossed—To House	517

SB 127—By Hargrave—An Act relating to criminal procedure; * * * forfeiture of the bond * * * emergency.

1st Reading	130
2d Reading	138

SB 128—By Murphy of the Senate and Draper of the House—An Act relating to crimes and punishments; * * * chief administrative officer * * * authority * * * emergency.

1st Reading	130
2d Reading	138
CR	157

Considered, advanced, 3d Reading, referred

Engrossed—To House

HAs read, consideration deferred...

HAs concurred in; passed as

amended	486; 497
Referred for enrollment	497
Enrolled—4th Reading	506
To Governor	511
Approved by Governor April 16, 1971.	

SB 129—By Murphy of the Senate and Draper of the House—An Act relating to revenue and taxation; * * * documentary stamp tax * * * real estate * * * emergency.

1st Reading	130
2d Reading	138
CR	375

Considered, advanced, 3d Reading, passed (Emergency failed)

ML; referred

Engrossed—To House

HAs read, consideration deferred...

HAs concurred in, passed as

amended	1077
Referred for enrollment	1077
Enrolled—4th Reading	1138
To Governor	1159
Approved by Governor June 24, 1971.	

SB 130—By Ferrell—An Act relating to children; * * * licensing of child care facilities; * * * emergency.

1st Reading	131
2d Reading	138

SB 131—By Crow, Williams, Capps, Field, Lane and Trent—An Act relating to schools; * * * average daily attendance; * * * emergency.

1st Reading	138
2d Reading	146
CR	187

Considered, advanced, 3d Reading, referred

Engrossed—To House

Referred for enrollment.....

Enrolled—4th Reading

To Governor

Approved by Governor March 29, 1971.

SB 132—By Holden and Smith—An Act relating to the State Fire Marshal Commission; * * * compensation * * * members * * * emergency.

1st Reading	138
2d Reading	146
CR	431

Considered, advanced, 3d Reading, referred

Engrossed—To House

SB 133—By Hamilton of the Senate and Sullivan of the House—An Act relating to insurance; * * * filings by insurers; * * * emergency.

1st Reading	146
2d Reading	153
CR	169

Considered, advanced, 3d Reading, referred

Engrossed—To House

HAs read, consideration deferred...

Has rejected, Conference requested	1137
SCs appointed	1137
Conference granted, HCs named	1162
CCR read, adopted—To House	1215

SB 134—By Luton—An Act relating to probate procedure; * * *

1st Reading	146
2d Reading	153
CR	187
Considered, advanced, 3d Reading, referred	203
Engrossed—To House	209
HAs read, consideration deferred	514
HAs concurred in, passed as amended	559
Referred for enrollment	560
Enrolled—4th Reading	573
To Governor	573
Approved by Governor April 28, 1971.	

135—By Stipe—An Act relating to initiative and referendum petitions; * * * services in procuring petitions to be circulated * * * emergency.

1st Reading	146
2d Reading	153
CR	697
Considered	753
Considered, advanced, 3d Reading	753
WD, Re-referred	921

SB 136—By Berrong—An Act relating to reinsurance by domestic insurers * * * requirements * * *

1st Reading	146
2d Reading	153

SB 137—By Howard—An Act relating to cities and towns; * * * assessments * * * street widening projects; * * * emergency.

1st Reading	151
2d Reading	158
CR	224
Considered, advanced, 3d Reading, referred	230
Engrossed—To House	236
HAs read, consideration deferred	514
HAs concurred in, passed as amended	559

Referred for enrollment	559
Enrolled—4th Reading	573
To Governor	573
Approved by Governor April 28, 1971.	

SB 138—By Hargrave—An Act relating to revenue and taxation; * * * personal property exemption * * * veterans * * * emergency.

1st Reading	152
2d Reading	158

SB 139—By Baggett, Miller, Terrill, Crow and Breckinridge—An Act relating to schools; enacting the Oklahoma School Testing Act of 1971; * * * emergency.

1st Reading	152
2d Reading	158
CR	187
Considered, advanced, 3d Reading, referred	196
Engrossed—To House	209

SB 140—By Martin of Senate and Monks and Huddleston of House—An Act relating to crimes and punishments; * * * flags upon * * * Capitol Building Grounds; * * * emergency.

1st Reading	152
2d Reading	158
CR	161
Considered, advanced, 3d Reading, referred	173
Engrossed—To House	179

SB 141—By Keels and Birdsong of the Senate and York of the House—An Act relating to county officers; * * * the purchase of liability insurance * * * emergency.

1st Reading	152
2d Reading	158
CR	313
Considered, advanced, 3rd Reading, referred	340
Engrossed—To House	354
HAs read, consideration deferred	944
HAs concurred in, passed as amended	1075
Referred for enrollment	1075

Enrolled—4th Reading	1138
To Governor	1159
Approved by Governor June 17, 1971.	

SB 142—By Rogers—An Act relating to appellate procedure; * * * parties to appeals.

1st Reading	152
2d Reading	158
CR	161
Considered, advanced, 3d Reading, referred	172
Engrossed—To House	179
HAs read, consideration deferred	784
HAs concurred in, passed as amended	1077
Referred for enrollment	1077
Enrolled—4th Reading	1138
To Governor	1159
Approved by Governor June 17, 1971.	

SB 143—By Lane—An Act relating to Forestry; providing an Oklahoma Forestry code; * * * emergency.

1st Reading	152
2d Reading	158
CR	243
Considered, advanced, 3d Reading, referred	255
Engrossed—To House	262
HAs read, consideration deferred	827
HAs rejected, Conference requested	893
SCs appointed	893
Conference granted, HCs named	899
CCR read, consideration deferred	1008
CCR adopted, passed—To House	1105
Referred for enrollment	1169
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 24, 1971.	

SB 144—By Crow—An Act relating to Higher Education; * * * appropriation * * * Televised Instruction System; * * * emergency.

1st Reading	152
2d Reading	158
CR	257

Considered, advanced, 3d Reading referred	268
Engrossed—To House	275
HAs read, consideration deferred	896
HAs rejected, Conference requested	932
SCs appointed	932
Conference granted, HCs named	935
CCR read, consideration deferred	1044
CCR adopted, passed—To House	1106
Referred for enrollment	1133
House requested to reconsider vote by which Bill passed, as amended in Conference; by which CCR adopted; refuse to adopt CCR and request further Conference	1175
House reconsiders vote by which Bill passed, as amended; by which CCR adopted; refused to adopt CCR and requests further Conference	1177
Senate rescinds 4th Reading and grants further Conference	1178
2d CCR read, adopted, passed—To House	1182
Referred for enrollment	1185
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 19, 1971.	

SB 145—By Stipe—An Act relating to State Officers and Employees; * * * collective bargaining for employees * * * emergency.

1st Reading	152
2d Reading	158
Stricken	609

SB 146—By Murphy—An Act relating to water and water rights; * * * .

1st Reading	152
2d Reading	158
CR	490
Considered, advanced, 3d Reading	506
Reconsidered vote by which advanced	506
Considered, advanced, 3d Reading, referred	771
Engrossed—To House	798

SB 147—By Howard and Smith—An Act

relating to elections; * * * specifications of voting machines; * * * straight party voting * * *.

1st Reading 158
2nd Reading 162

SB 148—By Hamilton and McSpadden of the Senate and Sullivan and Fine of the House—An Act relating to the Oklahoma Industrial Development and Parks Commission * * * appropriation * * * emergency.

1st Reading 158
2d Reading 162
CR 187

Considered, advanced, 3d Reading, referred 209

Engrossed—To House 216

HAs read, consideration deferred 300

HAs rejected, Conference requested .. 318

SCs appointed 318

Conference granted, HCs named 328

SB 149—By Berrong and Murphy—An Act relating to revenue and taxation; * * * Homestead Exemption; * * *.

1st Reading 158
2d Reading 162
CR 349

Considered, advanced, 3d Reading, referred 366

Engrossed—To House 380

Referred for enrollment 778

Enrolled—4th Reading 798

To Governor 805

Approved by Governor May 25, 1971.

SB 150—By Howard—An Act relating to public housing; * * * authority commissioners; * * * emergency.

1st Reading 161
2d Reading 172
CR 611

Considered, advanced, 3d Reading, referred 659

Engrossed—To House 670

SB 151—By Smith of the Senate and Cate of the House—An Act relating to

elections; * * * special registrars * * * emergency.

1st Reading 162

2d Reading 172

SB 152—By Garrison, Phillips, Williams, Miller, Stipe, Lane, Nichols, Martin, Taliaferro, Holden, Stansberry, McSpadden, Birdsong, Terrill, Dahl, McCune, Porter, Garrett, Medearis, Murphy, McGraw, Inhofe, Grantham, Howard, Hargrave, Field, Payne, Capps, Young and Lamb of the Senate and Spearman of the House—An Act relating to children; * * * grandparent, * * * visitation rights; * * *.

1st Reading 162

2d Reading 172

CR 187

Considered, advanced, 3d Reading, referred 195

Engrossed—To House 209

Referred for enrollment 471

Enrolled—4th Reading 483

To Governor 484

Approved by Governor April 16, 1971.

SB 153—By Luton—An Act relating to causes of action resulting from death caused by wrongful act or omission of another; * * * death of minor children; * * * emergency.

1st Reading 171

2d Reading 178

CR 187

Considered, advanced, 3d Reading, referred 201

Engrossed—To House 209

SB 154—By Grantham and Smith of the Senate and McCune, Boettcher and Conaghan of the House—An Act relating to interests in real and personal property; * * * perpetuities; * * * emergency.

1st Reading 171

2d Reading 178

CR 193

Considered, advanced, 3d Reading, referred 213

Engrossed—To House 216

HAs read, consideration deferred	612
HAs concurred in, passed as amended	662
Referred for enrollment	662
Enrolled—4th Reading	674
To Governor	677
Approved by Governor May 15, 1971.	

SB 155—By Baggett—An Act relating to civil procedure; * * * small claims court; * * * emergency.

1st Reading	171
2d Reading	178
CR	193
Considered, advanced, 3d Reading;	
referred	209; 213
Engrossed—To House	216

SB 156—By Berrong—An Act relating to children; * * * mother * * * consenting to adoption * * * emergency.

1st Reading	171
2d Reading	178
CR	513
Considered, advanced, 3d Reading,	
referred	542
Engrossed—To House	556
HAs read, consideration deferred	1022
HAs concurred in, passed as	
amended	1076
Referred for enrollment	1076
Enrolled—4th Reading	1138
To Governor	1159
Approved by Governor June 24, 1971.	

SB 157—By Ferrell, Garrison and Lane—An Act relating to water and water rights; relating to the creation of rural water and sewer districts; * * * emergency.

1st Reading	171
2d Reading	178
CR	387
Considered, advanced, 3d Reading,	
referred	415
Engrossed—To House	423
Referred for enrollment	649
Enrolled—4th Reading	657
To Governor	663
Approved by Governor May 10, 1971.	

SB 158—By Birdsong—An Act relating to insurance; * * * filings by insurers * * * emergency.

1st Reading	177
2d Reading	188

SB 159—By Howard and Smith—An Act relating to motor vehicles; * * * messenger * * * Motor License Agent.

1st Reading	178
2d Reading	188
CR	193

Considered, advanced, 3d Reading,	
referred	218
Engrossed—To House	228
Referred for enrollment	778
Enrolled—4th Reading	798
To Governor	805
Approved by Governor May 25, 1971.	

SB 160—By Field, Crow, Capps and Williams of the Senate and Harrison, et al of the House—An Act relating to the Oklahoma Railroad Maintenance Authority; * * * emergency.

1st Reading	178
2d Reading	188

SB 161—By McSpadden of the Senate and Sparkman, et al of the House—An Act relating to public health; * * * qualifications * * * State Board of Health * * * emergency.

1st Reading	178
2d Reading	188

SB 162—By Birdsong—An Act relating to insurance; * * * inspection of filed rates; * * * emergency.

1st Reading	178
2d Reading	188
CR	313
Considered, advanced, 3d Reading,	
referred	323
Engrossed—To House	328

SB 163—By Martin—An Act relating to noise control and abatement; * * * State Department of Health * * * emergency.

1st Reading	178
2d Reading	188
CR	583
Considered, advanced, 3d Reading, referred	622
Engrossed—To House	635
HAs read, consideration deferred	827
HAs concurred in, passed as amended	1075
Referred for enrollment	1075
Enrolled—4th Reading	1138
To Governor	1159
Approved by Governor June 17, 1971.	

SB 164—By Boecher of the Senate and Sanguin of the House—An Act relating to pollution control; * * * creating the State Department of Pollution Control and the Pollution Control Coordinating Board; * * * emergency.

1st Reading	188
2d Reading	195
CR	361
Considered, advanced, 3d Reading, referred	403
Engrossed—To House	423
HAs read, consideration deferred	980
HAs concurred in, passed as amended 1113	
Referred for enrollment	1113
Enrolled—4th Reading	1140
To Governor	1172
Approved by Governor June 24, 1971.	

SB 165—By Baggett of the Senate and Willis of the House—An Act relating to the Oklahoma State Regents for Higher Education, State Board of Public Affairs, Department of Mental Health and State Department of Health * * * reappropriation of * * * appropriations * * * emergency.

1st Reading	188
2d Reading	195
CR	631
Considered, advanced, 3d Reading, referred	672
Engrossed—To House	694
Referred for enrollment	810

Enrolled—4th Reading	835
To Governor	837
Approved by Governor May 28, 1971.	

SB 166—By Baggett of the Senate and Willis of the House—An Act relating to the Oklahoma State Regents for Higher Education, State Board of Public Affairs, State Department of Mental Health, State Department of Health, State Department of Highways, Oklahoma Historical Society, State Department of Vocational Education, State Department of Public Welfare, State Military Department, State Department of Corrections and Cerebral Palsy Institute * * * an emergency.

1st Reading	188
2d Reading	195
CR	489
Considered, advanced, 3d Reading, referred	554
Engrossed—To House	573
Referred for enrollment	609
Enrolled—4th Reading	615
To Governor	617
Approved by Governor May 4, 1971.	

SB 167—By Smith and Grantham—An Act relating to courts; * * * court fund * * * law library fund * * *.

1st Reading	205
2d Reading	215
CR	228
Considered, advanced, 3d Reading, referred	254
Engrossed—To House	262
HAs read, consideration deferred	743
HAs concurred in, passed as amended	1075
Referred for enrollment	1075
Enrolled—4th Reading	1140
To Governor	1172
Approved by Governor June 17, 1971.	

SB 168—By Stipe—An Act relating to torts; * * * negligent acts, * * *.

1st Reading	206
2d Reading	215

SB 169—By Stipe—An Act relating to

prisons and reformatories; * * * emergency.

1st Reading	206
2d Reading	215
CR	228
Considered, advanced, 3d Reading, referred	247
Engrossed—To House	253
Referred for enrollment	471
Enrolled—4th Reading	483
To Governor	484
Approved by Governor April 16, 1971.	

SB 170—By Young—An Act relating to the Office of the Governor * * * appropriation * * * emergency.

1st Reading	206
2d Reading	215
CR	286
Considered, advanced, 3d Reading, referred	301
Engrossed—To House	314
HAs read, consideration deferred	472
HAs rejected, Conference requested	486
SCs appointed	486
Conference granted, HCs named	491

SB 171—By Young—An Act relating to agriculture; enacting the Oklahoma Commercial Feed Law of 1971; * * *.

1st Reading	206
2d Reading	215

SB 172—By Crow—An Act relating to licenses and permits; * * * military, * * * service * * * emergency.

1st Reading	206
2d Reading	215
CR	257
Considered	271
WD, re-referred	271

SB 173—By Rogers, Payne, Murphy—An Act relating to the practice of optometry; * * * emergency.

1st Reading	206
2d Reading	215
CR	228
Considered, advanced, 3d Reading, passed	238

ML; tabled, referred	238; 248
Engrossed—To House	262
HAs read, consideration deferred	472
HAs considered in, passed as amended	497
Referred for enrollment	497
Enrolled—4th Reading	506
To Governor	511
Approved by Governor April 17, 1971.	

SB 174—By Stipe—An Act relating to workmen's compensation; * * * emergency.

1st Reading	215
2d Reading	224
CR	313
Considered, advanced, 3d Reading, referred	333
Engrossed—To House	343
HAs read, consideration deferred	1107
HAs rejected, Conference requested	1113
SCs appointed	1113
Conference granted, HCs named	1118
CCR read, consideration deferred	1178
CCR adopted, passed—To House	1181
Referred for enrollment	1193
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 23, 1971.	

SB 175—By Ferrell of the Senate and Coffin of the House—An Act relating to the Cherokee Strip Historical Society * * * appropriation * * * emergency.

1st Reading	215
2d Reading	224
CR	257
Considered, advanced, 3d Reading, referred	268
Engrossed—To House	275

SB 176—By McSpadden—An Act relating to public health and safety; * * * creating Indian Housing Authority * * * emergency.

1st Reading	224
2d Reading	228
CR	298
Considered, advanced, 3d Reading, referred	352

Engrossed—To House	365
HAs read, consideration deferred	667
HAs rejected, Conference requested ..	719
SCs appointed	719
Conference granted, HCs named	724
CCR read, consideration deferred	929
CCR adopted, passed—To House	962
Referred for enrollment	1118
Enrolled—4th Reading	1138
To Governor	1159

Approved by Governor June 11, 1971.

SB 177—By Grantham of the Senate and McCune, Conaghan and Boettcher of the House—An Act relating to probate procedure; * * *.

1st Reading	224
2d Reading	228
CR	251
Considered, advanced, 3d Reading, referred	262
Engrossed—To House	267
Referred for enrollment	504
Enrolled—4th Reading	517
To Governor	526

Approved by Governor April 24, 1971.

SB 178—By Crow—An Act relating to structural pest control; * * * strength of mixture * * *.

1st Reading	224
2d Reading	228
CR	320
Considered, advanced, 3d Reading, referred	329
Engrossed—To House	343

SB 179—By Smalley and Smith of the Senate and Cate of the House—An Act relating to state officers and employees; * * * positions within the Office of the Attorney General; * * * emergency.

1st Reading	224
2d Reading	228

SB 180—By Miller, Martin and McSpadden of the Senate and Monks of the House—An Act relating to veterans affairs; * * * appropriations to the Oklahoma Veterans Center, Sulphur, Oklahoma, and the

Oklahoma Veterans Center, Ardmore, Oklahoma; * * * emergency.

1st Reading	228
2d Reading	236
CR	257
Considered, advanced, 3d Reading, referred	269
Engrossed—To House	275

SB 181—By Murphy—An Act relating to the financing of residential housing for persons and families of lower income and creating the Oklahoma State Residential Housing Authority; * * * emergency.

1st Reading	228
2d Reading	236

SB 182—By McSpadden and Birdsong—An Act relating to counties and county officers; * * * salaries; * * * emergency.

1st Reading	235
2d Reading	244

SB 183—By McSpadden and Birdsong of the Senate and Sandlin, et al, of the House—An Act relating to counties; * * * minimum salaries for county officials; * * * emergency.

1st Reading	235
2d Reading	244

SB 184—By Medearis and Hamilton—An Act relating to schools; * * * pupils * * * transfer fees * * * emergency.

1st Reading	236
2d Reading	244
CR	319
Considered, advanced, 3d Reading, referred	341
Engrossed—To House	354

SB 185—By Hamilton and Grantham of the Senate and Fine, et al of the House—An Act relating to the Oklahoma Industrial Development and Park Commission; * * * a reappropriation * * * Spiro Mounds and Deer Creek Mounds; * * * emergency.

1st Reading	236
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2d Reading	244
CR	320
Considered, advanced, 3d Reading, referred	329
Engrossed—To House	343
Referred for enrollment	517
Enrolled—4th Reading	527
To Governor	531
Approved by Governor April 24, 1971.	

SB 186—By Dahl and Boecher of the Senate and Kennedy of the House—An Act relating to the Oklahoma Industrial Development and Park Commission; * * * White Eagle State Park.

1st Reading	243
2d Reading	252
CR	349
Considered, advanced, 3d Reading, referred	365
Engrossed—To House	380
HAs read, consideration deferred	827
HAs concurred in, passed as amended	1077
Referred for enrollment	1077
Enrolled—4th Reading	1140
To Governor	1172
Approved by Governor June 10, 1971.	

SB 187—By Stipe—An Act relating to crimes and punishments; * * * employment * * * strike or lockout; * * * emergency.

1st Reading	243
2d Reading	252
CR	469
Considered, advanced, 3d Reading, referred	481
Engrossed—To House	492

SB 188—By Hargrave—An Act relating to criminal procedure; * * * defendant's recognizance, bond * * * emergency.

1st Reading	243
2d Reading	252

SB 189—By Murphy—An Act relating to driver education; * * * special license plates * * * emergency.

1st Reading	244
2d Reading	252

CR	375
Considered, advanced, 3d Reading, referred	392
Engrossed—To House	
HAs read, consideration deferred	612
HAs concurred in, passed as amended	670
Referred for enrollment	670
Enrolled—4th Reading	694
To Governor	699
Approved by Governor May 17, 1971.	

SB 190—By Grantham of the Senate and Conaghan and Boettcher of the House—An Act relating to crimes and punishments; * * * larceny of dogs; * * * emergency.

1st Reading	244
2d Reading	252
CR	257
Considered, advanced, 3d Reading, referred	272
Engrossed—To House	275
Referred for enrollment	609
Enrolled—4th Reading	615
To Governor	617
Approved by Governor May 4, 1971.	

SB 191—By Graves, Rogers, Howell, Garrison, Stansberry, Ferrell, McGraw, and McSpadden of the Senate and Nance, et al, of the House—An Act relating to higher education; * * * creation * * * state tuition aid * * * emergency.

1st Reading	244
2d Reading	252
CR	441
Considered	492
Considered, advanced, 3d Reading, referred	558
Engrossed—To House	573
Referred for enrollment	698
Enrolled—4th Reading	723
To Governor	730
Recalled from Governor under Joint Rule 20	746
House concurs in request to recall	751
Returned by Governor, corrected, referred	757
To Governor	757
Approved by Governor May 22, 1971.	

SB 192—By Rogers—An Act relating to

mortgages of realty; * * * defining "equity"; * * * emergency.

1st Reading	251
2d Reading	259
CR	280
Considered, advanced, 3d Reading, referred	295
Engrossed—To House	299

SB 193—By Trent of the Senate and Payne of the House—An Act relating to cities and towns; * * * water by municipalities * * * emergency.

1st Reading	252
2d Reading	259
CR	431
Considered, advanced, 3d Reading, passed (Emergency failed)	710
ML; tabled and referred	710; 744
Engrossed—To House	777

SB 194—By McCune—An Act relating to group health and life insurance for state employees; * * * blind vending stand operators * * * insurance * * * State Employees Group Health and Life Insurance Act; * * * emergency.

1st Reading	258
2d Reading	265
CR	550
Considered, advanced, 3d Reading, referred	594
Engrossed—To House	603
Referred for enrollment	810
Enrolled—4th Reading	835
To Governor	837
Approved by Governor May 27, 1971.	

SB 195—By Porter—An Act relating to children; * * * referees * * * juvenile cases * * * emergency.

1st Reading	258
2d Reading	265

SB 196—By Porter—An Act relating to cities and towns; * * * trash * * * weeds or grass * * * hazard * * *.

1st Reading	258
2d Reading	265
CR	611

Considered, advanced, 3d Reading, referred	721
Engrossed—To House	732

SB 197—By Porter—An Act relating to discrimination; * * * powers of Human Rights Commission; * * * emergency.

1st Reading	258
2d Reading	265

SB 198—By Grantham, Holden, Payne, Field, Boecher, Ferrell, Stipe, Lane, Murphy, Phillips, Crow, Medearis and Dahl of the Senate and Willis, et al, of the House—An Act relating to electric service; * * * unincorporated areas * * *.

1st Reading	258
2d Reading	265
CR	478

Considered, advanced, 3d Reading, referred	494
Engrossed—To House	506
Referred for enrollment	567
Enrolled—4th Reading	573
To Governor	573
Approved by Governor April 28, 1971.	

SB 199—By Luton of the Senate and Odom of the House—An Act relating to the Department of Institutions, Social and Rehabilitative Services; * * * campus police and juvenile * * * officers * * * emergency.

1st Reading	258
2d Reading	265
CR	489

Considered, advanced, 3d Reading, referred	507
Engrossed—To House	517
Referred for enrollment	609
Enrolled—4th Reading	615
To Governor	617
Approved by Governor May 4, 1971.	

SB 200—By Luton—An Act relating to insurance; * * * legal process * * * Insurance Commissioner; * * * emergency.

1st Reading	258
2d Reading	265

SB 201—By Crow of the Senate and Stratton of the House—An Act relating to

motor vehicles; * * * requirements * * *
licenses; * * *.

1st Reading	274
2d Reading	280
CR	809
Considered	902
Considered, advanced, 3d Reading, passed	903
ML; tabled, referred	903; 939
Engrossed—To House	949

SB 202—By Hamilton—An Act relating to schools; creating the Board of Regents of Community and Municipal Junior Colleges; * * * emergency.

1st Reading	274
2d Reading	280

SB 203—By Grantham of the Senate and McCune, et al, of the House—An Act relating to courts; * * * expenses * * * court reporters * * * emergency.

1st Reading	274
2d Reading	281
CR	319
Considered, advanced, 3d Reading, referred	340
Engrossed—To House	354
HAs read, consideration deferred	612
HAs concurred in, passed as amended	669
Referred for enrollment	669
Enrolled—4th Reading	694
To Governor	699
Approved by Governor May 17, 1971.	

SB 204—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to professions and occupations; * * * requiring supersedeas * * * court to fix amount of bond; * * * emergency.

1st Reading	280
2d Reading	289

SB 205—By Birdsong—An Act relating to crimes and punishments; * * * intoxication * * * emergency.

1st Reading	280
2d Reading	289

SB 206—By Murphy of the Senate and Skeith of the House—An Act relating to motor vehicles; * * * define li of persons * * * emergency.

1st Reading	280
2d Reading	289
CR	326
Considered, advanced, 3d Reading, WD, Re-referred	342

SB 207—By Stipe of the Senate and Huddleston of the House—An Act relating to public lands; transferring certain property from the Oklahoma Wildlife Conservation Commission to the Oklahoma Industrial Development and Park Commission; * * * emergency.

1st Reading	280
2d Reading	289
CR	665
Considered, advanced, 3d Reading, referred	706
Engrossed—To House	723
Referred for enrollment	1211
Enrolled—4th Reading	1228
To Governor	1228
Approved by Governor June 24, 1971.	

SB 208—By Stipe, Payne, Luton, Porter and Howard—An Act relating to employment security; * * * benefits * * * Oklahoma Employment Security Act; * * * emergency.

1st Reading	280
2d Reading	289
CR	431
Motion to Print	450
Considered, advanced, 3d Reading, passed	603
ML; tabled	604; 623
ML; adopted WD, Re-referred	604; 773

SB 209—By Grantham of the Senate and Skeith, Boettcher and Conaghan of the House—An Act relating to motor carriers; * * * emergency.

1st Reading	288
2d Reading	298

CR	375
Considered, advanced, 3d Reading, referred	389
Engrossed—To House	401
Referred for enrollment	567
Enrolled—4th Reading	573
To Governor	573
Approved by Governor April 28, 1971.	

SB 210—By Keels—An Act relating to motor vehicles; * * * moving vehicle emblem * * *.

1st Reading	288
2d Reading	298
Considered; Advanced; Vote Recon- sidered by which advanced	381
Considered, advanced, 3rd Reading, passed	384
ML; failed, referred	384; 388
Engrossed—To House	401

SB 211—By Garrison—An Act relating to probate procedure; * * * "District" in place of "County" court; * * * filing of order and decree * * * emergency.

1st Reading	288
2d Reading	298
CR	361
Considered, advanced, 3d Reading, referred	389
Engrossed—To House	401

SB 212—By Garrison—An Act relating to probate procedure; * * * filing instruments * * * real property; * * * emergency.

1st Reading	288
2d Reading	298
CR	361
Considered, advanced, 3d Reading, referred	390
Engrossed—To House	401

SB 213—By Stipe—An Act relating to workmen's compensation; * * * employments * * * included * * * probation and parole included; * * * emergency.

1st Reading	288
2d Reading	298
CR	478
WD, Re-referred	891

SB 214—By Trent of the Senate and Converse of the House—An Act relating to higher education; * * * Murray State College of Agriculture and Applied Science * * * emergency.

1st Reading	288
2d Reading	298
CR	349
Considered, advanced, 3d Reading, referred	367
Engrossed—To House	380
Referred for enrollment	609
Enrolled—4th Reading	615
To Governor	617
Approved by Governor May 5, 1971.	

SB 215—By Garrett and Grantham—An Act relating to courts; * * * authority of a special judge * * * emergency.

1st Reading	288
2d Reading	298
CR	326
Considered	342
Considered, advanced, 3d Reading, referred	353
Engrossed—To House	365
HAs read, consideration deferred	570
HAs concurred in, passed as amended	670
Referred for enrollment	670
Enrolled—4th Reading	694
To Governor	699
Approved by Governor May 17, 1971.	

SB 216—By Garrett and Birdsong—An Act relating to courts; * * * claims * * * court fund; * * * emergency.

1st Reading	288
2d Reading	298

SB 217—By Medearis of the Senate and Cotner of the House—An Act relating to crimes and punishments; * * * reproduce an abstract of title * * *.

1st Reading	288
2d Reading	298
CR	422
Considered, advanced, 3d Reading, referred	434
Engrossed—To House	445
Referred for Enrollment	810

Enrolled—4th Reading	835
To Governor	837
Approved by Governor May 28, 1971.	

SB 218—By Rogers and Berrong—An Act relating to electric service; * * * unincorporated areas * * *.

1st Reading	288
2d Reading	298

SB 219—By Holden—An Act relating to credit unions; * * * reserve requirements * * * emergency.

1st Reading	289
2d Reading	298
CR	421

Considered, advanced, 3d Reading, referred

443

Engrossed—To House	455
Referred for enrollment	1057
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 6, 1971.	

SB 220—By Grantham of the Senate and McCune and Boettcher of the House—An Act relating to political activities of state-employed court reporters; * * * emergency.

1st Reading	298
2d Reading	312

SB 221—By Lane—An Act relating to weights and measures; * * * State Bureau of Standards * * * emergency.

1st Reading	298
2d Reading	312
CR	397

Considered, advanced, 3d Reading, referred

417

Engrossed—To House	423
Referred for enrollment	499
Enrolled—4th Reading	506
To Governor	511
Approved by Governor April 16, 1971.	

SB 222—By Grantham of the Senate and McCune of the House—An Act relating to the intermediate appellate court; * * * opinion applying settled precedent * * * emergency.

1st Reading	298
2d Reading	312
CR	326

Considered, advanced, 3d Reading, referred

341

Engrossed—To House	354
Referred for enrollment	471
Enrolled—4th Reading	483
To Governor	484
Approved by Governor April 16, 1971.	

SB 223—By Luton—An Act relating to motor vehicles; * * * Commissioner of Public Safety authorization to employ additional personnel; * * * emergency.

1st Reading	311
2d Reading	321

CR

422

Considered

466

Considered, advanced, 3d Reading, referred

474

Engrossed—To House	483
Referred for enrollment	609
Enrolled—4th Reading	615
To Governor	617
Approved by Governor May 10, 1971.	

SB 224—By Breckinridge—An Act relating to crimes and punishments; * * * labor disputes * * * emergency.

1st Reading	312
2d Reading	321

SB 225—By Berrong—An Act relating to securities; * * * selection of a chairman * * * meetings by the Commission; * * * emergency.

1st Reading	312
2d Reading	321

SB 226—By Garrison and Hamilton—An Act relating to schools; * * * Oklahoma Rural Medical Education Scholarship Fund; * * * emergency.

1st Reading	312
2d Reading	321
CR	387

Considered, advanced, 3d Reading, referred

400

Engrossed—To House	415
Referred for enrollment	778
Enrolled—4th Reading	798

To Governor 805
 Approved by Governor May 1, 1971.

SB 227—By McSpadden—An Act relating to public finance; * * * certain building bonds; * * * emergency.

1st Reading 312
 2d Reading 321
 CR 534
 Considered, Stricken 585

SB 228—By Holden—An Act relating to motor vehicles; * * * equipment * * * motorcycles and motorscooters; * * * emergency.

1st Reading 312
 2d Reading 321
 CR 619
 Considered, advanced, 3d Reading, referred 842
 Engrossed—To House 864

SB 229—By Holden—An Act relating to state officers and employees; creating the Fire Protection and Prevention Division; * * * emergency.

1st Reading 312
 2d Reading 321
 WD, re-referred, CR 513
 Considered, advanced, 3d Reading, referred 560
 Engrossed—To House 573
 Referred for enrollment 1175
 Enrolled—4th Reading 1202
 To Governor 1208
 Approved by Governor June 17, 1971.

SB 230—By Howard—An Act * * * development * * * Arkansas-Verdigris Waterway Area, * * * emergency.

1st Reading 320
 2d Reading 327
 CR 697
 Considered, advanced, 3d Reading, passed 774
 ML; adopted, deferred 776; 820
 3d Reading, passed, (Emergency failed), referred 902
 Engrossed—To House 912

SB 231—By Dahl—An Act relating to

state officers and employees; * * * excluding from the merit system lawyers, doctors, engineers, geologists, accountants, other professional persons and persons in supervisory capacity; * * * emergency.

1st Reading 320
 2d Reading 327

SB 232—By Hargrave and Birdsong—An Act relating to insurance; * * * agent's or solicitor's license * * * general merchandising store * * * emergency.

1st Reading 320
 2d Reading 327

SB 233—By McGraw of the Senate and Wixson and Ferguson of the House—An Act relating to motor vehicles; * * * license to * * * age of fourteen years * * * motorscooters or motorized bicycles; * * * emergency.

1st Reading 320
 2d Reading 327
 CR 375

Considered, advanced, 3d Reading, passed 414
 ML; adopted 415; 445
 Reconsidered vote by which advanced, WD, re-referred 445

SB 234—By McGraw of the Senate and Wixson and Ferguson of the House—An Act relating to motor vehicles; * * * crash helmets * * * motor scooters or motorcycles; * * * emergency.

1st Reading 320
 2d Reading 327

SB 235—By Howard—An Act relating to revenue and taxation; * * * personal property and * * * assessment of real property; * * * emergency.

1st Reading 326
 2d Reading 339
 CR 490
 Considered, advanced, 3d Reading, passed (Emergency failed) 518
 ML; tabled 519; 529
 ML; adopted, passed; referred 519; 529

Engrossed—To House	544
Referred for enrollment	1015
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 16, 1971.	

SB 236—By Howell—An Act relating to school textbooks; * * * State Textbook Committee * * * emergency.

1st Reading	326
2d Reading	339

SB 237—By Howell—An Act relating to the State Fire Marshal Commission; * * * adopted ordinances, rules and regulations; * * * emergency.

1st Reading	337
2d Reading	350

SB 238—By McGraw of the Senate and Wixson and Ferguson of the House—An Act relating to certain types of motor vehicles; * * * define type of cycles * * * emergency.

1st Reading	338
2d Reading	350

SB 239—By Payne of the Senate and Tarwater of the House—An Act relating to uniform accident and health insurance and/or benefits coverage of employees and officers of the State of Oklahoma; * * * responsibility * * * State Employee Group Health and Life Insurance Board; * * * emergency.

1st Reading	338
2d Reading	350
CR	478
Considered, advanced, 3d Reading, referred	519
Engrossed—To House	527
HAs read, consideration deferred	1073
HAs concurred in, passed as amended	1174
Referred for enrollment	1174
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 24, 1971.	

SB 240—By Keels and Birdsong—An Act

relating to county officers; * * * Board of County Commissioners; * * * emergency.

1st Reading	338
2nd Reading	350

SB 241—By Inhofe—An Act relating to insurance; * * * limit * * * group life insurance policies; * * * emergency.

1st Reading	338
2d Reading	350
CR	431

Considered, advanced, 3d Reading, referred

Engrossed—To House	464
Referred for enrollment	1015
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 16, 1971.	

SB 242—By Baggett—An Act relating to deaf and hearing impaired persons; * * * creating the Oklahoma Commission * * * emergency.

1st Reading	338
2d Reading	350
CR	787

Considered, advanced, 3d Reading, referred

Engrossed—To House	835
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SB 243—By Lane and Hamilton of Senate and Murphy of House—An Act relating to the Oklahoma Industrial Finance Authority; * * * Industrial Development Loan Fund * * *.

1st Reading	338
2d Reading	350
CR	412

Considered, advanced, 3d Reading, referred

Engrossed—To House	445
HAs read, consideration deferred	535
HAs concurred in, passed as amended	559
Referred for enrollment	559
Enrolled—4th Reading	573

To Governor 573
 Approved by Governor April 28, 1971.

SB 244—By Stipe—An Act providing for a cause for action for * * * damages * * * result of medical care, * * * pursuant to * * * Oklahoma Workmen's Compensation Act; * * * emergency.

1st Reading 338
 2nd Reading 350
 CR 412
 Considered, advanced, 3d Reading, referred 885
 Engrossed—To House 900

SB 245—By Smalley of the Senate and Cate and Wolf (Leland) of the House—An Act relating to the Oklahoma Academy of Science, * * * appropriation * * * emergency.

1st Reading 339
 2d Reading 350
 CR 412
 Considered, advanced, 3d Reading, referred 428
 Engrossed—To House 435

SB 246—By Smalley—An Act relating to railroads; * * * hazardous crossings * * * emergency.

1st Reading 339
 2d Reading 350
 CR 631
 WD, re-referred 829

SB 247—By Grantham of the Senate and McCune of the House—An Act relating to courts; * * * appealing party * * * record; * * * codification; * * *

1st Reading 349
 2d Reading 363
 Considered, advanced, 3d Reading, referred 438
 Engrossed—To House 445
 Referred for enrollment 734
 Enrolled—4th Reading 751
 To Governor 756
 Approved by Governor May 22, 1971.

SB 248—By Garrett—An Act relating to cities and towns; * * * regulations

* * * rural developments; * * * emergency.

1st Reading 349
 2d Reading 363
 CR 611
 Considered 777
 Considered, advanced, 3d Reading, failed 800
 ML; adopted, passed, reconsidered vote by which advanced 801; 839
 Considered, advanced, 3d Reading, referred 840
 Engrossed—To House 874
 Referred for enrollment 1055
 Enrolled—4th Reading 1107
 To Governor 1118
 Approved by Governor June 16, 1971.

SB 249—By Murphy of the Senate and Willis of the House—An Act relating to the Commissioners of the Land Office; * * * school funds * * * emergency.

1st Reading 350
 2d Reading 363

SB 250—By McSpadden and Miller—An Act relating to public finance * * * building bonds * * * emergency.

1st Reading 350
 2d Reading 363
 CR 441
 Considered, advanced, 3d Reading, referred 458
 Engrossed—To House 464
 Referred for enrollment 933
 Enrolled—4th Reading 949
 To Governor 961
 Approved by Governor June 8, 1971.

SB 251—By Howard—An Act relating to revenue and taxation; * * * Board of Tax-roll Corrections * * *

1st Reading 361
 2d Reading 376
 CR; stricken 490; 604

SB 252—By Howell—An Act relating to the court fund; * * * Special Judges * * * emergency.

1st Reading 362
 2d Reading 376

SB 253—By Stipe—An Act relating to labor *** regulation of hours *** emergency.

1st Reading	362
2d Reading	376
CR	478
Considered, advanced, 3d Reading, failed	886
ML; adopted	887; 934
Votes reconsidered by which considered engrossed; by which advanced	934
Considered, advanced, 3d Reading, referred	934
Engrossed—To House	949

SB 254—By Howard—An Act relating to planning *** cities, towns, and counties ***.

1st Reading	362
2d Reading	376

SB 255—By Martin, Miller, Nichols and Smith of the Senate and Sparkman of the House—An Act relating to nursing home facilities *** emergency.

1st Reading	362
2d Reading	377
CR	387
Considered, advanced, 3d Reading, referred	399
Rule 19f suspended	399
Engrossed—To House	401
HAs read, consideration deferred	452
HAs concurred in, passed as amended	466
Referred for enrollment	466
To Governor	468
Approved by Governor April 8, 1971.	

SB 256—By Hargrave—An Act relating to the definition of deceptive trade practices *** emergency.

1st Reading	363
2d Reading	377

SB 257—By McSpadden of the Senate and Briscoe of the House—An Act relating to schools *** Oklahoma Military Academy to Claremore Junior College *** emergency.

1st Reading	363
2nd Reading	377
CR	387
Considered, advanced, 3d Reading, referred	417
Engrossed—To House	423
Referred for enrollment	567
Enrolled—4th Reading	573
To Governor	573
Approved by Governor April 28, 1971.	

SB 258—By Stipe of the Senate and Fine of the House—An Act relating to professions and occupations *** creating Oklahoma State Board of Public Accountancy *** emergency.

1st Reading	376
2d Reading	388
CR	783
WD, Re-referred	891

SB 259—By Rogers and Miller—An Act relating to schools *** Oklahoma State System of Higher Education *** emergency.

1st Reading	376
2d Reading	388
CR	441
Considered, advanced, 3d Reading, referred	467
Engrossed—To House	473
Referred for enrollment	734
Enrolled—4th Reading	751
To Governor	756
Approved by Governor May 22, 1971.	

SB 260—By Stipe and Trent—An Act relating to the Department of Public Safety *** retirement and pension fund *** emergency.

1st Reading	376
2d Reading	388
CR	718
Considered, advanced, 3d Reading, referred	753
Engrossed—To House	777

SB 261—By Stipe—An Act relating to workmen's compensation *** injured employees *** emergency.

1st Reading	376
2d Reading	388

CR	478
Considered, advanced, 3d Reading, referred	604
Engrossed—To House	615

SB 262—By Stipe—An Act relating to insurance *** practitioner's services *** emergency.

1st Reading	376
2d Reading	388

SB 263—By Howard—An Act relating to town and city plats *** vacation of plat.

1st Reading	387
2d Reading	398
CR	611

Considered, advanced, 3d Reading,
referred

Engrossed—To House	659
Referred for enrollment	670
Enrolled—4th Reading	1057
To Governor	1107
To Governor	1118

Approved by Governor June 16, 1971.

SB 264—By Terrill of the Senate and Clemons of the House—An Act relating to schools *** partial payment of salaries *** emergency.

1st Reading	398
2d Reading	412

SB 265—By Young—An Act relating to the County Sheriffs' Evidence Fund *** appropriation *** emergency.

1st Reading	398
2d Reading	412

SB 266—By Birdsong and Smith—An Act relating to public employees *** bargain collectively *** organizations and fees *** emergency.

1st Reading	412
2d Reading	426
CR	513

Considered, advanced, 3d Reading,
referred

Engrossed—To House	606
Engrossed—To House	624

SB 267—By Howard—An Act relating to taxation *** city taxes *** land ***

area of City *** deannexation ***

1st Reading	425
2d Reading	432

SB 268—By Grantham of the Senate and Boettcher, Conaghan and McCune of the House—An Act relating to court clerks' records; *** specify instruments *** journal record *** microfilm *** emergency.

1st Reading	431
2d Reading	442
CR	501

Considered, advanced, 3d Reading,
referred

Engrossed—To House	557
HAs read, consideration deferred	573
HAs concurred in, passed as amended	784
Referred for enrollment	1056
Enrolled—4th Reading	1056
To Governor	1107
To Governor	1118

Approved by Governor June 16, 1971.

SB 269—By Murphy—An Act relating to motor vehicles *** outside width *** emergency.

1st Reading	432
2d Reading	442
CR	619

Considered, advanced, 3d Reading,
passed (Emergency failed)

ML; adopted, passed, referred	662
Engrossed—To House	663
Referred for enrollment	702
Enrolled—4th Reading	723
To Governor	935
To Governor	949
To Governor	961

Approved by Governor June 8, 1971.

SB 270—By Murphy—An Act relating to schools *** "Jim Thorpe Day" *** emergency.

1st Reading	432
2d Reading	442
CR	666

Considered, advanced, 3d Reading,
referred

Engrossed—To House	701
Engrossed—To House	723

SB 271—By Young—An Act relating to motor vehicles *** lease or loan agree-

ment with the Board of Education * * *
emergency.

1st Reading	432
2d Reading	442
CR	666
Considered, advanced, 3d Reading, referred	776
Engrossed—To House	798
Referred for enrollment	1057
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 11, 1971.	

SB 272—By Young—An Act relating to
education * * * equipment, machinery or
motor vehicles * * * for educational pur-
poses * * * emergency.

1st Reading	432
2d Reading	442

SB 273—By Baggett—An Act relating to
cemeteries * * * emergency.

1st Reading	432
2d Reading	442
CR	534

Considered, advanced, 3d Reading, referred	555
Engrossed—To House	573
Referred for enrollment	1175
Enrolled—4th Reading	1202
To Governor	1208
Approved by Governor June 17, 1971.	

SB 274—By Baggett—An Act relating to
taxation * * * exempting certain foods and
medicines.

1st Reading	432
2d Reading	442

SB 275—By Baggett—An Act relating to
trusts and pools * * * restraints of trade or
commerce * * * emergency.

1st Reading	432
2d Reading	442
CR	501
Considered, advanced, 3d Reading, passed (Emergency failed)	520
ML; adopted, passed, referred	520; 530
Engrossed—To House	538

Referred for enrollment	778
Enrolled—4th Reading	798
To Governor	805
Approved by Governor May 24, 1971.	

SB 276—By Baggett—An Act relating to
property * * * conveyances; * * * valua-
tions * * * emergency.

1st Reading	432
2d Reading	442
CR	697
WD, Re-referred	921

SB 277—By Baggett—An Act relating to
public finance * * * General Revenue
Fund * * * emergency.

1st Reading	432
2d Reading	442

SB 278—By Grantham of the Senate and
McCune, Boettcher and Conaghan of the
House—An Act relating to fees and to cities
and towns * * * collecting fines; fees and
costs * * * emergency.

1st Reading	441
2d Reading	452

SB 279—By Grantham of the Senate
and Boettcher and Conaghan of the
House—An Act relating to conservation of
oil and gas * * * well spacing and drilling
units * * * emergency.

1st Reading	442
2d Reading	452
CR	534

Considered, advanced, 3d Reading,
referred

Engrossed—To House	588
Referred for enrollment	606
Enrolled—4th Reading	1057
To Governor	1107
Approved by Governor June 16, 1971.	1118

SB 280—By Smalley of the Senate and
Payne and Nance of the House—An Act
relating to private foundations * * * Fed-
eral Internal Revenue Code for tax ex-
empt * * * emergency.

1st Reading	451
2d Reading	461

CR	783
Considered, advanced, 3d Reading, passed	841
ML; tabled, referred	842; 882
Engrossed—To House	900
Referred for enrollment	1055
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 17, 1971.	

SB 281—By Capps—An Act relating to public finance * contracts with interest *** funds in bank or depository *** emergency.**

1st Reading	451
2d Reading	461
CR	524
Considered, advanced, 3d Reading, referred	541
Engrossed—To House	556
Referred for enrollment	1057
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 17, 1971.	

SB 282—By Hamilton—An Act relating to state parks * prohibit *** motor vehicles *** emergency.**

1st Reading	451
2d Reading	461
CR	576
Considered, advanced, 3d Reading, referred	587
Engrossed—To House	603
HAs read, consideration deferred	1174
HAs concurred in, passed as amended	1192
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	

SB 283—By Terrill—An Act relating to banks and trust companies * Court of Bank Review *** emergency.**

1st Reading	461
2d Reading	471
CR	524

Considered, advanced, 3d Reading, referred	537
Engrossed—To House	556

SB 284—By McSpadden—An Act relating to the State Examiner and Inspector * creating the State Examiner and Inspector Fund *** emergency.**

1st Reading	461
2d Reading	471
CR	598

Considered, advanced, 3d Reading, Reconsidered vote by which advanced	615
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Considered, advanced, 3d Reading, passed (Emergency failed)	616
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ML; Adopted, Reconsidered vote by which advanced, considered, ad- vanced, 3d Reading, passed	616; 658
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ML; tabled, referred	616; 659
Engrossed—To House	694-A

SB 285—By Field of the Senate and McKee of the House—An Act relating to public lands * rentals *** jurisdiction of the Commissioners of the Land Office *** emergency.**

1st Reading	469
2d Reading	479
CR	611

Considered, advanced, 3d Reading, referred	633
Engrossed—To House	657

SB 286—By Medearis—An Act relating to highways * amount of offer *** right of way ***.**

1st Reading	469
2d Reading	479
CR	501

Considered, advanced, 3d Reading, referred	519
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Engrossed—To House	527
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HAs read, considered, deferred	784
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HAs concurred in, passed as amended	1077
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Referred for enrollment	1077
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Enrolled—4th Reading	1140
To Governor	1172
Approved by Governor June 19, 1971.	

SB 287—By Hargrave—An Act relating to motor carriers * * * Oklahoma Corporation Commission * * * emergency.

1st Reading	470
2d Reading	479

SB 288—By Stipe—An Act relating to the Uniform Commercial Code * * * emergency.

1st Reading	470
2d Reading	479
WD, Re-referred	614
CR	826
Considered, advanced, 3d Reading, passed	885; 888
ML; failed, referred	888; 939
Engrossed—To House	949

SB 289—By Stipe—An Act relating to State Officers and Employees * * * use of personally owned automobiles * * * emergency.

1st Reading	470
2d Reading	479

SB 290—By Crow, Lane and Boetcher of the Senate and Sanguin of the House—An Act relating to liquefied petroleum gases; * * * creating the Oklahoma Liquefied Petroleum Gas Board; * * * emergency.

1st Reading	470
2d Reading	479
CR	583
Considered	617; 627
Considered, advanced, 3d Reading, referred	662
Engrossed—To House	694
HAs read, consideration deferred ...	979
HAs concurred in, passed as amended	1056
Referred for enrollment	1056
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 24, 1971.	

SB 291—By Dahl—An Act relating to authorization to Fair Boards or Associations and Agricultural Expositions to permit quarter horse racing * * * pari-mutuel system * * * creating the Oklahoma Quarter Horse Racing Commission * * * emergency.

1st Reading	470
2d Reading	479
CR	809
WD, Re-referred	896

SB 292—By Garrison of the Senate and Frates of the House—An Act relating to corporations * * * shareholder's meeting * * * emergency.

1st Reading	478
2d Reading	490
CR	803
Considered, advanced, 3d Reading, referred	830
Engrossed—To House	864
Referred for enrollment	1175
Enrolled—4th Reading	1202
To Governor	1208
Approved by Governor June 17, 1971.	

SB 293—By Grantham of the Senate and Conaghan and Boettcher of the House—An Act relating to the disposition of money * * * Flood Control Act of Congress * * * emergency.

1st Reading	478
2d Reading	490
CR	666
Considered, advanced, 3d Reading, referred	722
Engrossed—To House	732
Referred for enrollment	1015
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 16, 1971.	

SB 294—By Hamilton—An Act relating to nonresident contractors * * * notice and bonds * * * emergency.

1st Reading	478
2d Reading	490
CR	583

Considered, advanced, 3d Reading, referred	627
Engrossed—To House	636
Referred for enrollment	1015
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 26, 1971.	

SB 295—By Hamilton—An Act relating to the Oklahoma Capitol Improvement Authority; *** interest rate on bonds; *** emergency.

1st Reading	478
2d Reading	490
CR	534
Considered	557
Considered, advanced, 3d Reading, referred	593
Engrossed—To House	603
HAs read, consideration deferred ..	1112
HAs rejected, Conference requested ..	1115
SCs appointed	1115
Conference granted, HCs named	1118
CCR read, consideration deferred	1182
CCR adopted, passed	1204
ML; tabled	1206; 1207
To House	1207
Referred for enrollment	1217
Enrolled—4th Reading	1228
To Governor	1228
Approved by Governor June 25, 1971.	

SB 296—By Murphy—An Act relating to architects; *** practice of architecture *** emergency.

1st Reading	478
2d Reading	490

SB 297—By Smith, Hamilton and Terrill—An Act relating to sales taxes; *** payment of sales taxes *** emergency.

1st Reading	490
2d Reading	503
CR	524
Considered, advanced, 3d Reading	544
Reconsidered vote by which advanced	544
Considered, advanced, 3d Reading, referred	545

Engrossed—To House	556
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SB 298—By Terrill—An Act relating to relocation assistance for displaced persons; ***.

1st Reading	490
2d Reading	503
CR	729

Considered, advanced, 3d Reading,
referred

Engrossed—To House	823
HAs read, consideration deferred	1022
HAs rejected, Conference requested ..	1029
SCs appointed	1029
Conference granted, HCs named	1056
CCR read, consideration deferred	1152
CCR adopted, passed—To House	1205
Referred for enrollment	1217
Enrolled—4th Reading	1228
To Governor	1228
Approved by Governor June 25, 1971.	

SB 299—By Howell—An Act relating to marriage; *** ceremony *** by a Judge or an ordained ecclesiastical official; *** emergency.

1st Reading	490
2d Reading	503
CR	550

Considered

Considered, advanced, 3rd Reading,
passed (Emergency failed)

ML; adopted, passed, referred	572; 588
Engrossed—To House	609
HAs read, consideration deferred	1022
HAs concurred in, passed as amended	1076

Referred for enrollment	1076
Enrolled—4th Reading	1140
To Governor	1176
Approved by Governor June 24, 1971.	

SB 300—By Howell—An Act relating to civil procedure; *** compliance *** insurance policy, *** emergency.

1st Reading	490
2d Reading	503
CR	550

Considered, advanced, 3d Reading, referred	570
Engrossed—To House	579

SB 301—By Smith of the Senate and Wiedemann of the House—An Act relating to banks; *** drive-in and walk-up services *** emergency.

1st Reading	490
2d Reading	503
CR	513

Considered, advanced, 3rd Reading, referred	540
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Engrossed—To House	556
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Referred for enrollment	632
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Enrolled—4th Reading	657
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To Governor	663
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Approved by Governor May 10, 1971.

SB 302—By Baggett—An Act relating to elections; *** county registrar *** emergency.

1st Reading	502
2d Reading	514

SB 303—By Graves and Medearis of the Senate and Boettcher of the House—An Act relating to savings and loan associations; *** emergency.

1st Reading	502
2d Reading	514
CR	570
WD, Re-referred	921

SB 304—By Graves—An Act relating to banks and trust companies; *** establishing Oklahoma Banking Department; *** emergency.

1st Reading	502
2d Reading	514
CR	826

Considered, advanced, 3d Reading, passed (Emergency failed)	891
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ML; referred	893; 942
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Engrossed—To House	966
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HAs read, consideration deferred	1176
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HAs concurred in, passed as amended	1214
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Referred for enrollment	1214
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Enrolled, 4th Reading	1228
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To Governor	1228
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Approved by Governor June 24, 1971.

SB 305—By Baggett—An Act relating to public finance; *** approval of claims and payrolls; *** emergency.

1st Reading	514
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2d Reading	525
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CR	826
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Considered, advanced, 3d Reading, referred	879
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Engrossed—To House	900
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HAs read, consideration deferred	1186
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HAs rejected, Conference requested	1217
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SCs appointed	1217
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Conference granted, HCs named	1218
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CCR read, adopted, passed	1218
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Referred for enrollment	1228
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Enrolled—4th Reading	1228
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To Governor	1228
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Approved by Governor June 25, 1971.

SB 306—By Grantham of the Senate and Sparkman and McCune of the House—An Act relating to children; *** legal guardian of estate of child *** emergency.

1st Reading	514
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2d Reading	525
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CR	550
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Considered, advanced, 3d Reading, referred	589
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Engrossed—To House	603
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Referred for enrollment	1015
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Enrolled—4th Reading	1107
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To Governor	1118
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Approved by Governor June 16, 1971.

SB 307—By Payne—An Act relating to cities and towns; *** counties, cities and towns may provide hospital and medical benefits, accident, health and life insurance for officers and employees *** emergency.

1st Reading	514
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2d Reading	525
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CR	611
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Considered, advanced, 3d Reading,	
passed	657
ML; WD, referred	658; 660
Engrossed—To House	694
HAs read, consideration deferred	1186
HAs concurred in, passed as amended	1191
Referred for enrollment	1191
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 25, 1971.	

SB 308—By Grantham of the Senate and Boettcher and Conaghan of the House—An Act relating to taxation; *** gross production Tax *** emergency.

1st Reading	524
2d Reading	534
CR	783
Considered, advanced, 3d Reading,	
failed	810
ML; adopted, passed	810; 866
Reconsidered vote by which advanced	867
WD, Re-referred	867

SB 309—By Garrison of the Senate and Witt of the House—An Act relating to county and county officers; *** "Actual Mileage" or "Mileage" *** sheriff or deputy sheriff *** emergency.

1st Reading	524
2d Reading	534

SB 310—By Howard of the Senate and Bamberger, Atkins and Gooden of the House—An Act relating to public health and safety; *** Oklahoma Clean Air Act; *** emergency.

1st Reading	525
2d Reading	534
CR	697
Considered, advanced, 3d Reading,	
referred	776
Engrossed—To House	810

SB 311—By Smith of the Senate and Hopkins and Randle of the House—An Act relating to electrical examining and appeals board; *** competency; *** experience *** schooling; *** emergency.

1st Reading	525
2d Reading	534
CR	611

Considered, advanced, 3rd Reading,	
passed (Emergency failed)	661
ML; adopted, passed referred	661; 702
Engrossed—To House	723
HAs read, consideration deferred	1176
HAs concurred in, passed as amended	1190
Referred for enrollment	1190
Enrolled—4th Reading	1207
To Governor	1228
Approved by Governor June 24, 1971.	

SB 312—By Rogers and Keels—An Act relating to criminal procedure; *** bail; *** emergency.

1st Reading	525
2d Reading	534
CR	611
WD, Re-referred	902

SB 313—By Terrill of the Senate and Ferrell of the House—An Act relating to children; *** termination of parental rights; *** emergency.

1st Reading	534
2d Reading	553
CR	666
Considered, advanced, 3rd Reading,	
referred	745
Engrossed—To House	777

SB 314—By Mockinridge and Smith—An Act relating to credit reports; *** administration and enforcement ***.

1st Reading	534
2d Reading	553
CR	869
WD, Re-referred	921

SB 315—By Baggett—An Act relating to the Oklahoma State Regents for Higher Education and the University of Oklahoma Medical Center; *** reappropriation *** emergency.

1st Reading	534
2d Reading	553
CR	653

Considered, advanced, 3d Reading, referred	671
Engrossed—To House	694
Referred for enrollment	810
Enrolled—4th Reading	835
To Governor	837
Approved by Governor May 28, 1971.	

SB 316—By Birdsong and Howard of the Senate and Sandlin of the House—An Act relating to private employment agencies; *** emergency.

1st Reading	534
2d Reading	553

SB 317—By Ham—An Act relating to probate procedure; *** guardian may effectuate an exchange *** notice and hearing *** emergency.

1st Reading	552
2d Reading	570
CR	598

Considered, advanced, 3rd Reading, referred	673
Engrossed—To House	694
HAs read, consideration deferred....	1176
HAs concurred in, passed as amended	1192
Referred for enrollment	1192
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	

SB 318—By Luton, Garrison, Howell, Garrett, Smalley and Young—An Act relating to civil procedure; *** attorney fee in tort actions *** emergency.

1st Reading	552
2d Reading	570
CR	611

Considered, advanced, 3d Reading, referred	723
Engrossed—To House	732

SB 319—By Hargrave—An Act relating to crimes and punishments; *** connected with credit cards; *** emergency.

1st Reading	552
2d Reading	570
CR	611

Considered, advanced, 3d Reading, referred	673
Engrossed—To House	694
Referred for enrollment	1015
Enrolled—4th Reading	1107
To Governor	1118
Approved by Governor June 19, 1971.	

SB 320—By McSpadden and Smith—An Act relating to port authorities; * * * emergency.

1st Reading	577
2d Reading	583
CR	666

Considered, advanced, 3d Reading, referred	736
Engrossed—To House	751
Referred for enrollment	1175
Enrolled—4th Reading	1202
To Governor	1208
Approved by Governor June 17, 1971.	

SB 321—By Baggett—An Act relating to the office of the State Board of Public Affairs and Capitol Medical Center Improvement and Zoning Commission *** appropriation *** emergency.

1st Reading	578
2d Reading	583

SB 322—By Dahl—An Act relating to counties; *** salaries for county officials; *** emergency.

1st Reading	583
2d Reading	599

SB 323—By Murphy—An Act relating to the Oklahoma Historical Society *** appropriation *** emergency.

1st Reading	583
2d Reading	599
CR	718

Considered, advanced, 3d Reading, referred	772
Engrossed—To House	798

SB 324—By Dahl—An Act relating to agriculture; * * * identification of cattle moved in channels of trade; * * *.

1st Reading	598
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2d Reading 612

SB 325—By Stipe of the Senate and Monks of the House—An Act relating to occupational health and safety; *** personnel of the Department of Labor *** emergency.

1st Reading 598

2d Reading 612

CR 809

Considered, advanced, 3d Reading, referred 867

Engrossed—To House 874

HAS read, consideration deferred..... 1176

HAS concurred in, passed as amended 1191

Referred for enrollment..... 1191

Enrolled—4th Reading 1227

To Governor 1228

Approved by Governor June 26, 1971.

SB 326—By Hargrave—An Act relating to crimes and punishments; *** financial interest in bars or clubs selling or dispensing alcoholic beverages or malt liquor; *** emergency.

1st Reading 599

2d Reading 612

CR 782

WD, referred 921

SB 327—By Berrong—An Act relating to public health and safety; *** approval by the State Board of Health *** institutional interest in land can be conveyed; *** emergency.

1st Reading 612

2d Reading 621

CR 653

Considered, advanced 734

3d Reading, referred 822

Engrossed—To House 835

SB 328—By Stipe—An Act relating to prisons and reformatories; *** approval by the State Board of Corrections *** institutional interest in land can be conveyed; *** emergency.

1st Reading 621

2d Reading 632

CR 782

Considered 821

Considered, advanced, 3d Reading, referred 822

Engrossed—To House 837

HAS read, consideration deferred..... 1217

SB 329—By Howell—An Act relating to motor vehicles; *** license fee for automobiles and trucks *** less than one ton ***

1st Reading 621

2d Reading 632

CR 783

WD, Re-referred 880

SB 330—By Young—An Act relating to crimes; * * * illegally obtained property; *** emergency.

1st Reading 631

2d Reading 654

CR 809

Considered, advanced, 3d Reading, referred 899

Engrossed—To House 912

SB 331—By Phillips—An Act relating to mines and mining; *** creating a District in Ottawa County known as the Pitcher Minewater Authority; *** emergency.

1st Reading 631

2d Reading 654

SB 332—By Ferrell—An Act relating to labor, pertaining to employment agencies; *** maximum fees *** emergency.

1st Reading 632

2d Reading 654

CR 846

Considered, advanced, 3d Reading, referred 900

Engrossed—To House 912

SB 333—By Garrison—An Act relating to mines and mining; * * * mining permit; *** emergency.

1st Reading 654

2d Reading 666

SB 334—By Howard and Smith—An Act relating to professions and occupations; *** creating the Oklahoma State Board of Review ***.

1st Reading 666
2d Reading 676

SB 335—By Miller, Smith and Garrison—An Act relating to the State Merit System of Personnel Administration; * * * State Department of Education; * * * emergency.

1st Reading 666
2d Reading 676
CR 729

Considered, advanced, 3d Reading, referred 752

Engrossed—To House 777

HAs read, consideration deferred 944

HAs concurred in, passed as amended 997

Referred for enrollment 997

Enrolled—4th Reading 1008

To Governor 1011

Approved by Governor June 8, 1971.

SB 336—By Birdsong—An Act relating to motor vehicles; *** clubs or other associations *** guaranteed arrest bond certificates; ***.

1st Reading 666
2d Reading 676

SB 337—By Murphy—An Act relating to professions and occupations; *** practice of cosmetology; exempting sales people demonstrating manufacturer's products in retail establishments *** emergency.

1st Reading 676
2d Reading 698
CR 729
WD, Re-referred 864

SB 338—By Grantham of the Senate and McCune, Boettcher and Conaghan of the House—An Act relating to taxation; *** rate of interest *** on delinquent ad valorem taxes; *** emergency.

1st Reading 697

2d Reading 718

CR 782

Considered, advanced, 3d Reading, referred 884

Engrossed—To House 900

Referred for enrollment 1175

Enrolled—4th Reading 1202

To Governor 1208

Approved by Governor June 17, 1971.

SB 339—By McGraw—An Act relating to public health; *** emergency medical care by mobile intensive care paramedics; *** civil liability of physicians or nurses *** emergency.

1st Reading 697

2d Reading 718

CR 742

Considered, advanced, 3d Reading; referred 778; 804

Engrossed—To House 823

HAs read, consideration deferred 1186

HAs rejected, Returned to House Committee 1202

SB 340—By Phillips of the Senate and Briscoe of the House—An Act relating to the Grand River Dam Authority; * * * including the county of Nowata within the boundary *** emergency.

1st Reading 697

2d Reading 718

CR 783

Considered, advanced, 3d Reading, referred 816

Engrossed—To House 837

SB 341—By Murphy—An Act creating the "Jim Thorpe Memorial - Oklahoma Athletic Hall of Fame Commission"; *** emergency.

1st Reading 697

2d Reading 718

CR 741

Considered, advanced, 3d Reading, referred 838

Engrossed—To House 864

Referred for enrollment 1011

Enrolled—4th Reading	1015
To Governor	1030
Approved by Governor June 12, 1971.	

SB 342—By Howell—An Act relating to motor vehicles *** licensing of manufacturers, new car, *** used car, *** and salvage *** dealers; ***.

1st Reading	718
2d Reading	729
CR	782
WD, Re-referred	880

SB 343—By Hamilton, Smith and Howell—An Act relating to electronic data processing; *** "Division of Data Processing Planning"; *** emergency.

1st Reading	718
2d Reading	729
CR	765
Considered, advanced, 3d Reading, referred	798
Engrossed—To House	810
HAs read, consideration deferred	1022
HAs rejected, Conference requested	1029
SCs appointed	1029
Conference granted, HCs named	1056
CCR read, consideration deferred	1061
CCR adopted, passed—To House	1105
Referred for enrollment	1140
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 25, 1971.	

SB 344—By Howard—An Act relating to motor vehicles; *** mobile home combinations; *** emergency.

1st Reading	742
2d Reading	771
CR	809
Considered, advanced, 3d Reading, referred	890
Engrossed—To House	900

SB 345—By Grantham of the Senate and McCune, Boettcher, and Conaghan of the House—An Act relating to criminal procedure; *** expenses of witnesses for the State *** emergency.

1st Reading	742
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2d Reading	771
CR	809
Considered, advanced, 3d Reading, referred	885
Engrossed—To House	900
Referred for enrollment	1175
Enrolled—4th Reading	1202
To Governor	1208
Approved by Governor June 17, 1971.	

SB 346—By Baggett—An Act relating to labor; *** payment of wages *** emergency.

1st Reading	742
2d Reading	771
CR	809
Considered, advanced, 3d Reading, referred	842
Engrossed—To House	864

SB 347—By Martin—An Act relating to drugs and pharmacy; *** renewal fee; *** emergency.

1st Reading	742
2d Reading	771
CR	782
WD, Re-referred	880

SB 348—By Smith—An Act relating to revenue and taxation; *** technical amendments *** emergency.

1st Reading	742
2d Reading	771

SB 349—By Luton—An Act relating to motor vehicles; *** gross weight *** emergency.

1st Reading	742
2d Reading	771
CR	809
Considered, advanced, 3d Reading, failed, ML	841

SB 350—By Young—An Act relating to revenue and taxation; *** exemptions to parents *** emergency.

1st Reading	742
2d Reading	771

SB 351—By Smith—An Act relating to insurance; *** premium tax *** emergency.

1st Reading	742
2d Reading	771
CR	809
Considered, advanced, 3d Reading, referred	831
Engrossed—To House	864
HAs read, consideration deferred....	960
HAs concurred in, passed as amended	962
Referred for enrollment	962
Enrolled—4th Reading	966
To Governor	979
Approved by Governor June 4, 1971.	

SB 352—By Rogers—An Act relating to insurance; *** "Psychologists Licensing Act," *** emergency.

1st Reading	742
2d Reading	771
CR	782
WD, Re-referred	921

SB 353—By Ferrell—An Act relating to the State Board of Public Affairs; *** interagency mailing service *** emergency.

1st Reading	770
2d Reading	783

SB 354—By Young—An Act relating to court reporters *** temporary certificate *** emergency.

1st Reading	770
2d Reading	783
CR	809
Considered, advanced, 3d Reading, referred	898
Engrossed—To House	912

SB 355—By Smith—An Act relating to taxation; *** stating technical amendments and corrections; *** emergency.

1st Reading	770
2d Reading	783
CR	809

Considered, advanced, 3d Reading,

referred	918
Engrossed—To House	932

SB 356—By Crow of the Senate and Stratton of the House—An Act relating to agriculture; *** fees for testing, weighing and measuring devices *** emergency.

1st Reading	783
2d Reading	809
CR	810

Considered, advanced, 3rd Reading, passed

ML; time extended	831; 893; 922
ML; adopted	939
Vote reconsidered by which advanced	939
Considered, advanced, 3rd Reading, referred	939
Engrossed—To House	949

SB 357—By Graves—An Act relating to industrial housing; *** emergency.

1st Reading	809
Unanimous consent request	823
2d Reading	826

SB 358—By Murphy—An Act pertaining to the Oklahoma State System of higher education; *** general liability insurance; *** emergency.

1st Reading	803
Unanimous consent request	823
2d Reading	826
CR	846

Considered, advanced, 3d Reading, referred

Engrossed—To House	901
Engrossed—To House	912
Referred for enrollment	1175
Enrolled—4th Reading	1202
To Governor	1208
Approved by Governor June 17, 1971.	

SB 359—By Stansberry and McCune—An Act relating to legislative apportionment; *** emergency.

1st Reading	846
2d Reading	872

SB 360—By Howell—An Act to provide for the establishment of standards of construction for factory manufactured mobile homes; * * *.

1st Reading 870
2d Reading 896

SB 361—By Payne—An Act relating to animals; * * * unrestrained * * * emergency.

1st Reading 870
2d Reading 896

SB 362—By Birdsong—An Act relating to electric service; * * * distribute and sell * * * emergency.

1st Reading 908
2d Reading 926

SB 363—By Holden—An Act relating to oil and gas; * * * proceedings before the corporation commission; * * * emergency.

1st Reading 965
2d Reading 1001

SB 364—By Murphy—An Act relating to real property; * * * titles by prescription; * * * emergency.

1st Reading 1127
2d Reading 1139

PART II

SENATE JOINT RESOLUTIONS

*To Dean
4-15-72*

SJR 1—By Holden and Grantham of the Senate and Sanguin of the House—A Joint Resolution relating to oil and gas * * * emergency.

1st Reading	35
2d Reading	40
CR	78
Considered	83
Considered, advanced, 3d Reading, referred	83
Engrossed—To House	88
Referred for enrollment	135
Enrolled—4th Reading	138
To Governor	156
Approved by Governor February 12, 1971.	

SJR 2—By Baggett of the Senate and Spearman of the House—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment to the Constitution * * * Legislative Reapportionment * * * special election.

1st Reading	35
2d Reading	40
CR	111
Considered, advanced, 3d Reading, referred	125
Engrossed—To House	129

SJR 3—By Grantham—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment to the Constitution * * * providing for right of trial by jury * * * special election.

1st Reading	35
2d Reading	40

SJR 4—By Baggett—A Joint Resolution proposing an amendment to * * * Con-

stitution * * * defining qualified electors * * * special election.

1st Reading	35
2d Reading	40
CR	111
Considered, advanced, 3d Reading, referred	123
Engrossed—To House	129
HAs read, consideration deferred	443
HAs rejected, Conference requested ..	460
SCs appointed	460
Conference granted, HCs named	471
CCR read, consideration deferred	1187
CCR adopted, passed—To House	1215
Referred for enrollment	1217
Enrolled—4th Reading	1228
To Secretary of State	1228

SJR 5—By McCune—A Joint Resolution directing the Secretary of State to refer to the people * * * a proposed amendment * * * of the Constitution * * * creating State Pardon and Parole Board * * * special election.
special election.

1st Reading	52
2d Reading	58

SJR 6—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people * * * proposed amendment * * * Constitution * * * State Auditor * * * special election.

1st Reading	57
2d Reading	75

SJR 7—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people * * * amendment * * *

of the Constitution *** Commissioner of Labor *** special election.

1st Reading 57

2d Reading 75

CR 111

Considered, advanced, 3d Reading,
failed 126

SJR 8—By McSpadden—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment to the Constitution *** requirement voters be property taxpayers *** elections *** special election.

1st Reading 57

2d Reading 75

CR 188

Considered, advanced, 3d Reading,
referred 220

Engrossed—To House 228

Referred for enrollment 288

Enrolled—4th Reading 299

To Secretary of State 305

SJR 9—By Field of the Senate and McKee of the House—A Joint Resolution authorizing and empowering the Oklahoma Industrial Development and Park Department *** lease surface rights *** lands in Beaver County, Oklahoma, for establishing a State Park ***.

1st Reading 88

2d Reading 93

CR 104

Considered, advanced, 3d Reading,
referred 116

Engrossed—To House 119

Referred for enrollment 204

Enrolled—4th Reading 209

To Governor 216

Approved by Governor February 26, 1971.

SJR 10—By Breckinridge—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** Constitution *** requirement *** voters be property taxpayers *** ballot title *** special election.

1st Reading 96

2d Reading 104

CR 187

Considered, advanced, 3d Reading,

referred 217

Engrossed—To House 224

SJR 11—By Crow and Smalley—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** exemption of certain property *** taxation *** special election.

1st Reading 112

2d Reading 120

SJR 12—By Terrill—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** of the Oklahoma Constitution; tax levy *** special election.

1st Reading 120

2d Reading 131

CR 598

Considered, advanced, 3d Reading,
referred 702

Engrossed—To House 723

SJR 13—By Williams of the Senate and Thornhill of the House—A Joint Resolution *** feasibility study *** a state park in the Glass Mountains *** emergency.

1st Reading 228

2d Reading 236

CR 337

Considered, advanced, 3d Reading,
referred 353

Engrossed—To House 365

SJR 14—By Medearis and Hamilton—A Joint Resolution directing the Secretary of State to refer to the people a proposed amendment *** increased rates of taxation for certain school improvements *** special election.

1st Reading 236

2d Reading 244

CR 697

Considered, advanced, 3d Reading,
referred 832

Engrossed—To House 864

SJR 15—By Terrill of the Senate and Lindstrom of the House—A Joint Resolution *** feasibility study establishing a state park in Comanche County *** emergency.

CR	611
Considered, advanced, 3d Reading, referred	810
Engrossed—To House	835
Referred for enrollment	1055
Enrolled—4th Reading	1107
To Secretary of State	1118

SJR 23—By Young of the Senate and Hancock of the House—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** of Constitution *** composition of a Grand Jury ***.

1st Reading	471
2d Reading	479
CR	611
Considered, advanced, 3d Reading, referred	812
Engrossed—To House	835
Referred for enrollment	1055
Enrolled—4th Reading	1107
To Secretary of State	1118

SJR 24—By Murphy of the Senate and Willis of the House—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amendment *** of the Constitution *** investment of *** education funds *** special election.

1st Reading	479
2d Reading	490
CR	513
Considered, advanced, 3d Reading, referred	590
Engrossed—To House	604
Referred for enrollment	715
Enrolled—4th Reading	723
To Secretary of State	730

SJR 25—By Birdsong of the Senate and Andrews of the House—A Joint Resolution relating to boats or vessels *** registration. ***

1st Reading	553
2d Reading	570
CR	631
Considered, advanced, 3d Reading, referred	656
Engrossed—To House	670

Referred for enrollment	887
Enrolled—4th Reading	900
To Governor	902

Approved by Governor May 28, 1971.

SJR 26—By Hamilton, Smith, Howard, Hargrave, Inhofe, Breckinridge and McGraw of the Senate and Willis of the House—A Joint Resolution relating to the State Legislative Council *** medical school *** Tulsa, Oklahoma *** emergency.

1st Reading	553
2d Reading	570
CR	533

Considered, advanced, 3d Reading, referred	656
Engrossed—To House	694
Referred for enrollment	933
Enrolled—4th Reading	949
To Governor	961

Approved by Governor June 8, 1971.

SJR 27—By Smith and McSpadden of the Senate and Willis of the House—A Joint Resolution relating to the Special Events Commission *** Tulsa Port of Catoosa and McClellan-Kerr Arkansas River Project *** emergency.

1st Reading	570
2d Reading	578
CR	631
WD, Re-referred	718

SJR 28—By Nichols of the Senate and Boren of the House—A Joint Resolution relating to schools *** classroom space *** emergency.

1st Reading	632
2d Reading—To Calendar	654
Considered, advanced, 3d Reading, referred	672
Engrossed—To House	694

SJR 29—By Dahl—A Joint Resolution *** official day *** Indian tribe in Oklahoma ***.

1st Reading	676
2d Reading	698

SJR 30—By Baggett—A Joint Resolution directing the Secretary of State to refer to the people *** proposed amend-

ment *** creating a State Board of Education *** special election.

1st Reading 743

2d Reading 771

SJR 31—By Grantham of the Senate and Conaghan and Boettcher of the House—A Joint Resolution *** indebtedness *** Board of County Commissioners of Kay County *** emergency.

1st Reading 743

2d Reading 771

CR 809

Considered, advanced, 3d Reading, referred 899

Engrossed—To House 912

Referred for enrollment 1175

Enrolled—4th Reading 1202

To Governor 1208

Approved by Governor June 16, 1971.

SJR 32—By Ferrell—A Joint Resolution *** interagency mailing service *** emergency.

1st Reading 770

2d Reading 783

SJR 33—By Smith of the Senate and Privett of the House—A Joint Resolution relating to banks and trust companies *** drive-in *** facilities *** emergency.

1st Reading 809

Unanimous Consent Request 823

2d Reading 826

CR 846

Considered, advanced, 3d Reading, referred 911

Engrossed—To House 932

HAs read, consideration deferred 1111

HAs concurred in, passed as amended 1211

Referred for enrollment 1211

Enrolled—4th Reading 1228

To Governor 1228

Approved by Governor June 17, 1971.

SJR 34—By Smith—A Joint Resolution directing the Secretary of State to refer to the people an amendment *** Constitution *** creating the Legislative Reapportionment Commission ***.

1st Reading 826

2d Reading 846

SJR 35—By Luton of the Senate and Odom of the House—An Act *** reorganization of the State Executive Department *** emergency.

1st Reading 869

2d Reading—To Calendar 870

Considered, advanced, 3d Reading, referred 904

Engrossed—To House 912

Referred for enrollment 1015

Enrolled—4th Reading 1107

To Governor 1118

Approved by Governor June 12, 1971.

SJR 36—By Young—A Joint Resolution *** study and investigation of the Office of State Insurance Commissioner *** emergency.

1st Reading 869

2d Reading—To Calendar 896

Considered, advanced, 3d Reading, referred 910

Engrossed—To House 932

SJR 37—By Boecher of the Senate and Bradley of the House—A Joint Resolution relating to game and fish *** hunting and fishing licenses *** emergency.

1st Reading 908

2d Reading—To Calendar 926

Considered, advanced, 3d Reading, referred 947

Engrossed—To House 966

Referred for enrollment 1174

Enrolled—4th Reading 1202

To Governor 1208

Approved by Governor June 16, 1971.

SJR 38—By Miller, Terrill, Hamilton, Smalley, Baggett and Smith—A Joint Resolution *** guidelines *** Oklahoma State Regents for Higher Education *** emergency.

1st Reading 925

2d Reading—To Calendar 943

Considered, advanced, 3d Reading, referred 966

Engrossed—To House	1007
HAs read, consideration deferred	1112
HAs rejected, Conference requested	1115
SCs appointed	1115
Conference granted, HCs named	1118
CCR read, consideration deferred	1155
CCR adopted, passed—To House	1174
Referred for enrollment	1176
Enrolled—4th Reading	1210
To Governor	1227
Approved by Governor June 17, 1971.	

SJR 39—By Smith of the Senate and Privett of the House—A Joint Resolution relating to the Executive Committee of the State Legislative Council * * * emergency.

1st Reading	1013
2d Reading—To Calendar	1060

Considered, advanced, 3d Reading, referred	1137
Engrossed—To House	1169
Referred for enrollment	1211
Enrolled—4th Reading	1227
To Governor	1228
Approved by Governor June 24, 1971.	

SJR 40—By Ferrell, Garrison, Berong, Grantham, Dahl, Breckinridge, Lamb, Terrill, Inhofe, Nichols, McGraw and Young of the Senate and McKee of the House—A Joint Resolution creating the American Revolution Bicentennial Commission * * *.

1st Reading	1127
2d Reading—To Calendar	1189
Considered, advanced, 3d Reading, referred	1204
Engrossed—To House	1210

PART III

SENATE CONCURRENT RESOLUTIONS

SCR 1—By Stipe of the Senate and Huddleston of the House—A Concurrent Resolution *** Labeling of Imported Beef as Such ***.

Introduced	66
Adopted, referred	75
Engrossed—To House	81
Referred for enrollment	83
Enrolled—To House	86
To Secretary of State	86

SCR 2—By Terrill and Garrison of the Senate and Wolf (Leland) of the House—A Concurrent Resolution relating to the *** Council of the Boy Scouts of America ***.

Introduced	89
Adopted, referred	89
Engrossed—To House	93
Referred for enrollment	98
Enrolled—To House	112
To Secretary of State	118

SCR 3—By Stipe of the Senate—A Concurrent Resolution expressing gratitude and commending the Kerr Foundation and Oklahoma Baptist University for the Legislative Internship Program ***.

Introduced	112
Adopted, referred	112
Engrossed—To House	119
Referred for enrollment	135
Enrolled—To House	146
To Secretary of State	156

SCR 4—By Murphy of the Senate and Draper of the House—A Concurrent Resolution recognizing and commending

Mrs. Tommye Thompson *** 1970 Edward J. Meeman Award.

Introduced	112
Adopted, referred	112
Engrossed—To House	119
Referred for enrollment	135
Enrolled—To House	146
To Secretary of State	156

SCR 5—By Miller of the Senate and Abbott of the House—A Concurrent Resolution commending and congratulating the 1970 Ada High School "Cougars" ***.

Introduced	148
Adopted, referred	148
Engrossed—To House	151
Referred for enrollment	159
Enrolled—To House	163
To Secretary of State	176

SCR 6—By Luton and Baggett — A Concurrent Resolution *** study by the State Legislative Council *** studying state governmental organization and operations ***.

Introduced	148
Adopted, referred	154
Engrossed—To House	158
Has read; rejected, conference requested, SCs appointed	253; 262
Conference granted, HCs named	267

SCR 7—By Terrill and Smith of the Senate and Abbott of the House—A Concurrent Resolution directing the Oklahoma Education Commission to study *** a self-insurance program ***.

Introduced	153
Adopted, referred	153

Engrossed—To House	158
Referred for enrollment	247
Enrolled—To House	253
To Secretary of State	259

SCR 8—By Grantham of the Senate and McCune of the House—A Concurrent Resolution encouraging the continuation of study *** Eminent Domain Laws ***

Introduced	154
Adopted, referred	154
Engrossed—To House	158
Referred for enrollment	176
Enrolled—To House	179
To Secretary of State	180

SCR 9—By Garrison, McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young of the Senate and McCune of the House—A Resolution of condolence on the death of Herbert H. Quirk.

Introduced	159
Adopted, referred	159
Engrossed—To House	163
Referred for enrollment	176
Enrolled—To House	182
To Secretary of State	189

SCR 10—By Nichols of the Senate and Sparkman of the House—A Concurrent Resolution relating to public welfare; *** federally-financed system of public assistance ***.

Introduced	179
Considered	189
Adopted, referred	197
Engrossed—To House	203
Referred for enrollment	204
Enrolled—To House	204
To Secretary of State	204

SCR 11—By Terrill, Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Trent, Williams and Yung—A Concurrent Resolution relating to American Servicemen held captive by the government of North Vietnam and its allies ***.

Introduced	208
Adopted, referred	208
Engrossed—To House	208
Referred for enrollment	247
Enrolled—To House	253
To Secretary of State	259

SCR 12—By Field of the Senate and McKee of the House—A Concurrent Resolution relating to motor vehicle licensing and registration *** penalties ***.

Introduced	237
Adopted, referred	237
Engrossed—To House	238
Referred for enrollment	248
Enrolled—To House	248
To Secretary of State	248

SCR 13—By Stipe, Payne, Rogers and Ferrell of the Senate and Skeith of the House—A Concurrent Resolution *** Arkansas River Navigation Project *** Central Oklahoma Navigation Project ***.

Introduced	245
Adopted, referred	245
Engrossed—To House	253
Referred for enrollment	289
Enrolled—To House	307
To Secretary of State	310

SCR 14—By Stipe, Capps, Taliaferro, Terrill, Boecher, Murphy, McCune and Stansberry of the Senate and Skeith, et al, of the House—A Concurrent Resolution relating to the 1971 Oklahoma State "Ability Counts" contest ***.

Introduced	267
Adopted, referred	267
Engrossed—To House	275
Referred for enrollment	289
Enrolled—To House	310
To Secretary of State	313

SCR 15—By Ham of the Senate and Elder of the House—A Concurrent Resolution relating to passenger train service by the National Railroad Passenger Service Corporation * * *.

Introduced	282
Adopted, referred	282
Engrossed—To House	289
Referred for enrollment	289
Enrolled—To House	308
To Secretary of State	313

SCR 16—By Martin of the Senate and Duke of the House—A Concurrent Resolution extending congratulations to the City of Ardmore * * *.

Introduced	307
Adopted, referred	307
Engrossed—To House	314
Referred for enrollment	322
Enrolled—To House	324
To Secretary of State	324

SCR 17—By Martin of the Senate and Duke of the House—A Concurrent Resolution extending congratulations to the Ardmore High School "Tigers" Basketball Team * * *.

Introduced	307
Adopted, referred	307
Engrossed—To House	314
Referred for enrollment	322
Enrolled—To House	324
To Secretary of State	324

SCR 18—By Lane of the Senate and Payne of the House—A Concurrent Resolution relating to publications * * *.

Introduced	310
Adopted, referred	314
Engrossed—To House	321
Referred for enrollment	350
Enrolled—To House	365
To Secretary of State	367

SCR 19—By Field of the Senate and McKee of the House—A Concurrent Resolution memorializing Congress * * * certain Panhandle counties a National Park * * *.

Introduced	314
Adopted, referred	314
Engrossed—To House	321
Referred for enrollment	328
Enrolled—To House	343
To Secretary of State	348

SCR 20—By Rogers and Grantham—A Concurrent Resolution Congratulating Cheri Barber * * *.

Introduced	347
Adopted, referred	347
Engrossed—To House	354
Referred for enrollment	365
Enrolled—To House	390
To Secretary of State	394

SCR 21—By Field and Williams of the Senate and McKee of the House—A Concurrent Resolution Commending * * * 1971 Goodwell High School Boys Basketball Team * * *.

Introduced	357
Adopted, referred	357
Engrossed—To House	373
Referred for enrollment	378
Enrolled—To House	384
To Secretary of State	386

SCR 22—By Howard—A Concurrent Resolution Recognizing April 28, 1971, as National Prisoner of War Day * * *.

Introduced	357
Adopted, referred	357
Engrossed—To House	365
Referred for enrollment	422
Enrolled—To House	435
To Secretary of State	443

SCR 23—By Stansberry, Smith, Ferrell, and Dahl of the Senate—A Concurrent Resolution requesting * * * creation of a new Medical and/or Dental School in Tulsa, Oklahoma * * *.

Introduced	358
Adopted, referred	438
Engrossed—To House	445

HAS read, concurred in.....	849
Adopted, referred for enrollment.....	1078
Enrolled—To House	1138
To Secretary of State	1159

SCR 24—By Miller of the Senate and Abbott of the House—A Concurrent Resolution *** congratulations to Ada High School "Cougars" basketball team ***.

Introduced	368
Adopted, referred	368
Engrossed—To House	380
Referred for enrollment	388
Enrolled—To House	401
To Secretary of State	404

SCR 25—By Baggett, Smith and Howard of the Senate—A Concurrent Resolution Ratifying *** Right to Vote to citizens eighteen years of age ***.

Introduced	386
Adopted, referred	393
Engrossed—To House	401

SCR 26—By Smith—A Concurrent Resolution commending the Tulsa Central High School "Braves" basketball team.

Introduced	388
Adopted, referred	388
Engrossed—To House	401
Referred for enrollment	422
Enrolled—To House	435
To Secretary of State	443

SCR 27—By Miller of the Senate and Abbott of the House—A Concurrent Resolution *** 1971 East Central State College "Tigers" basketball team ***.

Introduced	399
Adopted, referred	399
Engrossed—To House	415
Referred for enrollment	462
Enrolled—To House	473
To Secretary of State	479

SCR 28—By Stipe, Garrison, Young, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels,

Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smith, Stansberry, Taliaferro, Terrill, Trent and Williams of the Senate and Pierce and Monks of the House—A Resolution *** executive clemency to Lt. William Calley.

Introduced	423
Adopted, referred	423
Engrossed—To House	428
Referred for enrollment	433
Enrolled—To House	439
To Secretary of State	443

SCR 29—By Smalley and Smith of the Senate and Cate and Wolf of the House—A Resolution *** Passing of Gomer Jones, University of Oklahoma Athletic Director ***.

Introduced	450
Adopted, referred	453
Engrossed—To House	464
Referred for enrollment	472
Enrolled—To House	483
To Secretary of State	484

SCR 30—By Crow, Field, Williams, Boecher and Capps—A Concurrent Resolution *** incentive type payments *** setting aside of additional acres from production ***.

Introduced	454
Adopted, referred	454
Engrossed—To House	464
Referred for enrollment	472
Enrolled—To House	483
To Secretary of State	484

SCR 31—By Trent of the Senate and Payne of the House—A Concurrent Resolution Recognizing The National Sandbass Festival ***.

Introduced	495
Adopted, referred	495
Engrossed—To House	506
Referred for enrollment	514
Enrolled—To House	527
To Secretary of State	530

SCR 32—By Smith, Hargrave, and

Howard of the Senate, and Randle of the House—A Resolution Commending and Congratulating Oral Roberts University ***.

Introduced	495
Adopted, referred	495
Engrossed—To House	506
Referred for enrollment	514
Enrolled—To House	527
To Secretary of State	530

SCR 33—By Crow—A Concurrent Resolution recognizing the need to develop the water resources of this state ***.

Introduced	520
Adopted, referred	531
Engrossed—To House	538
Referred for enrollment	757
Enrolled—To House	777
To Secretary of State	783

SCR 34—By Hamilton of the Senate and Sullivan and Huddleston of the House—A Concurrent Resolution relating to *** "Talimena State Park" ***.

Introduced	521
Adopted, referred	521
Engrossed—To House	527
Referred for enrollment	554
Enrolled—To House	573
To Secretary of State	573

SCR 35—By Terrill and Garrison of the Senate and Wolf (Leland) and Ford of the House—A Resolution setting a joint session of the Senate and House of Representatives *** return of those Americans and Oklahomans held as prisoners of war in Southeast Asia ***.

Introduced	526
Adopted, referred	526
Engrossed—To House	538
Referred for enrollment	576
Enrolled—To House	587
To Secretary of State	589

SCR 36—By Smith—A Concurrent Resolution expressing deep appreciation to Carl Beesley ***.

Introduced	531
Adopted, referred	531

Engrossed—To House	538
Referred for enrollment	589
Enrolled—To House	609
To Secretary of State	612

SCR 37—By Luton—A Concurrent Resolution requesting * * * increase out-of-state students' tuition ***.

Introduced, referred	554
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SCR 38—By Grantham of the Senate and Boettcher and Conaghan of the House—A Concurrent Resolution congratulating Ruth Elaine "Ruthie" McCunkin ***.

Introduced	578
Adopted, referred	578
Engrossed—To House	587
Referred for enrollment	622
Enrolled—To House	635
To Secretary of State	648

SCR 39—By Martin of the Senate and Payne of the House—A Concurrent Resolution *** Love County Frontier Day ***.

Introduced	578
Adopted, referred	579
Engrossed—To House	587
Referred for enrollment	612
Enrolled—To House	624
To Secretary of State	626

SCR 40—By Howard of the Senate and Poulos of the House—A Concurrent Resolution *** study by the State Legislative Council * * * assessments for public improvements.

Introduced	589
Adopted, referred	678
Engrossed—To House	701
Referred for enrollment	757
Enrolled—To House	771
To Secretary of State	779

SCR 41—By Stipe of the Senate and Skeith and Huddleston of the House—A Concurrent Resolution memorializing *** Upstream Watershed-protection and Flood Prevention Program of Soil Conservation Service ***.

Introduced	601
Adopted, referred	601
Engrossed—To House	615
Referred for enrollment	757
Enrolled—To House	777
To Secretary of State	783

SCR 42—By Stipe of the Senate and Huddleston of the House—A Concurrent Resolution * * * Stigler DECA Chapter * * *

Introduced	629
Adopted, referred	678
Engrossed—To House	701
Referred for enrollment	757
Enrolled—To House	777
To Secretary of State	783

SCR 43—By Phillips and Hamilton—A Concurrent Resolution * * * school lunch funds * * *

Introduced	629
Adopted, referred	700
Engrossed—To House	723
Referred for enrollment	757
Enrolled—To House	771
To Secretary of State	779

SCR 44—By Field, Berrong, Hamilton, Williams, Crow, Young and Grantham of the Senate and Harrison, McKee, Thornhill and Kamas of the House—A Concurrent Resolution * * * study of the fiscal policies and administration of the commissioners of the land office * * *

Introduced	666
Adopted, referred	666
Engrossed—To House	694
Referred for enrollment	708
Enrolled—To House	723
To Secretary of State	730

SCR 45—By Smith of the Senate and Privett of the House—A Concurrent Resolution * * * observance of Memorial Day.

Introduced	728
Adopted, referred	728
Engrossed—To House	732
Referred for enrollment	757
Enrolled—To House	771

To Secretary of State	779
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SCR 46—By Grantham of the Senate and Bradley of the House—A Concurrent Resolution * * * studying the best system or contract for maintenance of a quality cafeteria in the State Capitol Building.

Introduced	739
Considered	744
WD, referred	947

SCR 47—By Berrong of the Senate and Sparkman of the House—A Concurrent Resolution recognizing and commending Al Jennings.

Introduced	743
Adopted, referred	743
Engrossed—To House	752
Referred for enrollment	779
Enrolled—To House	798
To Secretary of State	805

SCR 48—By Smalley, Murphy, Baggett, Garrison, Grantham and Luton of the Senate and Cate and Wolf (Leland), of the House—A Resolution * * * the passing of Mrs. Orpha A. Merrill, of Norman * * *.

Introduced	778
Adopted, referred	795
Engrossed—To House	810
Referred for enrollment	837
Enrolled—To House	864
To Secretary of State	874

SCR 49—By Smith, Howard and Hargrave of the Senate and Privett of the House—A Concurrent Resolution welcoming the Honorable Wilbur D. Mills * * *.

Introduced	838
Adopted, referred	838
Engrossed—To House	864
Referred for enrollment	899
Enrolled—To House	901
To Secretary of State	902

SCR 50—By Smith of the Senate and Abbott of the House—A Concurrent Resolution * * * study the Oklahoma State System of Higher Education * * *.

Introduced; referred 864; 1116

SCR 51—By Ham—A Concurrent Resolution regretfully noting the death of Anna Minton ***.

Introduced 865
 Adopted, referred 882
 Engrossed—To House 900
 Referred for enrollment 933
 Enrolled—To House 949
 To Secretary of State 961

SCR 52—By Miller of the Senate and Abbott and Sandlin of the House—A Concurrent Resolution commending the Ada High School "Cougars" track team ***.

Introduced 874
 Adopted, referred 874
 Engrossed—To House 900
 Referred for enrollment 933
 Enrolled—To House 949
 To Secretary of State 961

SCR 53—By Miller of the Senate and Abbott and Sandlin of the House—A Concurrent Resolution ***Ada High School golf team ***.

Introduced 874
 Adopted, referred 874
 Engrossed—To House 900
 Referred for enrollment 933
 Enrolled—To House 949
 To Secretary of State 961

SCR 54—By Crow of the Senate and Stratton of the House—A Concurrent Resolution relating to State Meat Inspection Programs ***.

Introduced 881
 Adopted, referred 881
 Engrossed—To House 900
 Referred for enrollment 933
 Enrolled—To House 949
 To Secretary of State 961

SCR 55—By Crow of the Senate and Harper of the House—A Concurrent Resolution *** study of the future needs and problems of agricultural production in Oklahoma ***.

Introduced 881

Adopted, referred 882
 Engrossed—To House 900
 Referred for enrollment 1133
 Enrolled—To House 1202
 To Secretary of State 1208

SCR 56—By Crow and Smith of the Senate and Payne of the House—A Concurrent Resolution recalling *** Senate Bill No. 101 ***.

Introduced 897
 Adopted, referred 897
 Engrossed—To House 899
 Referred for enrollment 902
 Enrolled—To House 905
 To Secretary of State 905

SCR 57—By Smith of the Senate and Privett of the House—A Concurrent Resolution requesting *** functions of the University of Oklahoma School of Medicine ***.

Introduced 910
 Adopted, referred 910
 Engrossed—To House 932
 Referred for enrollment 1007
 Enrolled—To House 1028
 To Secretary of State 1056

SCR 58—By Smith and Terrill of the Senate and Privett of the House—A Concurrent Resolution *** sine die adjournment ***.

Introduced 910
 Adopted, referred 910
 Engrossed—To House 932
 HA read, consideration deferred 1206
 HA concurred in, adopted and referred 1217
 Enrolled—To House 1218
 To Secretary of State 1228

SCR 59—By McSpadden and Hamilton of Senate and Willis and Miskelly of the House—A Concurrent Resolution recalling *** Senate Bill No. 72 ***.

Introduced 909
 Adopted, referred 910
 Engrossed—To House 912
 Referred for enrollment 926
 Enrolled—To House 931
 To Secretary of State 933

SCR 60—By Grantham of the Senate and Conaghan and Boettcher of the House—A Concurrent Resolution commending Irving D. Ross * * *

Introduced	910
Adopted, referred	910
Engrossed—To House	932
Referred for enrollment	979
Enrolled—To House	1007
To Secretary of State	1011

SCR 61—By Stipe, Terrill, Crow, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Trent, Williams and Young—A Concurrent Resolution * * * Jim Taliaferro Mental Health Center; * * *

Introduced	921
Adopted, referred	922
Engrossed—To House	932
Referred for enrollment	1007
Enrolled—To House	1056
To Secretary of State	1072

SCR 62—By Grantham of the Senate and Boettcher and Conaghan of the House—A Concurrent Resolution memorializing Judge C. L. Armstrong's life.

Introduced	926
Adopted, referred	926
Engrossed—To House	949
Referred for enrollment	979
Enrolled—To House	1007
To Secretary of State	1011

SCR 63—By Grantham of the Senate and Boettcher and Conaghan of the House—A Concurrent Resolution memorializing Judge Lester R. Maris * * *

Introduced	926
Adopted, referred	926
Engrossed—To House	949
Referred for enrollment	979

Enrolled—To House	1007
To Secretary of State	1011

SCR 64—By Dahl and Garrison of the Senate and Monks of the House—A Resolution * * * demise of Audie Murphy * * *

Introduced	946
Adopted, referred	947
Engrossed—To House	966
Referred for enrollment	1007
Enrolled—To House	1028
To Secretary of State	1056

SCR 65—By McCune of the Senate and [unclear] of the House—A Concurrent Resolution * * * passing of Mr. Fred Jones * * *

Introduced	1008
Adopted, referred	1008
Engrossed—To House	1028
Referred for enrollment	1118
Enrolled—To House	1138
To Secretary of State	1159

SCR 66—By Grantham and Smith of the Senate and McCune, Privett, Boettcher and Conaghan of the House—A Concurrent Resolution relating to * * * study * * * from nine to seven Justices of the Supreme Court * * * three-judge division of the Court of Appeals * * *

Introduced	1052
Adopted, referred	1061
Engrossed—To House	1107
Referred for enrollment	1129
Enrolled—To House	1202
To Secretary of State	1208

SCR 67—By Howard and Smith—A Concurrent Resolution * * * study planning laws * * *

Introduced	1061
Adopted, referred	1061
Engrossed—To House	1107
Referred for enrollment	1129
Enrolled—To House	1202
To Secretary of State	1208

SCR 68—By McSpadden and Hamilton of the Senate and Willis and Miskelly of the House—A Concurrent Resolution * * * Commission on Special Events in House Bill No. 1273 * * *

Introduced	1128	Referred for enrollment	1193
Adopted, referred	1128	Enrolled—To House	1227
Engrossed—To House	1169	To Secretary of State	1228

PART IV

SENATE RESOLUTIONS

SR 1—By Birdsong—A resolution ***
 employment of temporary personnel ***
 State Senate ***.

Introduced	36
Adopted, referred	36
Enrolled—To Secretary of State	39

SR 2—By Birdsong—A Resolution ***
 necessary expenses *** trips authorized
 by the Senate.

Introduced	37
Adopted, referred	37
Enrolled—To Secretary of State	39

SR 3—By Hamilton—A Senate Resolution
 Commending the Honorable Carl Albert * * *.

Introduced	52
Adopted, referred	65
Enrolled—To Secretary of State	76

SR 4—By Smalley and Hamilton—A Senate Resolution * * *
 Non-governmental Members Of The Special Committee On Tax Revision ***.

Introduced	83
Adopted, referred	83
Enrolled—To Secretary of State	88

SR 5—By Berrong—A Resolution ***
 Dr. Dora Ann Stewart * * *.

Introduced	101
Adopted, referred	101
Enrolled—To Secretary of State	112

SR 6—By Smalley, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Hol-

den, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Senate Resolution commending Dr. Eugene O. Kuntz * Vice Chairman of the Special Committee on Tax Revision; ***.**

Introduced	134
Adopted, referred	134
Enrolled—To Secretary of State	138

SR 7—By Smith—A Resolution ***
 Senate Memorial Day; ***.

Introduced	139
Adopted, referred	139
Enrolled—To Secretary of State	146
Recalled	1068
Vote reconsidered by which adopted	1069
Considered, adopted, referred	1069
Enrolled—To Secretary of State	1138

SR 8—By Nichols, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Taliaferro, Terrill, Trent, Williams, Young—A Resolution ***
 Senators Gene Stipe and Denzil D. Garrison ***
 defense of Marine Private Randy Herrod ***.

Introduced	140
Adopted, referred	140

Enrolled—To Secretary of State 146

SR 9—By Smith, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A resolution commending members of county and precinct election board * * *.

Introduced 148

Adopted, referred 148

Enrolled—To Secretary of State 151

SR 10—By Capps, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution commending and congratulating the Mountain View FFA Chapter * * *.

Introduced 162

Adopted, referred 162

Enrolled—To Secretary of State 173

SR 11—By Field, Miller, Baggett, Baldwin, Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Senate Resolution commending the Honorable Roy C Boecher * * *.

Introduced 207

Adopted, referred 207

Enrolled—To Secretary of State 216

SR 12—By Graves and Rogers—A Resolution * * * Dean Warren M. Angell of Oklahoma Baptist University*

Introduced 275

Adopted, referred 275

Enrolled—To Secretary of State 278

SR 13—By Graves, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Ham, Hamilton, Hargrove, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution commending * * * Miss Roellen Gentry * * * Oklahoma Peanut Princess; * * *

Introduced 291

Adopted, referred 291

Enrolled—To Secretary of State 296

SR 14—By Stipe—A Resolution urging * * * suspension of the Davis-Bacon Act; * * * deter inflation * * *.

Introduced 292

Adopted, referred 292

Enrolled—To Secretary of State 308

SR 15—By Stipe—A Resolution * * * President's Committee on Employment of the Handicapped; * * *.

Introduced 293

Adopted, referred 293

Enrolled—To Secretary of State 307

SR 16—By Miller, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution

***** Disabled American Veterans Fiftieth Anniversary ***.**

Introduced	293
Adopted, referred	293
Enrolled—To Secretary of State	308

SR 17—By Nichols and Smith—A Resolution * Mrs. Keith Boyce ***.**

Introduced	306
Adopted, referred	306
Enrolled—To Secretary of State	314

SR 18—By Smith—A Resolution * Ben T. Owens ***.**

Introduced	322
Adopted, referred	322
Enrolled—To Secretary of State	328

SR 19—By Howard, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution * Mike Flanagan *** "1970 Newsman of the Year"; ***.**

Introduced	335
Adopted, referred	335
Enrolled—To Secretary of State	343

SR 20—By Howard—A Resolution * 1971 Gulf States Legislative Conference on Air Pollution; ***.**

Introduced	347
Adopted, referred	347
Enrolled—To Secretary of State	354

SR 21—By Smith, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers,

Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution memorializing Jack McGee *.**

Introduced	358
Adopted, referred	358
Enrolled—To Secretary of State	380

SR 22—By McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution * appreciation to Phillip H. Viles ***.**

Introduced	393
Adopted, referred	393
Enrolled—To Secretary of State	401

SR 23—By McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution * "Stuart Roosa Day" ***.**

Introduced	394
Adopted, referred	394
Enrolled—To Secretary of State	395

SR 24—By Ferrell, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution * death of Roscoe "Bo" Belcher; ***.**

Introduced	408
Adopted, referred	413
Enrolled—To Secretary of State	423

SR 25—By Young, Garrison and Stipe—
A Resolution * * * release of American
Servicemen held as Prisoners of War * * *.

Introduced	423
Adopted, referred	475
Enrolled—To Secretary of State	483

SR 26—By Berrong—A Resolution * * *
Southwestern State College, * * * Football
Team * * * .

Introduced	423
Adopted, referred	423
Enrolled—To Secretary of State	435

SR 27—By Smith of the Senate—A Reso-
lution * * * The Council Of State Govern-
ments Committee Meetings and The South-
ern Conference Of The Council of State
Governments Committee Meetings For
1971. * * * .

Introduced	450
Adopted, referred	453
Enrolled—To Secretary of State	464

SR 28—By Field, Boecher and Williams
—A Resolution * * * quail for release
* * * Northwestern Oklahoma; * * *.

Introduced	453
Adopted, referred	453
Enrolled—To Secretary of State	464

SR 29—By Luton—A Resolution * * *
“Oklahoma Azalea Week”; * * * Muskogee
Azalea Festival * * *.

Introduced	480
Adopted, referred	480
Enrolled—To Secretary of State	484

SR 30—By Berrong, Dahl, Williams,
Field, Taliaferro, Young, Medearis, Garri-
son, Capps, Crow, Miller, Martin, McSpad-
den, Ferrell, Payne, Inhofe, Breckinridge,
McGraw, Lane, Lamb and Holden of the
Senate — A Resolution * * * Permanent
Easement To The South Oklahoma City
Junior College; * * * .

Introduced	487
Adopted, referred	495

Enrolled—To Secretary of State	506
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SR 31—By Howard, Baggett, Baldwin,
Berrong, Birdsong, Boecher, Bradley,
Breckinridge, Capps, Crow, Dahl, Ferrell,
Field, Garrett, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Hold-
en, Howell, Inhofe, Keels, Lamb, Lane,
Luton, McCune, McGraw, McSpadden,
Martin, Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Rogers, Smalley,
Smith, Stansberry, Stipe, Taliaferro, Ter-
rill, Trent, Williams and Young—A Resolu-
tion * * * passing of Detective Thurman
Spybuck * * * .

Introduced	510
Adopted, referred	510
Enrolled—To Secretary of State	517

SR 32—By Graves, Hamilton, Bag-
gett, Baldwin, Berrong, Birdsong, Boecher,
Bradley, Breckinridge, Capps, Crow, Dahl,
Ferrell, Field, Garrett, Garrison, Gran-
tham, Ham, Hargrave, Holden, Howard,
Howell, Inhofe, Keels, Lamb, Lane, Lu-
ton, McCune, McGraw, McSpadden, Mar-
tin, Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Rogers, Smalley,
Smith, Stansberry, Stipe, Taliaferro, Ter-
rill, Trent, Williams and Young—A Resolu-
tion * * * historic runestone at Shawnee,
* * * .

Introduced	531
Adopted, referred	531
Enrolled—To Secretary of State	544

SR 33—By Crow, Baggett, Baldwin, Ber-
rong, Birdsong, Boecher, Bradley, Breck-
inridge, Dahl, Ferrell, Field, Garrett, Gar-
rison, Grantham, Graves, Ham, Hamil-
ton, Hargrave, Holden, Howard, Howell,
Inhofe, Keels, Lamb, Lane, Luton, Mc-
Cune, McGraw, McSpadden, Martin, Me-
dearis, Miller, Murphy, Nichols, Payne,
Phillips, Porter, Rogers, Smalley, Smith,
Stansberry, Stipe, Taliaferro, Terrill,
Trent, Williams, Young — A Resolution
relating to driver regulations for trucks
* * * farm or ranch products * * * .

Introduced	545
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Adopted, referred	545
Enrolled—To Secretary of State	558

SR 34—By Trent, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, Young—A Resolution * * * "Atoka County Indian Recognition Day" * * *.

Introduced	584
Adopted, referred	584
Enrolled—To Secretary of State	603

SR 35—By Martin—A Resolution * * * Loan Program for needy individuals to pursue the study of nursing * * *.

Introduced	584
Adopted, referred	584
Enrolled—To Secretary of State	603

SR 36—By Inhofe, Bradley, Breckinridge, Hargrave, Howard, McGraw, Smith, Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Holden, Howell, Keels, Lamb, Lane, Luton, McCune, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution * * * Death of Mr. Nolen Bulloch; * * *.

Introduced	600
Adopted, referred	600
Enrolled—To Secretary of State	612

SR 37—By Hamilton—A Resolution * * * Green Thumb Project * * *.

Introduced	663
Adopted, referred	668
Enrolled—To Secretary of State	701

SR 38—By Boecher, Smith and all other present and former members of the Senate—A Resolution * * * Miss Bill Shipley

* * * as Journal Clerk, Chief Clerk and Clerk Supervisor; * * *.

Introduced	691
Adopted, referred	691
Enrolled—To Secretary of State	694

SR 39—By Birdsong, Keels and Luton—A Resolution * * * food stamp program * * *.

Introduced	699
Adopted, referred	699
Enrolled—To Secretary of State	723

SR 40—By Young—A Resolution * * * study and investigation of the Office of State Insurance Commissioner; * * *.

Introduced	715
Adopted, referred	726
Enrolled—To Secretary of State	738
CR	870
CR Adopted	911

SR 41—By Howell, Garrett, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young—A Resolution * * * development of Oscar Rose Junior College * * *.

Introduced	730
Adopted, referred	730
Enrolled—To Secretary of State	738

SR 42—By McSpadden, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young—A Resolution * * * federal funds * * * highway construction; * * *.

Introduced	731
Adopted, referred	731
Enrolled—To Secretary of State	738

SR 43—By Howard—A Resolution * * *
to study planning laws of this state for
the purpose of submitting proposed laws
* * *

Introduced	743
Adopted, referred	743
Enrolled—To Secretary of State	771

SR 44—By Smalley—A Resolution study
of sale and distribution of poisons; * * *

Introduced	755
Adopted, referred	755
Enrolled—To Secretary of State	771

SR 45—By Dahl—A Resolution * * * pho-
tographic skill and artisanship of Hal Lew-
is; * * *

Introduced	754
Adopted, referred	754
Enrolled—To Secretary of State	771

SR 46—By Graves, Baggett, Baldwin,
Berrong, Birdsong, Boecher, Bradley,
Breckinridge, Capps, Crow, Dahl, Ferrell,
Field, Garrett, Garrison, Grantham, Ham,
Hamilton, Hargrave, Holden, Howard,
Howell, Inhofe, Keels, Lamb, Lane, Luton,
McCune, McGraw, McSpadden, Martin,
Medearis, Miller, Murphy, Nichols, Payne,
Phillips, Porter, Rogers, Smalley, Smith,
Stansberry, Stipe, Taliaferro, Terrill,
Trent, Williams, Young—A Resolution * * *
appreciation to the Dean of Music and the
Bison Glee Club of Oklahoma Baptist Uni-
versity * * *

Introduced	754
Adopted, referred	754
Enrolled—To Secretary of State	777

SR 47—By Howell—A Resolution * * *
study of humane societies * * *

Introduced	755
Adopted, referred	755
Enrolled—To Secretary of State	771

SR 48—By Miller, Baggett, Baldwin,
Berrong, Birdsong, Boecher, Bradley,
Breckinridge, Capps, Crow, Dahl, Ferrell,

Field, Garrett, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Hold-
en, Howard, Howell, Inhofe, Keels, Lamb,
Lane, Luton, McCune, McGraw, McSpad-
den, Martin, Medearis, Murphy, Nichols,
Payne, Phillips, Porter, Rogers, Smalley,
Smith, Stansberry, Stipe, Taliaferro, Ter-
rill, Trent, Williams, and Young—A Res-
olution * * * Billy Joe Pevehouse * * *
death; * * *

Introduced	794
Adopted, referred	794
Enrolled—To Secretary of State	810

SR 49—By McCune, Baggett, Baldwin,
Berrong, Birdsong, Boecher, Bradley,
Breckinridge, Capps, Crow, Dahl, Ferrell,
Field, Garrett, Garrison, Grantham,
Graves, Ham, Hamilton, Hargrave, Hold-
en, Howard, Howell, Inhofe, Keels, Lamb,
Lane, Luton, McGraw, McSpadden, Mar-
tin, Medearis, Miller, Murphy, Nichols,
Payne, Phillips, Porter, Rogers, Smalley,
Smith, Stansberry, Stipe, Taliaferro, Ter-
rill, Trent, Williams, Young—A Resolution
* * * Mrs. Betty Anthony Zahn * * * Moth-
er of the Year; * * *

Introduced	796
Adopted, referred	796
Enrolled—To Secretary of State	810

SR 50—By Miller, Nichols, Garrison,
Baggett, Baldwin, Berrong, Birdsong,
Boecher, Bradley, Breckinridge, Capps,
Crow, Dahl, Ferrell, Field, Garrett, Gran-
tham, Graves, Ham, Hamilton, Hargrave,
Holden, Howard, Howell, Inhofe, Keels,
Lamb, Lane, Luton, McCune, McGraw,
McSpadden, Martin, Medearis, Murphy,
Payne, Phillips, Porter, Rogers, Smalley,
Smith, Stansberry, Stipe, Taliaferro, Ter-
rill, Trent, Williams and Young—A Reso-
lution * * * Sarah Jane Rodgers, * * *
“Outstanding Democratic Woman of the
Year” * * *

Introduced	829
Adopted, referred	829
Enrolled—To Secretary of State	864

SR 51—By Boecher, Baggett, Baldwin,
Berrong, Birdsong, Bradley, Breckinridge,

Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution * * * Oklahoma Heritage Week * * *.

Introduced 847
 Adopted, referred 847
 Enrolled—To Secretary of State..... 874

SR 52—By Payne, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution commending the Southwestern Bell Telephone Company upon its selection of employees to serve the Oklahoma State Senate * * * .

Introduced 847
 Adopted, referred 848
 Enrolled—To Secretary of State..... 874

SR 53—By Martin—A Resolution * * * “E. J. Johnson Memorial Bridge”; * * * .

Introduced 880
 Adopted, referred 880
 Enrolled—To Secretary of State..... 900

SR 54—By Howell—A Resolution * * * solid wastes * * * recycling metal and glass * * * .

Introduced 935
 Adopted, referred 946
 Enrolled—To Secretary of State..... 966

SR 55—By Trent—A Resolution * * * Jan Meadows * * * Oklahoma's 1971 Betty Crocker Homemaker * * * .

Introduced 935
 Adopted, referred 947

Enrolled—To Secretary of State..... 966

SR 56—By Birdsong—A Resolution * * * Senate * * * interim; personnel; * * * offices, chamber * * * claims * * * furnishings and equipment * * * telephone credit cards * * * stationery and postage * * * .

Introduced 945
 Adopted, referred 945
 Enrolled—To Secretary of State..... 966

SR 57—By Crow—A Resolution * * * study of the problem of trespassing by hunting dog; * * * .

Introduced 992
 Adopted, referred 1061
 Enrolled—To Secretary of State..... 1107

SR 58—By Crow, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution * * * Miss Kris Risinger * * * Governor of Girls State; * * * .

Introduced 1002
 Adopted, referred 1002
 Enrolled—To Secretary of State..... 1011

SR 59—By Birdsong—A Resolution * * * parking space for Members of the Oklahoma State Senate: * * * .

Introduced 1052
 Adopted, referred 1060
 Enrolled—To Secretary of State..... 1107

SR 60—By Trent, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley,

Smith, Stansberry, Stipe, Taliaferro, Terrill, Williams, and Young—A Resolution * * * Mrs. Sam Sullivan * * * State President of the American Association of University Women.

Introduced 1117
 Adopted, referred 1117
 Enrolled—To Secretary of State..... 1138

SR 61—By Boecher, Nichols, Lane, Crow, and Howard—A Resolution * * * effect of the presence of phosphates and other chemical compounds in the waste waters * * *

Introduced 1116
 Adopted, referred 1116
 Enrolled—To Secretary of State..... 1138

SR 62—By Boecher, Keels, Ferrell, McSpadden, Baldwin, Young, Field, Dahl, Grantham, Baggett, Berrong, Birdsong, Bradley, Breckinridge, Capps, Crow, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lamb, Lane, Luton, McCune, McGraw, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams—A Resolution * * * Former Senator Boyd Cowden * * * Special Assistant on the Governor's Personal Staff; * * *

Introduced 1128
 Adopted, referred 1128
 Enrolled—To Secretary of State..... 1210

SR 63—By Young—A Resolution * * * Continuation of study and investigation of the office of State Insurance Commissioner * * *

Introduced 1183-B
 Adopted, referred 1223
 Enrolled—To Secretary of State..... 1228

SR 64—By Stansberry, Baggett, Baldwin,

Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stipe, Taliaferro, Terrill, Trent, Williams, Young—A Resolution * * * Chief Fletcher McLain * * *

Introduced 1184
 Adopted, referred 1184
 Enrolled—To Secretary of State..... 1210

SR 65—By Nichols, Smith, Terrill and Miller—A Resolution * * * Honorable Wilbur Mills * * *

Introduced 1184
 Adopted, referred 1184
 Enrolled—To Secretary of State..... 1210

SR 66—By Rogers, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lamb, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams and Young—A Resolution * * * Mayor Patience Latting * * *

Introduced 1185
 Adopted, referred 1185
 Enrolled—To Secretary of State..... 1210

SR 67—By Crow—A Senate Resolution * * * restrict non-agricultural * * * corporations * * * family farming corporations.

Introduced 1210
 Adopted, referred 1210
 Enrolled—To Secretary of State..... 1228

PART V

HOUSE BILLS

HB 1001—By Witt, et al *** Board of Agriculture - Animal Diagnostic Laboratory; *** emergency.

1st Reading	281
2d Reading	289
CR	451
Considered, advanced, 3d Reading, referred	464
Engrossed—To House	473
SAs rejected, Conference requested; HCs named	479
Conference granted, SCs appointed ...	594

HB 1002—By Witt, et al, of the House and Crow of the Senate—An Act relating to the Oklahoma Animal Diagnostic Laboratory *** emergency.

1st Reading	281
2d Reading	289

HB 1004—By Mountford—An Act relating to civil procedure; *** partition of real property; *** emergency.

1st Reading	327
2d Reading	339
CR	421
Considered, advanced, 3d Reading, passed	434
Withheld under Rule 19f	434
Signed—To House	439
4th Reading—To House	443
Approved by Governor April 9, 1971.	

HB 1006—By Sparkman—Board of Education; and emergency.

1st Reading	206
2d Reading	215
CR	717
Stricken	1217

HB 1007—By Poulos, et al of the House and Smalley of the Senate—An Act relating to holidays; *** legal *** emergency.

1st Reading	89
2d Reading	93
CR	361
Considered, advanced, 3d Reading, passed	415
Withheld under Rule 19f	416
Signed—To House	420
4th Reading—To House	422
Approved by Governor April 2, 1971:	

HB 1010—By McCune of the House and Garrett of the Senate—An Act relating to counties and cities; *** rights-of-way ***.

1st Reading	944
2d Reading	965

HB 1013—By McCune and Sullivan of the House and Grantham of the Senate—An Act relating to the court fund; * * *

emergency.	
1st Reading	933
To Calendar	943
Considered, advanced, 3d Reading, referred	995
Engrossed—To House	1007
SAs concurred in, passed as amended	1174
4th Reading—To House	1185
Approved by Governor June 19, 1971.	

HB 1016—By Wayland and McCune of the House and Ham and Garrison of the Senate—An Act relating to civil procedures; *** venue ***.

1st Reading	94
2d Reading	96
CR	104

WD, Re-referred; CR	132; 286
Considered, advanced, 3d Reading, passed	308
Withheld under Rule 19f	308
Signed—To House	310
4th Reading—To House	322
Approved by Governor March 22, 1971.	

HB 1017—By Kilpatrick and McCune of the House and Garrett of the Senate—An Act relating to civil procedure; *** indebtedness; * * *.

1st Reading	116
2d Reading	120
CR	319
Considered, advanced, 3d Reading, passed	354
Withheld under Rule 19f	354
Signed—To House	359
4th Reading—To House	384
Approved by Governor March 30, 1971.	

HB 1018—By McCune of the House and Grantham of the Senate—An Act relating to insurance; *** rates ***.

1st Reading	363
2d Reading	377
CR	570
Considered, advanced, 3d Reading, passed	588
Withheld under Rule 19f	588
Signed—To House	594
4th Reading—To House	599
Approved by Governor May 4, 1971.	

HB 1019—By Riggs and McCune of the House and Garrett and Grantham of the Senate—An Act relating to * * * recession of contract * * *.

1st Reading	265
2d Reading	274
CR	349
Considered, advanced, 3d Reading, passed	367
Withheld under Rule 19f	368
Signed—To House	373
4th Reading—To House	388
Approved by Governor March 30, 1971.	

HB 1020—By Draper, et al—An Act relating to courts; *** destruction of exhibits; * * * emergency.

1st Reading	116
2d Reading	120
CR	319
Considered, advanced, 3d Reading, referred	343
Engrossed—To House	354
SAs concurred in, passed as amended	365
4th Reading—To House	384
Approved by Governor March 30, 1971.	

HB 1022—By Kennedy, et al—An Act relating to criminal procedure; * * * suspending a judgment and sentence; * * * emergency.

1st Reading	138
2d Reading	146

HB 1024—By Sparkman—State Department of Health; emergency.

1st Reading	206
2d Reading	216
CR	534
Considered, advanced, 3d Reading, referred	625
Engrossed—To House	635
SAs rejected, Conference requested; HCs named	674
Conference granted, SCs appointed ..	719

HB 1026—By Camp, et al—An Act relating to revenue and taxation; *** documentary stamp tax ***.

1st Reading	206
2d Reading	216
CR	697
Considered	989
Considered, advanced, 3d reading, passed	990
ML; adopted	990; 991
Vote reconsidered by which advanced	991
Considered, advanced, 3d reading, passed, referred	992
Engrossed—To House	1007

HB 1029—By Bamberger, et al—An Act relating to veterans; emergency.

1st Reading	259
2d Reading	265
CR	298
Considered, Re-referred	314
CR	612

Considered, advanced, 3d Reading, passed	623	Withheld under Rule 19f	720
ML; adopted, passed, referred ..624;	657	Signed—To House	728
Engrossed—To House	694	4th Reading—To House	730
SAs rejected, Conference requested; HCs named	709	Approved by Governor May 19, 1971.	
Conference granted, SCs appointed ...	719		
HB 1033 —By Witt, et al of the House and Capps of the Senate—An Act relating to the agricultural code; *** sale, *** seeds; *** emergency.		HB 1043 —By Elder and McCune of the House and Garrett of the Senate—An Act relating to civil procedure; *** stay of executions ***.	
1st Reading	172	1st Reading	107
2d Reading	178	2d Reading	112
CR	319	CR	286
Considered, advanced, 3d Reading, passed	344	Considered, advanced, 3d Reading, passed	315
Withheld under Rule 19f	345	Withheld under Rule 19f	315
Signed—To House	348	Signed—To House	318
4th Reading—To House	350	4th Reading—To House	322
Approved by Governor March 25, 1971.		Approved by Governor March 22, 1971.	
HB 1035 —By Kilpatrick and McCune— An Act relating to searches and seizures; *** emergency.		HB 1044 —By Elder and McCune—An Act relating to oil and gas; *** appeal from a decision *** Oil and Gas Conservation Act ***.	
1st Reading	159	1st Reading	116
2d Reading	162	2d Reading	120
CR	326	CR	319
Considered, advanced, 3d Reading, referred	351	Considered, advanced, 3d Reading, passed	335
Engrossed—To House	365	Withheld under Rule 19f	335
SAs concurred in, passed as amended	576	Signed—To House	336
4th Reading—To House	584	4th Reading—To House	350
Approved by Governor May 3, 1971.		Approved by Governor March 25, 1971.	
HB 1037 —By Finch—An Act relating to insurance; *** certificate of insurance; *** emergency.		HB 1045 —By McCune and Riggs—An Act relating to courts; providing for re- moval of a Section from the Statutes ***	
1st Reading	944	1st Reading	138
2d Reading	966	2d Reading	146
HB 1042 —By Cate, et al of the House and Garrett of the Senate—An Act relating to torts; *** exempting persons rendering emergency care *** emergency.		HB 1047 —By McCune and Riggs—An Act relating to clerks of courts; *** deletion of an obsolete Section from the Statutes; ***.	
1st Reading	412	1st Reading	138
2d Reading	426	2d Reading	146
CR	550	CR	469
Considered, advanced, 3d Reading, passed	720	Considered	554
		Wd, Re-referred	897
		HB 1049 —By Draper and McCune—An Act relating to the Court on the Judiciary; *** removal of a judicial officer from of- fice *** emergency.	

1st Reading	117
2d Reading	120
CR	326
Considered, advanced, 3d Reading, referred	346
Engrossed—To House	354
SAs concurred in, passed as amended	479
4th Reading—To House	491
Approved by Governor April 16, 1971.	

HB 1050—By McCune, et al—An Act relating to the Oklahoma Commission on Criminal Justice; *** emergency.

1st Reading	89
2d Reading	93
CR	286
Considered, advanced, 3d Reading, failed	316
ML; adopted, passed, referred ...	316; 329
Engrossed—To House	343
SAs concurred in, passed as amended	359
4th Reading—To House	364
Approved by Governor March 25, 1971.	

HB 1051—By McCune—An Act relating to taxation of cigarettes; *** emergency.

1st Reading	98
2d Reading	104
CR	349
Considered, advanced, 3d Reading, passed	366
Withheld under Rule 19f	366
Signed—To House	373
4th Reading—To House	388
Recalled and amended under Joint Rule 20	405
Approved by Governor March 31, 1971.	

HB 1053—By McCune—An Act relating to elections; *** requirements for District Judge candidates *** emergency.

1st Reading	138
2d Reading	147

HB 1056—By Payne and Sandlin—An Act relating to venue *** small claims procedure; ***.

1st Reading	89
2d Reading	93

CR	104
Wd, Re-referred	131
CR	286
Considered, advanced, 3d Reading, referred	309
Engrossed—To House	314
SAs rejected, Conference requested; HCs named	359
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	734
CCR adopted, passed—To House	1112
4th Reading—To House	1112
Approved by Governor June 16, 1971.	

HB 1060—By Lindstrom—An Act relating to state officers and employees; *** creating certain divisions within the Industrial Development and Park Department; *** emergency.

1st Reading	117
2d Reading	120
CR	809
Considered	931
Considered, advanced; 3d Reading, referred	949
Engrossed—To House	966
SAs concurred in, passed as amended	1174
4th Reading—To House	1188
Approved by Governor June 19, 1971.	

HB 1062—By Bengtson and Atkins—An Act relating to crimes and punishments; *** showing *** phosphate content; ***.

1st Reading	236
2d Reading	244

HB 1065—By Spearman—An Act relating to Legislative Apportionment; *** emergency.

1st Reading	398
To Calendar	412
Considered, advanced; 3d Reading, passed	426
Rule 19f suspended	428
Signed—To House	428
4th Reading—To House	433
Approved by Governor April 7, 1971.	

HB 1066—By Spearman—An Act relating to State Officers and Employees; ***.

State Legislative Council; * * * emergency.

1st Reading	90
2d Reading	93
CR	177
Considered, advanced, 3d Reading, referred	191
Engrossed—To House	195
SAs concurred in, passed as amended	206
4th Reading—To House	207
Approved by Governor February 22, 1971.	

HB 1067—By Bengtson, et al—An Act relating to state officers and employees; * * * duties * * * Industrial Development and Park Department.

1st Reading	117
2d Reading	120
CR	337
Considered, advanced, 3d Reading, referred	355
Engrossed—To House	365
4th Reading—To House	398
Vetced by Governor April 2, 1971.	

HB 1068—By Boren, et al of the House and McSpadden of the Senate—An Act relating to * * * plugging of abandoned oil and gas wells; * * * emergency.

1st Reading	189
2d Reading	195
CR	286
Considered, advanced, 3d Reading, passed	305
Withheld under Rule 19f	306
Signed—To House	310
4th Reading—To House	322
Approved by Governor March 22, 1971.	

HB 1070—By Bengtson and Monks—An Act relating to schools; * * * partially sighted children; * * * emergency.

1st Reading	159
2d Reading	162

HB 1077—By McCune of the House and Grantham of the Senate—An Act relating to notaries public; * * *.

1st Reading	252
2d Reading	259
CR	326

Considered, advanced, 3d Reading,

referred	346
Engrossed—To House	351
SAs concurred in, passed as amended	377
4th Reading—To House	388
Approved by Governor March 30, 1971.	

HB 1078—By McCune of the House and Garrett of the Senate—An Act relating to civil procedure; * * * pleadings * * *.

1st Reading	162
2d Reading	172
CR	349
Considered, advanced, 3d Reading, passed	381
Withheld under Rule 19f	381
Signed—To House	386
4th Reading—To House	398
Approved by Governor April 2, 1971.	

HB 1079—By Wayland and McCune of the House and Garrett of the Senate—An Act relating to courts; * * * state judicial fund * * * emergency.

1st Reading	933
2d Reading	943

HB 1080—By Finch, et al of the House and Murphy of the Senate—An Act relating to the Corporation Commission; * * * nonprofit water and sewer corporations * * * emergency.

1st Reading	134
2d Reading	138
CR	298
Considered, advanced, 3d Reading, passed	316
Withheld under Rule 19f	317
Signed—To House	318
4th Reading—To House	322
Approved by Governor March 22, 1971.	

HB 1084—By Privett—An Act creating the Pawnee Indian Veterans Historical Commission; * * * emergency.

1st Reading	266
2d Reading	274
CR	361
Considered, advanced; 3d Reading, passed	383

Withheld under Rule 19f	383
Signed—To House	386
4th Reading—To House	398
Approved by Governor April 2, 1971.	

HB 1085—By Davis and Privett—An Act relating to the statutes of the State of Oklahoma; *** West Publishing Company *** emergency.

1st Reading	147
2d Reading	153
CR	524
Considered, advanced, 3d Reading, referred	537
Engrossed—To House	556
SAs concurred in, passed as amended	576
4th Reading—To House	577
Approved by Governor April 1, 1971.	

HB 1088—By Payne and Bamberger—An Act relating to taxation; *** chairman *** tax-roll corrections; *** emergency.

1st Reading	98
2d Reading	104
CR	169
Wd, Re-referred	180
CR	319
Considered, advanced, 3d Reading, passed	334
Withheld under Rule 19f	334
Signed—To House	336
4th Reading—To House	350
Approved by Governor March 25, 1971.	

HB 1091—By Murphy—An Act relating to killing Quail; ***.

1st Reading	1189
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HB 1093—By Briscoe, et al—An Act relating to taxation; *** sales tax *** agricultural fertilizer; *** emergency.

1st Reading	94
2d Reading	96

HB 1094—By Sparkman and Thornhill—An Act relating to vital statistics.

1st Reading	266
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2d Reading	274
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HB 1096—By Poulos and Atkins of the House and Howard of the Senate—An Act relating to Community Social Service Centers; *** emergency.

1st Reading	138
2d Reading	147
CR	489
Considered, advanced, 3d Reading, passed	543
Withheld under Rule 19f	544
Signed—To House	547
4th Reading—To House	553
Approved by Governor April 27, 1971.	

HB 1097—By Boren, et al—An Act relating to elections; * * * Certificates of Nomination * * *.

1st Reading	252
2d Reading	259

HB 1098—By Sandlin and Kilpatrick—An Act relating to taxation; *** incorporated cities and towns *** emergency.

1st Reading	252
2d Reading	259

HB 1099—By Ford, et al—An Act relating to legislative districts; *** qualifications ***.

1st Reading	135
2d Reading	138
CR	524
Considered, advanced, 3d Reading, passed	614
Withheld under Rule 19f	614
Signed—To House	617
4th Reading—To House	632
Approved by Governor May 10, 1971.	

HB 1100—By McCune, et al of the House and Garrett of the Senate—An Act relating to *** "Uniform Controlled Dangerous Substances Act"; *** emergency.

1st Reading	244
2d Reading	252
CR	412
Referred	412
CR	469

Considered, advanced, 3d Reading, referred	494; 527
Engrossed—To House	538
SAs concurred in, passed as amended	567
4th Reading—To House	577
Approved by Governor April 28, 1971.	

HB 1101—By McCune, et al of the House and Garrett of the Senate—An Act relating to drug dependent persons; *** emergency.

1st Reading	281
2d Reading	289
CR	412
Considered, advanced, 3d Reading, passed	436
Withheld under Rule 19f	436
Signed—To House	439
4th Reading—To House	443
Approved by Governor April 7, 1971.	

HB 1103—By McCune of the House and Garrett of the Senate—An Act relating to motorboats and vessels; *** reckless operation ***.

1st Reading	327
2d Reading	339
CR	666
Considered, advanced, 3d Reading, passed	738
Withheld under Rule 19f	738
Signed—To House	739
4th Reading—To House	743
Approved by Governor May 22, 1971.	

HB 1104—By McCune and Green—An Act relating to courts; *** posting of notice and notice fees; ***.

1st Reading	363
2d Reading	377
CR	501
Considered, advanced, 3d Reading, passed	543
Withheld under Rule 19f	543
Signed—To House	547
4th Reading—To House	553
Approved by Governor April 27, 1971.	

HB 1105—By Riggs and McCune—An Act relating to civil procedure and procedure for the small claims docket of the District

Court; *** value of personal property sought to be recovered, does not exceed Four Hundred Dollars to be filed under small claims procedure; ***.

1st Reading	503
2d Reading	514
CR	742
Considered	996
Considered, advanced, 3d Reading, failed	997
ML; adopted	997; 998
Senate reconsiders votes by which advanced, amended	1028
Considered, advanced, 3d Reading, referred	1028
Engrossed—To House	1061
SAs concurred in, passed as amended	1174
4th Reading—To House	1190
Approved by Governor June 24, 1971.	

HB 1106—By McCune, et al of the House and Grantham of the Senate—An Act relating to highways; *** condemnation proceedings ***.

1st Reading	107
2d Reading	112

HB 1108—By Monks, et al—An Act relating to game and fish licenses; *** emergency.

1st Reading	107
2d Reading	112
CR	1060

Considered, advanced, 3d Reading,
referred

Engrossed—To House	1169
SAs concurred in, passed as amended	1208
4th Reading—To House	1228
Approved by Governor June 24, 1971.	

HB 1110—By McCune, et al of the House and Garrett of the Senate—An Act relating to crimes and punishments; *** delinquent minors; *** Uniform Controlled Dangerous Substances Act; ***.

1st Reading	252
2d Reading	259
CR	908

Considered, advanced, 3d Reading, passed	995
Signed—To House	995
4th Reading—To House	1001
Approved by Governor June 8, 1971.	

HB 1112—By McCune of the House and Garrett of the Senate—An Act relating to motor vehicles; *** Controlled Dangerous Substance Act; ***.

1st Reading	327
2d Reading	339
CR	666
Considered, advanced, 3d Reading, passed	738
Withheld under Rule 19f	738
Signed—To House	739
4th Reading—To House	743
Approved by Governor May 22, 1971.	

HB 1113—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to various state agencies *** supplemental appropriations *** emergency.

1st Reading	172
2d Reading	178
CR	193
Considered, advanced, 3d Reading, referred	209
Withheld under Rule 19f	210
Signed—To House	214
4th Reading—To House	216
Approved by Governor February 26, 1971.	

HB 1114—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Governor*** appropriations *** emergency.

1st Reading	147
2d Reading	153
CR	320
Considered, advanced, 3d Reading, referred	330
Engrossed—To House	343
SAs rejected, Conference requested; HCs named	351
Conference granted, SCs appointed ..	384
CCR read, consideration deferred ...	912
CCR adopted, passed—To House	968

4th Reading—To House	1001
Approved by Governor June 9, 1971.	

HB 1115—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Emergency Fund *** appropriation *** emergency.

1st Reading	120
2d Reading	131
CR	319
Considered, advanced, 3d Reading, passed	331
Withheld under Rule 19f	331
Signed—To House	336
4th Reading—To House	350
Approved by Governor March 25, 1971.	

HB 1116—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the State Auditor * * * appropriations * * * emergency.

1st Reading	120
2d Reading	131
CR	187
Considered, advanced, 3d Reading, referred	200
Engrossed—To House	209
SAs rejected, Conference requested; HCs named	229
Conference granted, SCs appointed ..	229
CCR read, consideration deferred	785
CCR rejected, further Conference requested	861
Further Conference granted	874
2d CCR read, consideration deferred ..	950
2d CCR adopted, passed—To House ..	967
4th Reading—To House	1001
Approved by Governor June 9, 1971.	

HB 1117—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Board of Equalization *** appropriations *** emergency.

1st Reading	120
2d Reading	131
CR	187
Considered, advanced, 3d Reading, referred	201

Engrossed—To House	209
SAs rejected, Conference requested; HCs named	229
Conference granted, SCs appointed	229
CCR read, consideration deferred	785
CCR adopted, passed—To House	967
4th Reading—To House	1001
Approved by Governor June 9, 1971.	

HB 1118—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Board of Public Affairs and emergency.

1st Reading	179
2d Reading	188
CR	320
Considered, advanced, 3d Reading, referred	331
Engrossed—To House	343
SAs rejected, Conference requested; HCs named	351
Conference granted, SCs appointed	384
CCR read, consideration deferred	1031
CCR adopted, passed—To House	1154
4th Reading—To House	1185
Approved by Governor June 17, 1971.	

HB 1119—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the State Treasurer *** appropriations *** emergency.

1st Reading	206
2d Reading	216
CR	319
Considered, advanced, 3d Reading, passed	332
Withheld under Rule 19f	332
Signed—To House	336
4th Reading—To House	350
Approved by Governor March 25, 1971.	

HB 1120—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Attorney General *** appropriation *** emergency.

1st Reading	147
2d Reading	153
CR	326

Considered, advanced, 3d Reading, referred	352
Engrossed—To House	365
SAs rejected, Conference requested; HCs named	377
Conference granted, SCs appointed	420
CCR read, consideration deferred	1031
CCR adopted, passed—To House	1159
4th Reading—To House	1176
Approved by Governor June 17, 1971.	

HB 1121—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Court of Tax Review *** appropriation *** emergency.

1st Reading	120
2d Reading	131
CR	188
Considered, advanced, 3d Reading, referred	201
Engrossed—To House	209
SAs rejected, Conference requested; HCs named	229
Conference granted, SCs appointed	229
CCR read, consideration deferred	786
CCR adopted, passed—To House	859
4th Reading—To House	874
Approved by Governor May 28, 1971.	

HB 1122—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Attorney General and District Attorneys *** emergency.

1st Reading	179
2d Reading	188
CR	361
Considered, advanced, 3d Reading, referred	381
Engrossed—To House	390
SAs rejected, Conference requested; HCs named	413
Conference granted, SCs appointed	438
CCR read, consideration deferred	1078
CCR adopted, passed—To House	1159
4th Reading—To House	1185
Approved by Governor June 17, 1971.	

HB 1123—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office

of the State Industrial Court; * * * emergency.

1st Reading	121
2d Reading	131
CR	534

Considered, advanced, 3d Reading,
referred 556

Engrossed—To House 573

SAs rejected, Conference requested;
HCs named 579

Conference granted, SCs appointed ... 594

CCR read, consideration deferred 912

CCR adopted, passed—To House 970

4th Reading—To House 1001

Approved by Governor June 9, 1971.

HB 1124—By Willis, et al, of the House and McSpadden and Hamilton of the Senate—State Regents for Higher Education * * * emergency.

1st Reading 172

2d Reading 178

CR 783

Considered, advanced, 3d Reading,
referred 815

Engrossed—To House 835

SAs rejected, Conference requested;
HCs named 858

Conference granted, SCs appointed .. 905

CCR read, consideration deferred 1046

CCR adopted, passed—To House 1172

4th Reading—To House 1190

Approved by Governor June 17, 1971.

HB 1125—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Board of Education; * * * emergency.

1st Reading 244

2d Reading 252

CR 583

Considered, advanced, 3d Reading,
referred 626

Engrossed—To House 635

SAs rejected, Conference requested;
HCs named 674

Conference granted, SCs appointed .. 719

CCR read, consideration deferred 1079

CCR adopted, passed—To House 1182

4th Reading—To House 1228

Approved by Governor June 17, 1971.

HB 1126—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Oklahoma Arts and Humanities Council * * * appropriation * * * emergency.

1st Reading 121

2d Reading 131

CR 286

Considered, advanced, 3d Reading,
passed 302

Withheld under Rule 19f 302

Signed—To House 310

4th Reading—To House 322

Approved by Governor March 22, 1971.

HB 1127—By Willis, et al, of the House and McSpadden and Hamilton of the Senate—Public Education; and emergency.

1st Reading 153

2d Reading 158

CR 286

Considered, advanced, 3d Reading,
referred 302

Engrossed—To House 314

SAs rejected, Conference requested;
HCs named 328

Conference granted, SCs appointed ... 344

CCR read, consideration deferred 950

CCR adopted, passed—To House 972

4th Reading—To House 1007

Approved by Governor June 9, 1971.

HB 1128—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Accrediting Agency * * * appropriation * * * emergency.

1st Reading 121

2d Reading 131

CR 257

Considered, advanced, 3d Reading,
referred 269

Engrossed—To House 275

SAs rejected, Conference requested;
HCs named 291

Conference granted, SCs appointed ... 318

CCR read, consideration deferred 786

CCR adopted, passed—To House 859

4th Reading—To House 874

Approved by Governor May 28, 1971.

HB 1129—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Oklahoma Department of Libraries * * * emergency.

1st Reading	121
2d Reading	131
CR	193
Considered, advanced, 3d Reading, referred	210
Engrossed—To House	216
SAs rejected, Conference requested; HCs named	229
Conference granted, SCs appointed	229
CCR read, consideration deferred	1031
CCR adopted, passed—To House	1160
4th Reading—To House	1188
Approved by Governor June 17, 1971.	

HB 1130—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Oklahoma Historical Society * * * appropriations * * * emergency.

1st Reading	147
2d Reading	153
CR	193
Considered, advanced, 3d Reading, referred	210
Engrossed—To House	216
SAs rejected, Conference requested, HCs named	229
Conference granted, SCs appointed	229
CCR read, consideration deferred	1162
CCR adopted, passed—To House	1211
4th Reading—To House	1228
Approved by Governor June 24, 1971.	

HB 1131—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Western Plains Indians Arts and Crafts Commission * * * appropriation * * * emergency.

1st Reading	121
2d Reading	121
CR	193
Considered, advanced, 3d Reading, passed	211
Withheld under Rule 19-f	211

Engrossed—To House	214
4th Reading—To House	216
Approved by Governor February 26, 1971.	

HB 1132—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Department of Mental Health * * * emergency.

1st Reading	244
2d Reading	252
CR	451
Considered, advanced, 3d Reading, referred	464
Engrossed—To House	473
SAs rejected, Conference requested; HCs named	479
Conference granted, SCs appointed	494
CCR read, consideration deferred	1082
CCR adopted, passed—To House	1161
4th Reading—To House	1190
Approved by Governor June 17, 1971.	

HB 1133—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Department of Charities and Corrections * * * emergency.

1st Reading	179
2d Reading	188
CR	422
Considered, advanced, 3d Reading, referred	435
Engrossed—To House	445
SAs rejected, Conference requested; HCs named	453
Conference granted, SCs appointed	467
CCR rejected, further Conference requested	785
Further Conference granted	843
2d CCR read, consideration deferred	1084
2d CCR adopted, passed—To House	1161
4th Reading—To House	1190
Approved by Governor June 17, 1971.	

HB 1134—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Governor's Committee on Employment of the Handicapped * * * emergency.

1st Reading	121
2d Reading	131
CR	228

Considered, advanced, 3d Reading, referred	240
Engrossed—To House	247
SAs rejected, Conference requested; HCs named	267
Conference granted, SCs appointed...	277
CCR read, consideration deferred....	787
CCR rejected, further Conference requested	864
Further Conference granted.....	874
2d CCR read, consideration deferred..	951
2d CCR adopted, passed—To House...	972
4th Reading—To House.....	1001
Approved by Governor June 9, 1971.	

HB 1135—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Employees Group Health and Life Insurance Plan *** appropriation *** emergency.

1st Reading	121
2d Reading	131
CR	193
Considered, advanced, 3d Reading, passed	211
Withheld under Rule 19-f	212
Signed—To House	214
4th Reading—To House.....	216
Approved by Governor February 26, 1971.	

HB 1136—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Oklahoma *** Veterans *** appropriations *** emergency.

1st Reading	153
2d Reading	158
CR	257
Considered, advanced, 3d Reading, referred	270
Engrossed—To House	275
SAs rejected, Conference requested; HCs named	291
Conference granted, SCs appointed...	318
CCR read, consideration deferred....	1085
CCR adopted, passed—To House.....	1154
4th Reading—To House.....	1188
Approved by Governor June 17, 1971.	

HB 1137—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Governor-Division of Economic Opportunity *** emergency.

1st Reading	121
2d Reading	131
CR	286
Considered, advanced, 3d Reading, referred	303
Engrossed—To House	314
SAs rejected, Conference requested; HCs named	328
Conference granted, SCs appointed...	344
CCR read, consideration deferred....	787
CCR adopted, passed—To House.....	863
4th Reading—To House.....	874
Approved by Governor May 28, 1971.	

HB 1138—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Oklahoma Military Department *** emergency.

1st Reading	179
2d Reading	188
CR	326
Considered, advanced, 3d Reading, referred	343
Engrossed—To House	354
SAs rejected, Conference requested; HCs named	365
Conference granted, SCs appointed...	384
CCR rejected, further Conference requested	949
Further Conference granted.....	997
2d CCR read, consideration deferred..	1085
2d CCR adopted, passed—To House...	1151
4th Reading—To House	1176
Approved by Governor June 17, 1971.	

HB 1139—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Bureau of Investigation *** appropriation *** emergency.

1st Reading	147
2d Reading	153
CR	375
Considered, advanced, 3d Reading, referred	401

Engrossed—To House	415
SAs rejected, Conference requested; HCs named	422
Conference granted, SCs appointed..	438
CCR read, consideration deferred....	850
CCR adopted, passed—To House.....	970
4th Reading—To House.....	1001
Approved by Governor June 9, 1971.	

HB 1140—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of Civil Defense *** appropriations *** emergency.

1st Reading	121
2d Reading	131
CR	286
Considered, advanced, 3d Reading, passed	303
Withheld under Rule 19-f.....	303
Signed—To House	310
4th Reading—To House.....	322

Approved by Governor March 22, 1971.

HB 1141—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Pardon and Parole Board *** appropriation *** emergency.

1st Reading	147
2d Reading	153
CR	286
Considered, advanced, 3d Reading, passed	304
Withheld under Rule 19-f.....	304
Signed—To House	310
4th Reading—To House.....	322

Approved by Governor March 22, 1971.

HB 1142—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Council on Law Enforcement Education and Training *** appropriation *** emergency.

1st Reading	121
2d Reading	131
CR	326
Considered, advanced, 3d Reading, passed	344

Withheld under Rule 19-f.....	344
Signed—To House.....	348
4th Reading—To House.....	350
Approved by Governor March 25, 1971.	

HB 1143—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—State Highway Department *** emergency.

1st Reading	153
2d Reading	158
CR	469
Considered, advanced, 3d Reading, referred	482
Engrossed—To House	492
SAs rejected, Conference requested; HCs named	517
Conference granted, SCs appointed...	556
CCR read, consideration deferred....	850
CCR adopted, passed—To House.....	1173
4th Reading—To House.....	1190
Approved by Governor June 16, 1971.	

HB 1144—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Commission on Consumer Affairs *** appropriation *** emergency.

1st Reading	121
2d Reading	131
CR	193
Considered, advanced, 3d Reading, passed	212
Withheld under Rule 19f.....	212
Signed—To House	214
4th Reading—To House.....	216
Approved by Governor February 26, 1971.	

HB 1145—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Mining Board *** appropriations *** emergency.

1st Reading	153
2d Reading	158
CR	361
Considered, advanced, 3d Reading, referred	382
Engrossed—To House	390
SAs rejected, Conference requested; HCs named	413

Conference granted, SCs appointed...	438
CCR read, consideration deferred....	787
CCR adopted, passed—To House.....	861
4th Reading—To House.....	874
Approved by Governor May 28, 1971.	

HB 1146—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Chief Mine Inspector * * * appropriations * * * emergency.

1st Reading	179
2d Reading	188
CR	361
Considered, advanced, 3d Reading, passed	382
Withheld under Rule 19-f.....	383
Signed—To House	386
4th Reading—To House.....	398
Approved by Governor April 2, 1971.	

HB 1147—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Office of the Securities Commission * * * appropriations * * * emergency.

1st Reading	147
2d Reading	153
CR	375
Considered, advanced, 3d Reading, referred	402
Engrossed—To House	415
SAs rejected, Conference requested; HCs named	422
Conference granted, SCs appointed...	438
CCR read, consideration deferred....	787
CCR adopted, passed—To House.....	862
4th Reading—To House.....	874
Approved by Governor May 28, 1971.	

HB 1148—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—State Department of Agriculture * * * emergency.

1st Reading	179
2d Reading	188
CR	422
Considered, advanced, 3d Reading, referred	435
Engrossed—To House	445

SAs rejected, Conference requested; HCs named	453
Conference granted, SCs appointed...	467
CCR read, consideration deferred....	1131
CCR adopted, passed—To House.....	1212
4th Reading—To House.....	1228
Approved by Governor June 24, 1971.	

HB 1149—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Oklahoma Industrial Development and Park Commission; * * * emergency.

1st Reading	207
2d Reading	216
CR	375
Considered, advanced, 3d Reading, referred	402
Engrossed—To House	415
SAs rejected, Conference requested; HCs named	422
Conference granted, SCs appointed...	438
CCR read, consideration deferred....	1162
CCR adopted, passed—To House.....	1212
4th Reading—To House.....	1228
Approved by Governor June 25, 1971.	

HB 1150—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the State Soil Conservation Board * * * appropriations * * * emergency.

1st Reading	147
2d Reading	153
CR	422
Considered, advanced, 3d Reading, referred	436
Engrossed—To House	445
SAs rejected, Conference requested; HCs named	453
Conference granted, SCs appointed...	467
CCR read, consideration deferred....	788
CCR adopted, passed—To House.....	970
4th Reading—To House.....	1001
Approved by Governor June 9, 1971.	

HB 1151—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—An Act relating to the Petroleum Research Center * * * appropriation * * * emergency.

1st Reading	120
2d Reading	131
CR	257
Considered, advanced, 3d Reading, referred	270
Withheld under Rule 19-f	271
Signed—To House	272
4th Reading—To House	275
Approved by Governor March 10, 1971.	

HB 1154—By Bengtson—An Act relating to boxing; providing for the creation of a Boxing Commission; * * * emergency.

1st Reading	873
2d Reading	896
CR	925
Considered, advanced, 3d Reading, referred	989
Engrossed—To House	1037
SAs rejected, Conference requested; HCs named	1011
Conference granted, SCs appointed	1057
CCR read, consideration deferred	1140
CCR adopted, passed—To House	1208
4th Reading—To House	1228

Approved by Governor June 24, 1971.

HB 1155—By Abbott, et al of the House and Miller and Terrill of the Senate—An Act relating to the public schools of Oklahoma establishing a code * * * emergency.

1st Reading	286
2d Reading	298
CR	729
Considered, advanced, 3d Reading, referred	865
Engrossed—To House	886
SAs rejected, Conference requested; HCs named	902
Conference granted, SCs appointed	905
CCR rejected, further Conference requested	1139
Further Conference granted	1139
2d CCR read, consideration deferred	1169
2d CCR adopted, passed—To House	1206
4th Reading—To House	1228

Approved by Governor June 17, 1971.

HB 1156—By Abbott, et al of the House and Miller of the Senate—An Act relating to schools; * * * State Aid * * * emergency.

1st Reading	99
2d Reading	104
CR	286
Considered, advanced, 3d Reading, referred	309
Engrossed—To House	314
SAs concurred in, passed as amended	365
4th Reading—To House	384
Approved by Governor March 30, 1971.	

HB 1157—By Abbott, et al, of the House and Terrill and Miller of the Senate—An Act relating to schools; * * * Teacher's Retirement System; * * * emergency.

1st Reading	135
2d Reading	138
CR	286
Considered, advanced, 3d Reading, passed	315
ML; Tabled	315; 330
Signed—To House	330
4th Reading—To House	339
Approved by Governor March 23, 1971.	

HB 1162—By Coffin of the House and Boecher of the Senate—An Act relating to the militia; * * * adjutant General * * * emergency.

1st Reading	139
2d Reading	147
CR	1001
Considered, advanced, 3d Reading, passed	1045
ML; Tabled, referred	1045; 1057
Engrossed—To House	1061
SAs concurred in, passed as amended	1162
4th Reading—To House	1176
Approved by Governor June 19, 1971.	

HB 1163—By Abbott, et al of the House and Miller and Terrill of the Senate—Aid to public schools * * * emergency.

1st Reading	162
2d Reading	172
CR	490
Considered, advanced, 3d Reading, referred	579
Engrossed—To House	589
SAs rejected, Conference requested; HCs named	633

Conference granted, SCs appointed...	669
CCR rejected, further Conference requested	1007
Further Conference granted	1078
2d CCR read, consideration deferred	1086
2d CCR adopted, passed—To House...	1178
4th Reading—To House.....	1190
Approved by Governor June 17, 1971.	

HB 1166—By Hancock, et al, of the House and Baggett of the Senate—An Act * * * Escheat of Postal Savings System Accounts * * * emergency.

1st Reading	117
2d Reading	120
CR	326
Considered, advanced, 3d Reading, passed	342
Withheld under Rule 19f	342
Signed—To House	348
4th Reading—To House	350
Approved by Governor March 25, 1971.	

HB 1170—By Witt, et al, of the House and Dahl of the Senate—An Act * * * Mello-Drink Products * * * emergency.

1st Reading	300
2d Reading	312
CR	469
Considered, advanced, 3d Reading, referred	483
Engrossed—To House	492
SAs concurred in, passed as amended	517
4th Reading—To House	525
Approved by Governor April 24, 1971.	

HB 1172—By Sanders and Gooden—An Act relating to licensing of certain motor vehicles * * *.

1st Reading	244
2d Reading	252
CR	349
Considered, advanced, 3d Reading, passed	366
Withheld under Rule 19f	367
Signed—To House	373
4th Reading—To House	388
Approved by Governor March 30, 1971.	

HB 1173—By Bamberger—An Act relating to labor * * * minimum wages; * * * emergency.

1st Reading	228
2d Reading	236
CR	320
Considered, advanced, 3d Reading, passed	335
ML; referred	335; 373
Engrossed—To House	383
SAs concurred in, passed as amended	462
4th Reading—To House.....	462
Approved by Governor April 13, 1971.	

HB 1174—By Bamberger—An Act relating to minimum wages * * * emergency.

1st Reading	228
2d Reading	236
CR	320
Re-referred	345
CR	412
Considered, advanced, 3d Reading, referred	447
Engrossed—To House	455
SAs concurred in, passed as amended	473
4th Reading—To House.....	479
Approved by Governor April 16, 1971.	

HB 1175—By Fine and Andrews of the House and Smalley of the Senate—An Act relating to alcoholic beverages * * * excise tax * * * emergency.

1st Reading	771
2d Reading	783
CR	809
Considered, advanced, 3d Reading, referred	835
Engrossed—To House	864
SAs rejected, Conference requested; HCs named and instructed.....	933
Conference granted, SCs appointed...	935
CCR read, consideration deferred....	952
CCR adopted; passed—To House.....	961
4th Reading—To House.....	979
Approved by Governor June 9, 1971.	

HB 1176—By Bernard—An Act relating to county officers * * * office of County Commissioner * * * emergency.

1st Reading	327
2d Reading	339

CR	501
Considered, advanced, 3d Reading, passed	536
Withheld under Rule 19f	536
Signed—To House	547
4th Reading—To House	553
Approved by Governor April 27, 1971.	

✓ **HB 1177**—By Bernard—An Act relating to public officers; * * * vacancies * * * emergency.

1st Reading	327
2d Reading	339
CR	501
Considered, advanced, 3d Reading, passed	536
Withheld under Rule 19f	536
Signed—To House	547
4th Reading—To House	553
Approved by Governor April 27, 1971.	

✓ **HB 1181**—By Sullivan and Wolf (Le-land) of the House and Terrill of the Senate—Relating to taxation * * * emergency.

1st Reading	195
2d Reading	206
CR	286
Considered, advanced, 3d Reading, passed	368
ML; adopted, Vote reconsidered by which advanced	373; 385
Considered, advanced, 3d Reading, passed	385
ML; Tabled and referred	386; 388
Engrossed—To House	390
SAs concurred in, passed as amended	422
4th Reading—To House	422
Approved by Governor March 31, 1971.	

✓ **HB 1183**—By Sanguin of the House and Stipe of the Senate—An Act relating to motor vehicles * * * Public Safety vehicles * * * emergency.

1st Reading	216
2d Reading	224
CR	286
Considered, advanced, 3d Reading, passed	317
Withheld under Rule 19f	317

Signed—To House	318
4th Reading—To House	322
Approved by Governor March 16, 1971.	

✓ **HB 1184**—By McCune—An Act relating to taxation * * * emergency.

1st Reading	207
2d Reading	216
CR	441
Considered, advanced, 3d Reading, passed	455
Withheld under Rule 19f	455
Signed—to House	460
4th Reading—To House	462
Approved by Governor April 13, 1971.	

✓ **HB 1185**—By Hancock, et al,—An Act relating to corporations * * * positions of directors, shareholders or officers * * * emergency.

1st Reading	162
2d Reading	172
CR	298
Considered, advanced, 3d Reading, passed	317
Withheld under Rule 19f	318
Signed—To House	318
4th Reading—To House	322
Approved by Governor March 22, 1971.	

✓ **HB 1186**—By Hancock—An Act relating to property * * * trust estate * * * trustee * * *.

1st Reading	363
2d Reading	377
CR	611
Considered, advanced, 3d Reading, passed	940
Signed—To House	940
4th Reading—To House	944
Approved by Governor June 8, 1971.	

✓ **HB 1187**—By Hopkins, et al of the House and Garrison, Birdsong and Smalley of the Senate—An Act relating to schools * * * education training center for law enforcement officers * * * emergency.

1st Reading	189
2d Reading	195
CR	550

Considered, advanced, 3d Reading, passed	603
Withheld under Rule 19f	604
Signed—To House	610
4th Reading—To House	622
Approved by Governor May 8, 1971.	

HB 1188—By Cate of the House and Smalley of the Senate—An Act relating to state officers and employees *** Of-
fice of the Attorney General; *** emer-
gency.

1st Reading	162
2d Reading	172
CR	258
Considered, advanced, 3d Reading, referred	276
Engrossed—To House	278
SAs concurred in, passed as amended	282
4th Reading—To House	282
Approved by Governor March 12, 1971.	

HB 1190—By Kamas and Gooden of the House and Capps of the Senate—An Act relating to agriculture *** Pork Commission ***.

1st Reading	259
2d Reading	265
CR	441
Considered, advanced, 3d Reading, passed	457
Withheld under Rule 19f	457
Signed—To House	460
4th Reading—To House	462
Approved by Governor April 13, 1971.	

HB 1191—By Spearman of the House and Smith and Smalley of the Senate—An Act relating to revenue and taxation *** "Oklahoma Income Tax Law" *** emergency.

1st Reading	553
2d Reading	570
CR	576
Considered, advanced, 3d Reading, passed	636
MLs; tabled	648; 671
Signed—to House	671
4th Reading—To House	678
Approved by Governor May 11, 1971.	

HB 1192—By Harrison, et al—An Act relating to the termination of joint tenancy and/or life tenancy *** determining death *** emergency.

1st Reading	809
2d Reading	826

HB 1195—By Stratton, et al—An Act relating to motor vehicles and chemical tests for alcoholic influence on drivers; ***.

1st Reading	339
2d Reading	350
CR	469
Wd, Re-referred	484
CR	925
Considered, advanced, 3d Reading, failed	1068
ML; failed	1069; 1115

HB 1199—By Sandlin, et al, of the House and Luton of the Senate—An Act relating to counties and county officers *** employees of district attorney offices; *** emergency.

1st Reading	621
2d Reading	632
CR, Re-referred	718
CR	765
Considered, advanced, 3d Reading, passed	814
ML adopted, passed	830
Votes reconsidered by which passed, advanced	830
Considered advanced, 3d Reading, Referred	835
Engrossed—To House	837
SAs rejected, Conference requested; HCs named	864
Conference granted, SCs appointed..	932
CCR read, consideration deferred ..	1101
CCR adopted, passed—To House	1214
4th Reading—To House	1228
Approved by Governor June 25, 1971.	

HB 1200—By Hill (Ben), et al,—An Act relating to civil procedure; *** money earned by a natural person ***.

1st Reading	363
2d Reading	377

CR	598	Further Conference granted	724
Considered, advanced, 3d Reading, failed	660	2d CCR read, consideration deferred ..	912
ML; adopted, passed, referred	661; 707	2d CCR adopted, deferred	1137
Engrossed—To House	723	HB 1207 on Final passage failed; ML adopted	1139
SAs concurred in, passed as amended ..	757	Reconsidered vote by which 2d CCR adopted	1139
4th Reading—To House	771	2d CCR rejected, further Conference requested	1139
✓ HB 1202 —By Bengtson, et al—An Act relating to damages; * * * recovery * * * parents of minors * * * emergency.		Further Conference granted	1169
1st Reading	229	3d CCR read, consideration deferred ..	1179
2d Reading	236	3d CCR adopted, passed—To House ..	1216
CR	412	4th Reading—To House	1228
Considered, advanced, 3d Reading, passed	437	Approved by Governor June 24, 1971.	
Withheld under Rule 19f	438	HB 1210 —By Taggart and Hancock— An Act relating to insurance * * * “Psy- chologists Licensing Act,” * * * emer- gency.	
Signed—To House	439	1st Reading	363
4th Reading—To House	443	2d Reading	377
Approved by Governor March 7, 1971.		CR	619
✓ HB 1207 —By Atkins, et al of the House and Howard and Grantham of the Sen- ate—An Act relating to meetings of gov- erning bodies * * * emergency.		Considered, advanced, 3d Reading, passed	713
1st Reading	172	MLs; tabled, referred	715; 744
2d Reading	173	Engrossed—To House	798
CR	319	SAs concurred in, passed as amended ..	864
Considered, advanced, 3d Reading, referred	404	4th Reading—To House	874
Engrossed—To House	415	Approved by Governor June 1, 1971.	
SAs concurred in, passed as amended ..	422	✓ HB 1213 —By Boettcher, et al—An Act * * * construction of toll expressways; * * * emergency.	
4th Reading—To House	433	1st Reading	676
Recalled from Governor (HCR 1032) ..	467	2d Reading	698
House rescinds 4th Reading and Signing of Enrolled HB 1207; re- considers vote by which Bill, as amended, was passed; by which SA concurred in and requests Senate to grant Conference; HCs named	561	CR	765
Senate rescinds 4th Reading and Signing of Enrolled HB 1207; re- considers vote by which Bill, as amended, was passed; Confer- ence granted; SCs appointed	586	Considered, advanced, 3d Reading, referred	956
CCR read, consideration deferred ..	708	Engrossed—To House	966
CCR rejected, further Conference requested	719	SAs rejected, Conference requested; HCs named	1002
		Conference granted, SCs appointed ..	1006
		CCR read, consideration deferred ..	1046
		CCR adopted, passed—To House	1106
		4th Reading—To House	1129
		Approved by Governor June 16, 1971.	
		HB 1214 —By Hopkins, * * * et al of the House and Birdsong of the Senate —An Act relating to police pensions and	

retirement *** Board of Trustees ***
emergency.

1st Reading 207

2d Reading 216

CR 337

Considered, advanced, 3d Reading,
passed 351

Withheld under Rule 19f 351

Signed—To House 359

4th Reading—To House 384

Approved by Governor March 30, 1971.

✓ **HB 1217**—By Skeith, et al ***—An Act
relating to highways *** Highway Com-
missioners *** emergency.

1st Reading 245

2d Reading 252

CR 375

Considered, advanced, 3d Reading,
passed, (Emergency failed) 391

ML; adopted, passed, referred...391; 401

Engrossed—To House 415

SAs concurred in, passed as amended 422

4th Reading—To House 433

Approved by Governor April 2, 1971.

✓ **HB 1230**—By Sanguin, et al *** Re-
lating to public safety; emergency.

1st Reading 321

2d Reading 327

CR 451

Considered, advanced, 3d Reading,
referred 465

Engrossed—To House 473

SAs rejected, Conference requested;

HCs named 479

Conference granted, SCs appointed .. 494

CCR read, consideration deferred .. 1031

CCR adopted, passed—To House 1161

4th Reading—To House 1206

Approved by Governor June 24, 1971.

✓ **HB 1232**—By Spearman, et al—An Act
relating to counties and county officers
* * * district attorney *** emergency.

1st Reading 612

2d Reading 621

CR 729

Re-referred 729

To Calendar 782

Considered, advanced, 3d Reading,
passed 816

Withheld under Rule 19f 816

Signed—To House 823

4th Reading—To House 827

Approved by Governor May 27, 1971.

✓ **HB 1233**—By Stratton of the House and
Berrong of the Senate—An Act relat-
ing to the Western Oklahoma Tuberculo-
sis Sanatorium *** Vera Hoffman ***
emergency.

1st Reading 207

2d Reading 216

CR 375

Considered, advanced, 3d Reading,
passed 390

Withheld under Rule 19f 390

Signed—to House 395

4th Reading—To House 413

Approved by Governor April 2, 1971.

✓ **HB 1235**—By Witt of the House and
Phillips and Garrison of the Senate—An
Act creating the Eastern Trails Muse-
um Commission *** removal of Com-
missioner *** emergency.

1st Reading 809

2d Reading 826

CR 846

Considered, advanced, 3d Reading,
referred 1006

Engrossed—To House 1015

SAs concurred in, passed as amended 1115

4th Reading—To House 1129

Approved by Governor June 16, 1971.

✓ **HB 1239**—By Stratton—An Act relating
to motor vehicles; * * *posting bail ***
emergency.

1st Reading 442

2d Reading 452

CR 598

Considered, advanced, 3d Reading,
referred 624

Engrossed—To House 635

SAs rejected, Conference requested;

HCs named 654

Conference granted, SCs appointed .. 721

CCR read, consideration deferred .. 788

CCR adopted, passed—To House 1106

4th Reading—To House 1129
 Approved by Governor June 24, 1971.

✓ **HB 1241**—By Green and Sandlin—An Act relating to civil procedure *** official bond of the court clerk ***.

1st Reading 281
 2d Reading 289
 CR 422
 Considered, advanced, 3d Reading, passed 438
 Withheld under Rule 19f 439
 Signed—To House 439
 4th Reading—To House 443

Approved by Governor April 7, 1971.

✓ **HB 1242**—By Trent—An Act relating to wildlife conservation *** special permits to hunt *** persons suffering physical disability ***.

1st Reading 228
 2d Reading 236
 CR 826
 Considered, advanced, 3d Reading, referred 991
 Engrossed—To House 1007
 SAs concurred in, passed as amended 1174
 4th Reading—To House 1185

Approved by Governor June 17, 1971.

✓ **HB 1243**—By Harrison and Boatner—An Act relating to motor vehicles and registration fees *** emergency.

1st Reading 274
 2d Reading 281
 CR 375
 Considered, advanced, 3d Reading, referred 392
 Engrossed—To House 401
 SAs concurred in, passed as amended 453
 4th Reading—To House 462

Approved by Governor April 13, 1971.

✓ **HB 1245**—By Tarwater—An Act relating to insurance *** tax *** unauthorized insurers *** emergency.

1st Reading 364
 2d Reading 377
 CR 431

Considered, advanced, 3d Reading, passed 444
 Withheld under Rule 19f 444
 Signed—To House 450
 4th Reading—To House 453
 Approved by Governor April 12, 1971.

HB 1248—By Hargrave, et al, of the House and Hargrave of the Senate—An Act relating to firearms; *** emergency.

1st Reading 377
 2d Reading 388
 CR 550
 Wd, Re-referred 636
 CR 666
 Considered, advanced, 3d Reading, referred 721

Engrossed—To House 732
 SAs concurred in, passed as amended 757
 4th Reading—To House 771

Approved by Governor May 24, 1971.

HB 1250—By Hancock and Camp—An Act relating to criminal procedure *** joinder of offenses *** emergency.

1st Reading 364
 2d Reading 377
 CR 869
 Considered, advanced, 3d Reading, passed 931
 ML; adopted, Re-referred 997; 1010

✓ **HB 1252**—By Monks, et al, of the House and Martin of the Senate—An Act relating to crimes and punishments; *** certain flags *** over tax supported property *** emergency.

1st Reading 313
 2nd Reading 321
 CR 422
 Considered 445
 Considered, advanced, 3d Reading, referred 454

Engrossed—To House 464
 SAs concurred in, passed as amended 479
 4th Reading—To House 491

Approved by Governor April 16, 1971.

✓ **HB 1253**—By Monks, et al, of the House and Martin of the Senate—An Act relating

to soldiers and sailors * * * benefits * * *
emergency.

1st Reading	364
2d Reading	377
CR	422
Considered, advanced, 3d Reading, referred	455
Engrossed—To House	464
SAs concurred in, passed as amended	517
4th Reading—To House	525
Approved by Governor April 24, 1971.	

HB 1254—By Monks, et al, of the House
and Martin of the Senate—An Act relat-
ing to State Offices and employees * * *
program * * * for war xeterans * * * .

1st Reading	503
2d Reading	514

✓ **HB 1255**—By Monks, et al, of the House
and Martin of the Senate—An Act relating
to soldiers and sailors * * * “war veter-
ans” * * * emergency.

1st Reading	364
2d Reading	377
CR	422
Considered, advanced, 3d Reading, referred	445
Engrossed—To House	455
SAs concurred in, passed as amended	473
4th Reading—To House	479
Approved by Governor April 16, 1971.	

✓ **HB 1257**—By Kilpatrick, et al—An Act
relating to the Corporation Commission
* * * “public utility” * * * emergency.

1st Reading	1072
2d Reading—To Calendar	1127
Considered, advanced, 3d Reading, referred	1209
Engrossed—To House	1210
SAs concurred in, passed as amended	1228
4th Reading—To House	1228
Approved by Governor June 24, 1971.	

✓ **HB 1259**—By Payne, et al—An Act relat-
ing to corporations * * * general powers
of domestic corporations * * * .

1st Reading	229
2d Reading	236

CR	251
Considered, advanced, 3d Reading, referred	262
Engrossed—To House	267
SAs concurred in, passed as amended	275
4th Reading—To House	282
Approved by Governor March 12, 1971.	

✓ **HB 1261**—By Mountford, et al, of the
House and Hamilton of the Senate—An Act
relating to workmen's compensation * * *
law applies * * * .

1st Reading	944
2d Reading	966
CR	1060
Considered, advanced, 3d Reading, failed	1202
ML; adopted, reconsidered vote by which advanced	1203
Considered, advanced, 3d Reading, passed, referred	1204
Engrossed—To House	1206
SAs rejected, Conference requested; HCs named	1208
Conference granted, SCs appointed	1211
CCR read, rejected, further Confer- ence requested	1218
Further Conference granted	1223

HB 1262—By Atkins, et al—An Act relat-
ing to state officers and employees * * *
discrimination; emergency.

1st Reading	252
2d Reading	259

HB 1263—By Stratton, et al of the House
and Crow of the Senate—An Act relating
to * * * Board of Veterinary Mediciane
* * * emergency.

1st Reading	287
2d Reading	298
CR	320
Considered, advanced, 3d Reading, referred	355
Engrossed—To House	365
SAs rejected, Conference requested; HCs named	377
Conference granted, SCs appointed	420
CCR read, consideration deferred	567
CCR adopted, passed—To House	587

4th Reading—To House 599
 Approved by Governor May 4, 1971.

HB 1264—By Cate, et al—An Act relating to criminal procedure *** exceptions to rulings or orders or decisions of the courts or judges ***.

1st Reading 229
 2d Reading 236
 CR 612
 Considered, advanced, 3d Reading, referred 660
 Engrossed—To House 670
 SAs concurred in, passed as amended 708
 4th Reading—To House 718
 Approved by Governor May 17, 1971.

HB 1266—By Skeith, et al, of the House and Terrill of the Senate—An Act relating to motor carriers *** display of identification device *** emergency.

1st Reading 274
 2d Reading 281
 CR 375
 Wd, Re-referred 400
 CR 490
 Considered, advanced, 3d Reading, referred 505
 Engrossed—To House 517
 SAs concurred in, passed as amended 526
 4th Reading—To House 535
 Approved by Governor April 26, 1971.

HB 1272—By Mountford, et al, of the House and Hamilton, Phillips, Lane, McSpadden and Medearis of the Senate—An Act relating to roads *** motor fuel taxes *** emergency.

1st Reading 667
 2d Reading 676
 CR 925
 Considered, advanced, 3d Reading, passed 1114
 Signed—To House 1114
 4th Reading—To House 1129
 Approved by Governor June 17, 1971.

HB 1273—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate—Special Events Commission *** emergency.

1st Reading 245
 2d Reading 252
 CR 286
 Considered, advanced, 3d Reading, referred 304
 Engrossed—To House 314
 SAs rejected, Conference requested; HCs named 328
 Conference granted, SCs appointed... 344
 CCR read, consideration deferred... 1162
 CCR adopted, passed—To House 1213
 4th Reading—To House 1228
 Approved by Governor June 24, 1971.

HB 1275—By Skeith, et al, of the House and Taliaferro of the Senate—An Act relating to roads and bridges *** county commissioners to purchase hot mix *** emergency.

1st Reading 412
 2d Reading 426
 CR 489
 Considered, advanced, 3d Reading, passed (Emergency failed) 505
 ML; adopted, passed 530
 Withheld under Rule 19f 530
 Signed—To House 532
 4th Reading—To House 553
 Approved by Governor April 26, 1971.

HB 1276—By Willis and Miskelly of the House and McSpadden and Hamilton of the Senate *** Oklahoma Commission on Alcoholism *** emergency.

1st Reading 432
 2nd Reading 442
 CR 490
 Considered, advanced, 3d Reading, referred 508
 Engrossed—To House 517
 SAs rejected, Conference requested; HCs named 526
 Conference granted, SCs appointed... 556
 CCR read, consideration deferred... 1170
 CCR adopted, passed—To House 1213
 4th Reading—To House 1228
 Governor's action—Pocket Veto.

HB 1278—By Nance and McCune—An Act relating to courts *** temporary ad-

ditional division of the Court of Criminal Appeals * * * emergency.

1st Reading	576
2d Reading	584
CR	869

Considered, advanced, 3d Reading, referred 963

Engrossed—To House 966

SAs concurred in, passed as amended 1007

4th Reading—To House 1027

Approved by Governor June 12, 1971.

✓ **HB 1279**—By Spearman, et al, of the House and Rogers of the Senate—An Act relating to National Guard * * * Armory Boards * * * .

1st Reading 462

2d Reading 471

CR 550

Considered, advanced, 3d Reading, referred 593

Engrossed—To House 603

SAs concurred in, passed as amended 633

4th Reading—To House 654

Approved by Governor May 10, 1971.

✓ **HB 1280**—By Spearman, et al, of the House and Rogers of the Senate—An Act relating to the Oklahoma Code of Military Justice * * * "Military Judge" * * * .

1st Reading 412

2d Reading 426

CR 666

Considered, advanced, 3d Reading, passed 1010

ML 1010

Signed—To House 1011

4th Reading—To House 1027

Approved by Governor June 12, 1971.

HB 1281—By Spearman, et al, of the House and Rogers of the Senate—An Act relating to the national guard * * * compensation * * * .

1st Reading 667

2d Reading 676

CR 845

Wd, Re-referred 1022

✓ **HB 1282**—By Spearman, et al, of the House and Rogers of the Senate—An Act relating to the Oklahoma National Guard * * * Commission of Military Security Guards * * * .

1st Reading 462

2d Reading 471

CR 598

Considered, advanced, 3d Reading, passed 614

Withheld under Rule 19f 615

Signed—To House 617

4th Reading—To House 632

Approved by Governor May 10, 1971.

✓ **HB 1283**—By Spearman, et al, of the House and Rogers of the Senate—An Act relating to the Oklahoma National Guard * * * construction * * * improvements of armories * * * .

1st Reading 667

2d Reading 676

CR 845

Considered, advanced, 3d Reading, passed 996

Signed—To House 996

4th Reading—To House 1007

Approved by Governor June 10, 1971.

HB 1284—By Riggs, et al, of the House and Rogers of the Senate—An Act relating to torts, * * * Good Samaritan Act * * * National Guardsmen * * * emergency.

1st Reading 471

2d Reading 479

HB 1286—By Spearman, et al, of the House and Rogers of the Senate—An Act relating to the Oklahoma National Guard * * * .

1st Reading 698

2d Reading 718

CR 845

Considered, Wd, Re-referred 1019

HB 1288—By Mountford, et al, of the House and Murphy of the Senate—An Act relating to * * * Board of Governors of Licensed Architects of Oklahoma * * * emergency.

1st Reading	677
2d Reading	698
CR	765
Considered, Re-referred	929

HB 1293—By McCune and Wayland—An Act relating to courts *** administrative assistant and legal secretary *** appointed by the administrative director *** emergency.

1st Reading	933
2d Reading	944

✓ **HB 1297**—By York and Kilpatrick—An Act relating to civil procedure *** monies *** behalf of minors ***.

1st Reading	266
2d Reading	274
CR	461
Considered, advanced, 3d Reading, referred	473

Engrossed—To House	483
SAs concurred in, passed as amended	517
4th Reading—To House	525

Approved by Governor April 24, 1971.

✓ **HB 1298**—By Wolfe (Stephen), et al, —An Act relating to civil procedure *** interest on judgments ***.

1st Reading	364
2d Reading	377
CR	783
Considered, advanced, 3d Reading, referred	1066

Engrossed—To House	1115
SAs concurred in, passed as amended	1174
4th Reading—To House	1176

Approved by Governor June 16, 1971.

✓ **HB 1299**—By Mountford and Odom of the House and Luton and Graves of the Senate—An Act relating to professions and occupations *** accounting *** emergency.

1st Reading	933
2d Reading	944
CR	101
Considered, advanced, 3d Reading, passed	1206
Signed—To House	1206

4th Reading—To House	1228
Approved by Governor June 24, 1971.	

HB 1300—By Sparkman—An Act relating to schools *** annuity contracts ***.

1st Reading	281
2d Reading	289

✓ **HB 1304**—By Sandlin and Bamberger—An Act relating to workmen's compensation *** "physically impaired person" *** prima facie evidence *** emergency.

1st Reading	926
2d Reading	944
CR	1060
Considered, advanced, 3d Reading, passed	1134

Signed—To House	1134
4th Reading—To House	1159

Approved by Governor June 17, 1971.

✓ **HB 1305**—By Randle—An Act relating to taxation *** calculating taxes due *** emergency.

1st Reading	364
2d Reading	377
CR	490
Considered, advanced, 3rd Reading, passed	508

Withheld under Rule 19f	508
Signed—To House	511
4th Reading—To House	514

4th Reading—To House	514
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Approved by Governor April 16, 1971.

✓ **HB 1307**—By Elder of the House and Stipe of the Senate—An Act relating to criminal procedure *** sentencing of persons convicted *** emergency.

1st Reading	327
2d Reading	339
CR	469
Considered, advanced, 3d Reading, passed	480

Withheld under Rule 19f	481
Signed—To House	487
4th Reading—To House	491

4th Reading—To House	491
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Approved by Governor April 16, 1971.

✓ **HB 1316**—By Riggs—An Act relating to children *** initiating proceedings ***.

1st Reading	266
2d Reading	274
CR	412
Considered, advanced, 3d Reading, passed	439
Withheld under Rule 19f	439
Signed—To House	439
4th Reading—To House	443
Approved by Governor April 9, 1971.	

✓ **HB 1318**—By Lindstrom, et al—An Act relating to revenue and taxation ***.

1st Reading	321
2d Reading	327
CR	441
Considered, advanced, 3d Reading, passed	457
Withheld under Rule 19f	457
Signed—To House	460
4th Reading—To House	462
Recalled and amended	486
Approved by Governor April 13, 1971.	

✓ **HB 1319**—By Skeith, et al—An Act relating to State Highways and motor vehicles *** administration of the State Highway System *** emergency.

1st Reading	274
2d Reading	281
CR	375
Considered, advanced, 3d Reading, passed	416
Withheld under Rule 19f	416
Signed—To House	420
4th Reading—To House	422
Approved by Governor April 6, 1971.	

HB 1320—By Clemons, et al,—An Act relating to schools * * * disclosing grades * * * emergency.

1st Reading	275
2d Reading	281

✓ **HB 1322**—By Beznoska, et al of the House and Terrill and Taliaferro of the Senate—An Act relating to higher education * * * Cameron College * * * emergency.

1st Reading	281
2d Reading	289

CR	461
Considered, advanced, 3d Reading, passed	473
Withheld under Rule 19f	474
Signed—To House	475
4th Reading—To House	479
Approved by Governor April 12, 1971.	

✓ **HB 1323**—By Pierce, et al—An Act relating to professions and occupations; * * * Beauty School Credit; * * * emergency.

1st Reading	503
2d Reading	514
CR	583
Considered, advanced, 3d Reading, failed	659
ML; adopted, reconsidered vote by which advanced	660; 707
Considered, advanced, 3d Reading, referred	707
Engrossed—To House	723
4th Reading—To House	771
Approved by Governor May 24, 1971.	

✓ **HB 1325**—By York, et al—An Act relating to schools * * * negotiating between school employees and employing school districts * * *.

1st Reading	413
2d Reading	426
CR	513
Wd, Re-referred	545
Considered, advanced, 3d Reading	724
Passed	773
ML; tabled, referred	773; 804
Engrossed—To House	835
SAs rejected, Conference requested; HCs named	864
Conference granted, SCs appointed	893
CCR rejected, further Conference requested	1138
Further Conference granted	1139
2d CCR read, consideration deferred	1170
2d CCR adopted; passed— To House	1175; 1209
4th Reading—To House	1228
Approved by Governor June 24, 1971.	

HB 1326—By Bernard, et al, of the

House and Field of the Senate—An Act relating to the Arkansas River Basin Compact Arkansas-Oklahoma * * *

1st Reading	321
2d Reading	327
CR	387
Considered, advanced, 3d Reading, referred	481
Engrossed—To House	506
SAs concurred in, passed as amended	517
4th Reading—To House	525
Approved by Governor April 24, 1971.	

✓ **HB 1328**—By Sandlin, et al—An Act relating to the commercial code * * * security agreements * * * emergency.

1st Reading	281
2d Reading	289
CR	298
Wd, Re-referred	467
CR	598
Considered, advanced, 3d Reading, referred	633
Engrossed—To House	670
SAs rejected, Conference requested; HCs named	708
Conference granted, SCs appointed	719
CCR read, consideration deferred	735
CCR adopted, passed—To House	837
4th Reading—To House	896
Approved by Governor June 1, 1971.	

HB 1334—By Willis of the House and McSpadden of the Senate—An Act relating to insurance * * * creating the "Insurance Commissioner Fund" * * *.

1st Reading	433
2d Reading	442

✓ **HB 1335**—By Boren—An Act relating to public finance * * * authorizing investment of funds * * * emergency.

1st Reading	321
2d Reading	327
CR	422
Considered, advanced, 3d Reading, passed	449
Withheld under Rule 19f	449
Signed—To House	450

4th Reading—To House..... 453
Approved by Governor April 12, 1971.

HB 1338—By Cotner—An Act relating to revenue and taxation * * * tax lien * * * emergency.

1st Reading	287
2d Reading	298
CR	550
Considered, advanced, 3d Reading, referred	734
Engrossed—To House	751
SAs concurred in, passed as amended	773
4th Reading—To House	783
Approved by Governor May 25, 1971.	

HB 1340—By Spearman, et al—An Act relating to the State Regents for Higher Education; * * * appropriation * * * * * emergency.

1st Reading	667
2d Reading	676
CR	925
Considered, advanced, 3d Reading, referred	1015
Engrossed—To House	1028
SAs concurred in, passed as amended	1115
4th Reading—To House	1129
Approved by Governor June 17, 1971.	

HB 1341—By Spearman and Wolfe (Stephen)—An Act relating to institutions of higher learning; * * * scholarship program * * * osteopathy * * *.

1st Reading	667
2d Reading	676

HB 1343—By McCune—An Act relating to cities and towns; * * * enact ordinances, rules and regulations; * * * emergency.

1st Reading	321
2d Reading	327
CR	514
Considered, advanced, 3d Reading, referred	539
Engrossed—To House	558
SAs rejected, Conference requested; HCs named	579
Conference granted, SCs appointed	669

CCR read, consideration deferred.....	791
CCR adopted, passed—To House.....	1107
4th Reading—To House.....	1129
Approved by Governor June 24, 1971.	

HB 1345—By Atkins, et al—An Act relating to schools; * * * distribute funds * * * emergency.

1st Reading	398
2d Reading	412

HB 1348—By McCune—An Act relating to counties and county officers; *** destruction or sale of certain documents *** emergency.

1st Reading	321
2d Reading	327
Wd, Re-referred	511
CR	729
Considered, advanced, 3d Reading, passed	959
Signed—To House	959
4th Reading—To House.....	979
Approved by Governor June 8, 1971.	

HB 1349—By McCune and Andrews—An Act relating to counties and county officers; *** destruction or sale of obsolete documents; *** emergency.

1st Reading	327
2d Reading	339
Wd, Re-referred	511
CR	729
Considered, advanced, 3d Reading, passed	960
Signed—To House	960
4th Reading—To House.....	979
Approved by Governor June 8, 1971.	

HB 1350—By Finch, et al—An Act relating to public health and safety; *** safety glazing materials * * * emergency.

1st Reading	873
2d Reading	896
CR	943
Considered, advanced, 3d Reading, passed	1013
Signed—To House	1014

4th Reading—To House.....	1072
Approved by Governor June 10, 1971.	

HB 1352—By Whorton, et al, of the House and McSpadden of the Senate—An Act relating to courts; emergency.

1st Reading	535
2d Reading	553
CR	718
Considered, advanced, 3d Reading, referred	803
Engrossed—To House	810
SAs concurred in, passed as amended	849
4th Reading—To House.....	849
Approved by Governor May 28, 1971.	

HB 1354—By Frates and Hancock—An Act relating to property; *** instruments and judgments affecting the Title ***.

1st Reading	327
2d Reading	339
CR	469
Considered, advanced, 3rd Reading, passed	492
Withheld under Rule 19f.....	492
Signed—To House	499
4th Reading—To House.....	514
Approved by Governor April 16, 1971.	

HB 1355—By Bernard—An Act relating to elections; *** absentee ballot.

1st Reading	622
2d Reading	632

HB 1357—By Townsend, et al of the House and Smith of the Senate—An Act relating to taxation; *** tax stamp *** inventories of a dealer * * * emergency.

1st Reading	577
2d Reading	584
CR	631
Considered, advanced, 3d Reading, passed	799
Withheld under Rule 19f.....	800
Signed—To House	806
4th Reading—To House.....	827
Approved by Governor May 28, 1971.	

HB 1358—By Willis and Miskelly of the

House and McSpadden and Hamilton of the Senate—An Act relating to State Board of Public Affairs and State Department of Education *** supplemental appropriation *** emergency.

1st Reading	300
2d Reading	312
CR	320
Considered, advanced, 3d Reading, passed	332
Withheld under Rule 19f	332
Signed—To House	336
4th Reading—To House	350
Approved by Governor May 25, 1971.	

HB 1365—By Mountford and Willis of the House and Phillips of the Senate—Indian and Hardrock Mining Museum Commission *** emergency.

1st Reading	433
2d Reading	442
CR	765
Considered, advanced, 3d Reading, referred	820
Engrossed—To House	835
SAs rejected, Conference requested; HCs named	874
Conference Granted, SCs appointed	905
CCR read, consideration deferred	1031
CCR adopted, passed—To House	1161
4th Reading—To House	1190
Approved by Governor June 16, 1971.	

HB 1366—By Mountford, et al of the House and Phillips of the Senate—Indian and Hardrock Mining Museum Commission *** appropriation *** emergency.

1st Reading	433
2d Reading	442
CR	717
Considered, advanced, 3d Reading, referred	800
Engrossed—To House	810
SAs rejected, Conference requested; HCs named	837
Conference granted, SCs appointed	905

HB 1372—By Willis and Miskelly—An Act relating to motor vehicles; *** Size

and Weights Division of the Department of Public Safety; *** emergency.

1st Reading	313
2d Reading	321
CR	422
Considered, advanced, 3d Reading, passed	459
Withheld under Rule 19f	459
Engrossed—To House	460
4th Reading—To House	462
Approved by Governor April 27, 1971.	

HB 1373—By Skeith, et al of the House and Stipe of the Senate—Board of Public Affairs and emergency.

1st Reading	422
2d Reading	432
CR	717
Considered, advanced, 3d Reading, referred	1004
Engrossed—To House	1028
SAs concurred in, passed as amended	1115
4th Reading—To House	1129
Approved by Governor June 17, 1971.	

HB 1374—By Hancock and McCune—An Act relating to professions and occupations; *** forfeiture of a bail bond ***.

1st Reading	321
2d Reading	327
CR	411
Considered, advanced, 3d Reading, referred	459
Engrossed—To House	464
SAs concurred in, passed as amended	554
4th Reading—To House	570
Approved by Governor April 27, 1971.	

HB 1379—By Abbott—An Act relating to game and fish; *** Retirement and Pension Fund for Game and Fish Rangers; *** emergency.

1st Reading	398
2d Reading	412

HB 1382—By York, et al—An Act relating to public health and safety; *** consume *** substance which causes certain unnatural conditions; *** emergency.

1st Reading	328
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2d Reading	339
Wd, Re-referred	380
CR	422
Considered, advanced, 3d Reading, passed	542
Withheld under Rule 19f	542
Signed—To House	547
4th Reading—To House	553
Approved by Governor April 27, 1971.	

✓ **HB 1383**—By Anderson and Rogers of the House and Lamb of the Senate—An Act relating to agriculture; *** agricultural and industrial expositions and fairs *** emergency.

1st Reading	328
2d Reading	339
CR	469
Considered, advanced, reconsidered vote by which advanced	483
Considered, advanced, 3d Reading, referred	484
Engrossed—To House	492
SAs concurred in, passed as amended	517
4th Reading—To House	525
Approved by Governor April 24, 1971.	

✓ **HB 1387**—By Ferrell, et al of the House and Taliaferro, Terrill, and Crow of the Senate—An Act relating to vehicle license and registration; *** emergency.

1st Reading	328
2d Reading	339
CR	441
Considered, advanced, 3d Reading, passed	485
Withheld under Rule 19f	486
Signed—To House	487
4th Reading—To House	491
Approved by Governor April 16, 1971.	

HB 1389—By Clemons—An Act relating to schools; *** teacher's contract *** emergency.

1st Reading	413
2d Reading	426
CR	620
Wd, Re-referred	1217

HB 1391—By Willis and Miskelly of the

House and McSpadden and Hamilton of the Senate—An Act making appropriations *** claims and warrants cancelled *** emergency.

1st Reading	313
2d Reading	321
CR	412
Considered, advanced, 3d Reading, referred	465
Engrossed—To House	473
SAs rejected, Conference requested; HCs named	479
Conference granted, SCs appointed	494
CCR read, consideration deferred	850
CCR adopted, passed—To House	972
4th Reading—To House	1001
Approved by Governor June 10, 1971.	

HB 1398—By Conaghan of the House and Grantham of the Senate—An Act relating to elections; *** uniform registration form *** emergency.

1st Reading	377
2d Reading	388

HB 1403—By Kilpatrick, et al—An Act relating to public welfare; *** federal food stamps *** emergency.

1st Reading	654
2d Reading	667

✓ **HB 1404**—By Briscoe, et al—An Act relating to public welfare; *** amount of assistance; *** emergency.

1st Reading	462
2d Reading	471
CR	697
Considered, advanced, 3d Reading, passed	803
ML	804
Signed—To House	867
4th Reading—To House	874
Approved by Governor May 28, 1971.	

✓ **HB 1405**—By Wiedemann and Gooden—An Act relating to revenue and taxation; *** penalty *** personal property.

1st Reading	350
2d Reading	363
CR	490

Considered, advanced, 3d Reading, failed	510
ML; adopted, passed.....	510; 538
Withheld under Rule 19f.....	538
Signed—To House	547
4th Reading—To House.....	553
Recalled from Governor (HCR 1039)...	588
House rescinds 4th Reading and sign- ing of HB 1405, transmits Bill for consideration	649
Senate rescinds 4th Reading and signing of HB 1405.....	720
Reconsidered vote by which passed, reconsidered vote by which advanced	720
Considered, advanced, 3d Reading, failed	732
ML; adopted, passed, referred.....	732; 804
Engrossed—To House	810
SAs concurred in, passed as amended	849
4th Reading—To House.....	849
Approved by Governor May 28, 1971.	

HB 1406—By Converse and Sullivan—An Act relating to game and fish licenses; *** fees *** emergency.

1st Reading	944
2d Reading	966

HB 1407—By Cartwright—An Act relating to property; *** conservator; ***.

1st Reading	364
2d Reading	377
WD, Re-referred	511
CR	729

Considered, advanced, 3d Reading,
referred

Engrossed—To House	1007
SAs concurred in, passed as amended	1031
4th Reading—To House.....	1072

Approved by Governor June 12, 1971.

HB 1412—By Bamberger—An Act relating to public health and safety; *** Sewer System Permits; *** pollution; ***.

1st Reading	908
2d Reading	926
CR	939

Considered, advanced, 3d Reading,
passed

Signed—To House	1019
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4th Reading—To House..... 1072
Approved by Governor June 12, 1971.

HB 1414—By Privett and Finch—An Act relating to employment security; *** emergency.

1st Reading	826
To Calendar	846

Considered, advanced, 3d Reading,
referred

Engrossed—To House	949
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SAs rejected, Conference requested;
HCs named

Conference granted, SCs appointed...	1005
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Conferees instructed

CCR read, consideration deferred...	1188
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CCR adopted, passed—To House.....

4th Reading—To House.....	1207
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4th Reading—To House..... 1228

Approved by Governor June 24, 1971.

HB 1415—By Odom of the House and Taliaferro of the Senate—An Act relating to revenue and taxation; *** special fuel use tax; *** emergency.

1st Reading	599
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2d Reading

CR	612
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Considered, advanced, 3d Reading...

Reconsidered vote by which advanced	671
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Considered, advanced, 3d Reading,

passed	711
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ML; tabled, referred.....

Engrossed—To House	713; 746
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Engrossed—To House

SAs rejected, Conference requested; HCs named	771
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Conference granted, SCs appointed...

Conference granted, SCs appointed...	864
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Conference granted, SCs appointed... 905

HB 1416—By Wayland of the House and Baggett of the Senate—An Act relating to revenue and taxation; *** subjecting watercraft fuel to excise tax ***.

1st Reading	908
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2d Reading

2d Reading	926
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HB 1419—By Bamberger, et al—An Act relating to public health and safety; *** Oklahoma Clean Air Act; *** emergency.

1st Reading	535
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2d Reading

2d Reading	553
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CR	869
Considered, advanced, 3d Reading, passed	1053
Signed—To House	1053
4th Reading—To House	1072
Approved by Governor June 12, 1971.	

HB 1420—By Abbott, et al—An Act relating to wildlife conservation; *** emergency.

1st Reading	783
2d Reading	809

HB 1424—By Briscoe and Stratton—An Act relating to employment security; *** emergency.

1st Reading	933
2d Reading—To Calendar	944

HB 1425—By Skeith of the House and Murphy of the Senate—An Act relating to highways; *** surplus land; *** emergency.

1st Reading	503
2d Reading	514
CR	550
Considered, advanced 3d Reading, referred	592
Engrossed—To House	604
SAs rejected, Conference requested; HCs named	674
Conference granted, SCs appointed ..	719
CCR read, consideration deferred ..	912
CCR adopted, passed—To House	1112
4th Reading—To House	1129
Approved by Governor June 19, 1971.	

HB 1426—By Sanguin of the House and Stipe of the Senate—An Act relating to motor vehicles; establishing rules of the road; *** traffic control signal lights *** emergency.

1st Reading	442
2d Reading	452
CR	666
Considered, advanced, 3d Reading, passed	1006
Signed—To House	1015
SAs rejected, Conference requested; HCs named	1115

Conference granted, SCs appointed ..	1118
CCR read, consideration deferred ..	1140
CCR failed	1208

HB 1440—By Mountford of the House and Smalley of the Senate—An Act relating to the Oklahoma Public Employees Retirement System * * * emergency.

1st Reading	577
2d Reading	584
CR	631
Considered, advanced, 3d Reading, referred	752
Engrossed—To House	771
SAs rejected, Conference requested; HCs named	794
Conference granted, SCs appointed ..	805
CCR, read, consideration deferred ..	1193
CCR adopted, passed—To House	1205
4th Reading—To House	1228
Governor Vetoed June 19, 1971.	

HB 1441—By Draper and Williamson—An Act relating to counties and county officers; *** lands deeded to the county for the purpose of county farm or poor farm purposes; *** emergency.

1st Reading	934
2d Reading	944
CR	965
Considered, advanced, 3d Reading, passed	1007
Signed—To House	1007
4th Reading—To House	1027
Approved by Governor June 12, 1971.	

HB 1442—By Briscoe and Stratton of the House and McSpadden of the Senate—An Act relating to schools; *** Oklahoma Military Academy to Claremore Junior College; * * * emergency.

1st Reading	433
2d Reading	442

HB 1443—By Cox, et al—An Act relating to revenue and taxation; *** exemption from estate tax one-half value of homestead *** emergency.

1st Reading	810
2d Reading	826

HB 1445—By Sullivan, et al of the House and Luton of the Senate—An Act relating to motor vehicles; *** financial responsibility; ***.

1st Reading	667
2d Reading	676
CR	783
Considered	1017
Considered, advanced, 3d Reading, passed (emergency failed)	1129
ML; tabled and referred	1130, 1153
Engrossed—To House	1180

HB 1447—By Boettcher, et al of the House and Grantham of the Senate—An Act relating to public health; *** renal failure requiring dialysis; *** emergency.

1st Reading	503
2d Reading	514
CR	697
Considered, advanced, 3d Reading passed	993
Signed—To House	993
4th Reading—To House	1001
Approved by Governor June 8, 1971.	

HB 1449—By Boettcher of the House and Grantham of the Senate—An Act relating to taxation; *** tax sale; *** emergency.

1st Reading	632
2d Reading	654
CR	697
Considered, advanced, 3d Reading, passed	733
Withheld under Rule 19f	733
Signed—To House	739
4th Reading—To House	743
Approved by Governor May 22, 1971.	

HB 1452—By Townsend, et al—Relating to substate multi-county planning regions *** emergency.

1st Reading	525
2d Reading	534
WD, Re-referred	554

HB 1453—By Wolfe (Stephen), et al—An Act relating to civil procedure; *** discovery procedure to include motion picture film or negatives *** emergency.

1st Reading	504
2d Reading	514
CR	717
Considered, advanced, 3d Reading, passed	821
Withheld under Rule 19f	822
Signed—To House	823
4th Reading—To House	827
Approved by Governor May 28, 1971.	

HB 1455—By Finch and Payne—An Act relating to Congressional Districts; *** six Congressional Districts; ***.

1st Reading	718
To Calendar	730
Considered, advanced, 3d Reading, referred	798
Engrossed—To House	810
SAs rejected, Conference requested; HCs named	878
Conference granted, SCs appointed	893

HB 1459—By Cox of the House and Ferrell of the Senate—An Act relating to schools; *** reinstatement of certain independent school districts upon compliance *** emergency.

1st Reading	462
2d Reading	471

HB 1464—By Sanguin of the House and Birdsong of the Senate—An Act relating to motor vehicles; *** record summaries; *** revolving fund *** emergency.

1st Reading	442
2d Reading	452
CR	490
Considered advanced, 3d Reading, passed	517
Withheld under Rule 19f	518
Signed—To House	521
4th Reading—To House	525
Approved by Governor April 24, 1971.	

HB 1467—By Wolfe (Stephen)—An Act relating to jurors; *** qualification of jurors ***.

1st Reading	622
2d Reading	632
CR	782
Considered	1016

Considered, advanced, 3d Reading,
referred 1074
Engrossed—To House 1115
SAs concurred in, passed as amended 1174
4th Reading—To House 1190
Approved by Governor June 16, 1971.

✓ **HB 1469**—By Andrews, et al—An Act relating to the State Fire Marshal Commission; *** emergency.

1st Reading 944
To Calendar 966
Considered, advanced, 3d Reading,
passed 1005
Signed—To House 1005
4th Reading—To House 1027
Approved by Governor June 12, 1971.

HB 1470—By Cartwright, et al of the House and McSpadden of the Senate—An Act creating the Joint Committee of the Budget within the State Legislative Council; *** emergency.

1st Reading 491
2d Reading 503

HB 1472—By Briscoe and Payne—An Act relating to county libraries; *** emergency.

1st Reading 622
2d Reading 632

HB 1474—By Boettcher, et al—State Department of Health *** emergency.

1st Reading 535
2d Reading 553
WD, Re-referred 586

HB 1475—By Riggs, et al—An Act relating to civil procedure; *** contributory negligence ***.

1st Reading 945
2d Reading 966

✓ **HB 1479**—By Skeith, et al of the House and Murphy of the Senate—An Act relating to condemnation proceedings; *** emergency.

1st Reading 504
2d Reading 514
CR 869

Considered 1016
Considered, advanced, 3d Reading,
referred 1114
Engrossed—To House 1138
SAs concurred in, passed as amended 1208
4th Reading—To House 1228
Approved by Governor June 24, 1971.

HB 1480—By Skeith, et al of the House and Murphy of the Senate—An Act *** "Relocation Assistance Act of 1971"; *** emergency.

1st Reading 504
2d Reading 514

✓ **HB 1481**—By Skeith, et al of the House and Murphy of the Senate—An Act relating to roads and highways *** relocation assistance to persons displaced *** emergency.

1st Reading 504
2d Reading 514
CR 550

Considered, advanced, 3d Reading,
passed (Emergency failed) 745

ML 745
Signed—To House 823
4th Reading—To House 827
Approved by Governor May 28, 1971.

HB 1482—By Sanders and Cox—An Act relating to labor; *** creating the Oklahoma Solicitors' Employment Act; *** Department of Consumer Affairs, *** emergency.

1st Reading 848
2d Reading 872

✓ **HB 1483**—By Harrison, et al of the House and Field and Williams of the Senate—An Act relating to the Oklahoma Railroad Maintenance Authority; *** emergency.

1st Reading 462
2d Reading 471
CR 846

Considered, advanced, 3d Reading,
referred 992

Engrossed—To House 1007
SAs concurred in, passed as amended 1031
4th Reading—To House 1072
Approved by Governor June 19, 1971.

HB 1484—By Riggs—An Act relating to civil procedure; *** forcible entry and detention of real property ***.

1st Reading 849
2d Reading 872
CR 925

Considered, advanced, 3d Reading,
passed 996

Signed—To House 997

4th Reading—To House 1007

Approved by Governor June 8, 1971.

HB 1485—By McCune, et al—An Act relating to costs of trial on change of venue; *** emergency.

1st Reading 491
2d Reading 503
CR 653

Considered, advanced, 3d Reading,
passed 733

Withheld under Rule 19f 733

Signed—To House 739

4th Reading—To House 743

Approved by Governor May 22, 1971.

HB 1486—By Williamson, et al of the House and Murphy of the Senate—An Act relating to schools; *** election on school bond issues; *** emergency.

1st Reading 504
2d Reading 514
CR 534

Considered, advanced, 3d Reading,
passed 555

ML; tabled 556; 572

Signed—To House 572

4th Reading—To House 577

Approved by Governor April 27, 1971.

HB 1490—By Converse and Andrews—An Act relating to schools; *** boxing *** emergency.

1st Reading 698
2d Reading 718
CR 846

Considered, advanced, 3d Reading,
passed 990

Signed—To House 990

4th Reading—To House 1001

Approved by Governor June 8, 1971.

HB 1492—By Witt of the House and McSpadden of the Senate—An Act relating to mines and mining; *** policy; *** Department of Mines and Mining *** emergency.

1st Reading 698

2d Reading 718

CR 783

Considered, advanced, 3d Reading,
referred 958

Engrossed—To House 966

SAs concurred in passed as amended 1007

4th Reading—To House 1027

Approved by Governor June 12, 1971.

HB 1496—By Trent, et al of the House and Keels of the Senate—An Act relating to public health and safety and the Uniform Anatomical Gift Act; * * *.

1st Reading 622

2d Reading 632

CR 653

Considered, advanced, 3d Reading,
referred 737

Engrossed—To House 751

SAs concurred in, passed as amended 773

4th Reading—To House 783

Approved by Governor May 21, 1971.

HB 1497—By Poulos, et al of the House and Howard of the Senate—An Act relating to gross production tax; *** emergency.

1st Reading 896

2d Reading 908

HB 1498—By Privett, * * * et al—An Act relating to revenue and taxation; * * * dividends * * * emergency.

1st Reading 667

2d Reading 676

CR 717

Considered, advanced, 3d Reading,
referred 840

Engrossed—To House 864

SAs concurred in, passed as amended 878

4th Reading—To House 896

Approved by Governor May 28, 1971.

HB 1503—By Bernard, et al of the House and Howard and Lane of the Senate—An

Act relating to motor vehicles; * * * movement of mobile home combinations or industrialized housing; * * * emergency.

1st Reading 978

2d Reading 1001

WD, To Calender..... 1057

Considered, advanced, 3d Reading,
passed 1113

Signed—To House 1113

4th Reading—To House 1129

Approved by Governor June 16, 1971.

HB 1504—By Bernard, et al, of the House and Graves and Lane of the Senate—An Act relating to industrial housing; * * * Federal Department of Housing and Urban Development * * * emergency.

1st Reading 945

2d Reading 966

CR 1001

Considered, advanced, 3d Reading,

referred 1029

Engrossed—To House 1056

SAs concurred in, passed as amended 1115

4th Reading—To House 1129

Approved by Governor June 16, 1971.

HB 1505—By Miskelly, et al—An Act relating to community junior colleges; * * * emergency.

1st Reading 909

2d Reading—To Calendar 926

Considered 990

Considered, advanced, 3d Reading,
referred 1008

Engrossed—To House 1028

SAs concurred in, passed as amended 1115

4th Reading—To House 1129

Approved by Governor June 16, 1971.

PART VI

HOUSE JOINT RESOLUTIONS

Titles in full shown on page numbers opposite
"1st Reading".

HJR 1001—By Townsend and Miskelly
—A Joint Resolution expressing the in-
tention of the Legislature *** Office of
Community Affairs Planning.

1st Reading	117
2d Reading	120
CR	224
WD, Re-referred	232
CR	431
Considered, advanced, 3d Reading, passed	456
Withheld under Rule 19-f	456
Signed—To House	460
4th Reading—To House	462
Approved by Governor April 13, 1971.	

HJR 1003—By Bengtson, et al—A Joint
Resolution *** pollution control *** fed-
eral grants *** emergency.

1st Reading	107
2d Reading	112
CR	361
Considered, advanced, 3d Reading, passed	419
Withheld under Rule 19f	420
Signed—To House	420
4th Reading—To House	422
Approved by Governor April 6, 1971.	

HJR 1005—By Briscoe, et al of the
House and Crow and Graves of the Sen-
ate—A Joint Resolution directing the Sec-
retary of State to refer to the people
*** a proposed amendment *** Consti-
tution *** land for farming or ranch-
ing ***.

1st Reading	281
2d Reading	289

HJR 1009—By Spearman, et al of
the House and Baggett, Capps, Rogers

and Garrett of the Senate—A Joint Reso-
lution *** Central State University ***
emergency.

1st Reading	99
2d Reading	104
CR	469
Considered, advanced, 3d Reading, passed	485
Withheld under Rule 19f	485
Signed—To House	487
4th Reading—To House	491
Approved by Governor April 13, 1971.	

HJR 1018—By Cate, et al—A Joint
Resolution providing for registration to
vote *** eighteen years of age *** em-
ergency.

1st Reading	216
2d Reading	224
CR	742
Considered, advanced, 3d Reading, referred	772
Engrossed—To House	777

HJR 1019—By Harrison—A Joint Reso-
lution relating to schools *** annexation
and consolidation *** emergency.

1st Reading	216
2d Reading	224
CR	320
Considered, advanced, 3d Reading, passed	418
ML; Tabled	419; 438
Engrossed—To House	446
SAs concurred in, passed as amended	453
4th Reading—To House	462
Approved by Governor April 13, 1971.	

HJR 1020—By Willis and Miskelly of the

*To Dean
4-15*

House and McSpadden and Hamilton of the Senate—A Joint Resolution directing the use of monies of state agencies * * * emergency.

1st Reading	313
2d Reading	321
CR	422
WD, Re-referred	474
CR	490
Considered	509
Considered, advanced, 3d Reading, referred	510
Engrossed—To House	519
SAs rejected, Conference requested; HCs named	526
Conference granted, SCs appointed ..	556
CCR rejected, further Conference requested	912
Further Conference granted	932
2d CCR read, consideration deferred	1162
2d CCR adopted, passed—To House ..	1214
4th Reading—To House	1228
Approved by Governor June 24, 1971.	

HJR 1021—By Huddleston and Bradley—A Joint Resolution directing the Secretary of State to refer to the people * * * apportioning of the State into one hundred one House of Representatives districts * * * special election.

1st Reading	491
2d Reading	503

HJR 1022—By Cox, et al—A Joint Resolution relating to the Commissioners of the Land Office * * * securities * * * rate of interest * * * emergency.

1st Reading	452
2d Reading—To Calendar	462
CR	666
Considered, advanced, 3d Reading, referred	1004
Engrossed—To House	1022
SAs concurred in, passed as amended	1118
4th Reading—To House	1129
Approved by Governor June 16, 1971.	

HJR 1024—By Sparkman, et al of the

House and Nichols and Porter of the Senate—A Joint Resolution relating to an increase in payments of Old Age Assistance, Aid to the Blind, Aid to the permanently and Totally Disabled, and Aid to Families with Dependent Children * * * emergency.

1st Reading	535
2d Reading	553
WD, To Calendar	559
Considered, advanced, 3d Reading, passed	571
Rule 19f suspended	571
4th Reading—To House	577
Approved by Governor	May 1, 1971

HJR 1025—By Rogers of the House and Lamb of the Senate—A Joint Resolution * * * Oklahoma State Board of Public Accountancy * * * registrations * * * emergency.

1st Reading	945
2d Reading	966
WD, To Calendar	1153
Considered, advanced, 3d Reading, passed	1190
Signed—To House	1190
4th Reading—To House	1228
Approved by Governor June 24, 1971.	

HJR 1026—By Sanguin and Privett—A Joint Resolution relating to taxation * * * table fixing rates * * * emergency.

1st Reading	945
To Calendar	966
Considered, advanced, 3d Reading, referred	1019
Engrossed—To House	1061
SAs concurred in, passed as amended	1162
4th Reading—To House	1176
Approved by Governor June 22, 1971.	

HJR 1027—By Cate and Draper—A Joint Resolution providing for registration to vote * * * eighteen years of age * * * emergency.

1st Reading	926
2d Reading—To Calendar	944

Considered, advanced, 3d Reading, passed	1014
ML; adopted	1014; 1053
Reconsidered vote by which advanced	1053
Considered, advanced, 3d Reading, passed, referred	1054
Engrossed—To House	1061
SAs concurred in, passed as amended	1174
4th Reading—To House	1176
Approved by Governor June 17, 1971.	

HJR 1028—By Kilpatrick, et al—A Resolution relating to * * * Oklahoma County Utility Service Authority * * * investigation * * * emergency.

1st Reading	979
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To Calendar	1001
Considered, advanced, 3d Reading, passed	1068
Signed—To House	1068
4th Reading—To House	1129
Approved by Governor June 16, 1971.	

HJR 1029—By Sparkman, et al of the House and McSpadden of the Senate—A Joint Resolution relating to the Grand River Dam Authority * * * emergency.

1st Reading	1027
2d Reading—To Calendar	1060
Considered, advanced, 3d Reading, passed	1130
Signed—To House	1131
4th Reading—To House	1159
Approved by Governor June 17, 1971.	

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PART VII

HOUSE CONCURRENT RESOLUTIONS

HCR 1001—By Privett and Wolf (Leland) of the House and Smith and Terrill of the Senate—A Concurrent Resolution relating to the Oklahoma Hi-Y Youth Legislature * * *.

Received	55
Adopted—To House	55
Enrolled copy signed—To House ...	75

HCR 1002—By Hill (Ben)—A Concurrent Resolution relating to proposed constitutional amendments; * * * news media; * * *.

Received	90
Referred; CR	93; 550
Adopted—To House	655
Enrolled copy signed—To House ...	668

HCR 1003—By Abbott and Rogers—A Concurrent Resolution pertaining to education in economics * * *.

Received	55
Adopted—To House	55
Enrolled copy signed—To House ...	75

HCR 1004—By Skeith of the House and Stipe of the Senate—A Concurrent Resolution * * * "Indian Week" * * *.

Received	52
Adopted—To House	75
Enrolled copy signed—To House ...	78

HCR 1005—By Ford, et al, of the House and Garrison, Baggett, Baldwin, Berrong, Birdsong, Boecher, Bradley, Breckinridge, Capps, Crow, Dahl, Ferrell, Field, Garrett, Grantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Keels, Lane, Luton, McCune, McGraw, McSpadden, Martin, Medearis, Miller, Murphy, Nichols,

Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, and Young of the Senate—A Concurrent Resolution * * * death of Mrs. Joan Coleman Smith; * * *.

Received	44
Adopted—To House	44
Enrolled copy signed—To House ...	45

HCR 1006—By Wolfe (Leland), et al of the House and Terrill of the Senate—A Concurrent Resolution commending the Honorable Carl Albert * * *.

Received	78
Adopted—To House	82
Enrolled copy signed—To House ...	89

HCR 1007—By Davis et al of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution commending and congratulating the 1970 Lawton High School "Wolverines" * * *.

Received	100
Adopted—To House	101
Enrolled copy signed—To House ...	117

HCR 1008—By Kamas and Harrison of the House and Williams and Field of the Senate—A Concurrent Resolution of congratulations to Miss Jeana Day * * *.

Received	100
Adopted—To House	101
Enrolled copy signed—To House ...	117

HCR 1009—By Harrison and Kamas of the House and Field and Williams of the Senate—A Concurrent Resolution of congratulations to Miss Joleen Hurst * * *.

Received	100
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Adopted—To House	101
Enrolled copy signed—To House ...	117

HCR 1010—By Cox of the House and Ferrell of the Senate—A Concurrent Resolution of congratulations to the Stroud High School football team ***.

Received	101
Adopted—To House	101
Enrolled copy signed—To House ...	117

HCR 1011—By Bengtson of the House and Field of the Senate—A Concurrent Resolution *** Altus-Lugert Reservoir; ***.

Received	101
Adopted—To House	101
Enrolled copy signed—To House ...	117

HCR 1012—By Miskelly and Monks—A Concurrent Resolution relating to marking of State-owned motor vehicles; ***.

Received; Referred	107; 108
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HCR 1013—By Elder and Bernard of the House and Baldwin of the Senate—A Concurrent Resolution of congratulations to the Minco High School football team ***.

Received	117
Adopted—To House	123
Enrolled copy signed—To House ...	135

HCR 1014—By Elder of the House and Ham of the Senate—A Concurrent Resolution of congratulations to the Purcell High School football team ***.

Received	117
Adopted—To House	123
Enrolled copy signed—To House ...	135

HCR 1015—By Boren and Boettcher—A Concurrent Resolution *** convention *** Constitution of the United States.

Received	144
Referred	144

HCR 1016—By Lindstrom, et al, of the House and Taliaferro and Terrill of the Senate—A Concurrent Resolution memorializing the passing of the Honorable Delmer Dee Raibourn; ***.

Received	135
Adopted—To House	135
Enrolled copy signed—To House ...	144

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Received 377
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 Enrolled copy signed—To House 422

HCR 1029—By Robinson of the House and Berrong of the Senate—A Concurrent Resolution commending the Sayre “Lady Eagles” basketball team * * *.

Received 399
 Adopted—To House 414
 Enrolled copy signed—To House 422

HCR 1031—By Andrews—A Concurrent

Resolution * * * Central State College * * * establish a wrestling program.

Received 849
 Considered, Deferred 1115
 Referred 1133

HCR 1032—A Concurrent Resolution Recalling * * * House Bill No. 1207 * * *.

Received 467
 Adopted—To House 467
 Enrolled copy signed—To House 468

HCR 1033—By Hill (Ben) —A Concurrent Resolution * * * jurors of the My Lai Trial * * *.

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HCR 1034—By Cotner, et al, of the House—A Concurrent Resolution * * * declare Southwestern, Central and Western Oklahoma a major disaster area * * * drought; * * *.

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HCR 1035—By Willis of the House and McSpadden of the Senate—A Concurrent Resolution * * * Oklahoma State Regents for Higher Education create an emergency institutional building repair fund * * *.

Received 504
 Adopted—To House 531
 Enrolled copy signed—To House 553

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Received 570
 Adopted—To House 578
 Enrolled copy signed—To House 584

HCR 1037—By Payne, et al, of the House and Baldwin, Trent and Crow of the Senate—A Concurrent Resolution * * * “Oklahoma Peanut Month”; * * *.

Received 577
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 Enrolled copy signed—To House 589

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Received 654
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 Enrolled copy signed—To House 908

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Received 827
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 Enrolled copy signed—To House 874

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Received 849
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 Enrolled copy signed—To House 896

HCR 1049—By Sandlin of the House and Nichols and Miller of the Senate—A Concurrent Resolution *** 1971 Holdenville High School Baseball Team ***.

Received 849
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 Enrolled copy signed—To House 1129

HCR 1050—By Wiedemann of the House and Boecher of the Senate—A Concurrent Resolution *** "PBX Operators Week"; ***.

Received; stricken 849; 1116

HCR 1051—By Davis and Ford—A Concurrent Resolution *** Department of Consumer Affairs should desist *** Uniform Consumer Credit Code *** pawnbrokers ***.

Received; Considered,
 Deferred 908; 1117
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HCR 1052—By Draper of the House and Murphy of the Senate—A Concurrent Resolution *** Stillwater City Schools' Program of Education Communications and Technology ***.

Received 908
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 Enrolled copy signed—To House 1007

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lahoma City Veterans Administration Hospital and the Muskogee Veterans Administration Hospital; * * *.

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 Adopted—To House 1116
 Enrolled copy signed—To House 1129

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Co-Author: **SBs** 13, 43, 173, 233; **SJR**s 20, 38; **SCR**s 1, 3, 6, 9, 11, 14, 15, 16, 17, 20, 21, 22, 23, 24, 26, 27, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 61, 62, 64, 66; **HB**s 1007, 1166, 1416, 1455; **HJR**s 1009, 1018, 1024; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Author: **SB** 29.

Co-Author: **SB** 140; **SCR**s 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1025, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055, 1056.

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HB 1175 p 966

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Co-Author: **SBs** 43, 71, 83, 198, 218, 239, 286; **SJR**s 20, 40; **SCR**s 1, 3, 6, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 44, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1101, 1124, 1125, 1134, 1233, 1245, 1253, 1255, 1305; **HCRs** 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Co-Author: **SBs** 22, 34, 41, 43, 52, 94, 96, 104, 123, 140, 141, 152, 153, 167, 174, 182, 183, 194, 214, 216, 232, 240, 242, 255, 284, 286, 301, 344; **SJR**s 1, 4; **SCR**s 1, 3, 6, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 44, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HB**s 1029, 1068, 1099, 1157, 1187, 1214, 1232, 1257, 1325, 1328, 1382, 1415, 1464, 1469, 1496, 1498; **HJR**s 1018, 1024, 1028; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Co-Author: **SB**s 43, 146, 186, 198, 226, 255, 290, 301; **SCR**s 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 30, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 12, 13, 16, 17, 19, 21, 22, 23, 24, 28, 31, 32, 33, 34, 36, 41, 42, 46, 48, 49, 50, 52, 55, 58, 60, 64, 66; **HB**s 1068, 1162, 1170, 1440, 1505; **HJR** 1009; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1050, 1055:

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Author: SBs 1, 2.

Co-Author: **SCRs** 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HCRs** 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Co-Author: **SBs** 6, 137, 139, 270, 308; **SJR**s 26, 40; **SCRs** 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65, **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HJR** 1018; **HCRs** 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Author: SB 281; SR 10.

Co-Author: **SBs** 41, 131, 139, 152, 160, 198, 225, 233, 255, 283, 286, 297, 301, 313; **SCRs** 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1033, 1042, 1080, 1170, 1190, 1248, 1335, 1483; **HJR**s 1009, 1018, 1024; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Co-Author: SBs 41, 43, 139, 160, 198, 242, 255, 286, 313; SJR 4; SCRs 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 44, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 60, 61, 62, 64, 66; HBs 1001 1002, 1067, 1080, 1183, 1188, 1263, 1387, 1483, 1505; HJR 1005; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Author: **SBs** 186, 231, 291, 322, 324; **SJR** 29; **SCR** 64; **SR** 45.

Co-Author: **SBs** 22, 41, 43, 71, 105, 125, 140, 143, 146, 152, 176, 187, 198, 282, 286, 308;
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Author: **SBs** 130, 157, 175, 332, 353; **SJR**s 32, 40; **SR** 24.

Co-Author: **SBs** 41, 71, 164, 191, 198, 226, 242, 255, 270, 286; **SJR** 1; **SCR**s 1, 3, 6, 9, 11, 13, 14, 15, 16, 17, 20, 21, 22, 23, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 17, 19, 21, 22, 23, 25, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1067, 1068, 1281, 1283, 1286, 1405, 1459, 1464; 1496, **HCR**s 1004, 1005, 1006, 1010, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Author: **SBs** 160, 285; **SJR** 9; **SCRs** 12, 19, 21, 44; **SRs** 11, 28.

Co-Author: **SBs** 71, 131, 140, 146, 152, 164, 198, 226, 255, 286; **SJR** 37; **SCRs** 1, 3, 4, 9, 10, 11, 14, 15, 16, 17, 20, 22, 24, 26, 27, 28, 29, 30, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1243, 1326, 1483; **HCRs** 1004, 1005, 1006, 1008, 1009, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1054, 1055.

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Co-Author: SBs 18, 115, 128, 140, 152, 153, 318, 330, 354; SCRs 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 44, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1010, 1017, 1019, 1020, 1042, 1043, 1047, 1049, 1050, 1078, 1079, 1100, 1101, 1103, 1105, 1110, 1112, 1195, 1257, 1297, 1338, 1343, 1348, 1349, 1382, 1464; HJR s 1009, 1018; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1015, 1018, 1021, 1023, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Author: SBs 13, 23, 41, 109, 152, 211, 212, 226, 292, 309, 333; SJR s 17, 20, 21; SCR 9.	

Co-Author: SBs 39, 71, 140, 156, 157, 191, 280, 318, 335; SJR 40; SCRs 1, 2, 3, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 25, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1016, 1101, 1151, 1187, 1235, 1259, 1382, 1453, 1484; HJR 1018; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1025, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Author: SBs 7, 15, 16, 17, 18, 26, 51, 110, 111, 126, 154, 177, 190, 198, 203, 204, 209, 220, 222, 247, 268, 278, 279, 293, 306, 308, 338, 345; SJR s 3, 31; SCR s 8, 38, 46, 60, 62, 63, 66; SR 13.	

Co-Author: **SBs** 13, 41, 65, 66, 71, 96, 109, 128, 131, 139, 140, 152, 156, 167, 176, 185, 215, 226, 255, 286, 319; **SJR**s 1, 20, 40; **SCR**s 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 39, 44, 47, 48, 49, 51, 61, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HB**s 1013, 1018, 1019, 1024, 1049, 1050, 1068, 1077, 1080, 1104, 1106, 1123, 1127, 1202, 1207, 1213, 1241, 1252, 1278, 1316, 1338, 1374, 1382, 1398, 1447, 1449, 1485, 1496, 1498; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Author: **SBs** 191, 303, 304, 357; **SRs** 12, 13, 32, 46.

Co-Author: **SBs** 33, 41, 43, 96, 105, 116, 164, 194, 255, 286, 301, 344; **SJR**s 4, 24, 25; **SCR**s 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 16, 19, 21, 22, 23, 24, 31, 33, 34, 36, 38, 41, 42, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HB**s 1029, 1068, 1157, 1214, 1299; **HJR**s 1005, 1024; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1017, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055

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Co-Author: SBs 43, 140, 199, 214, 284; SJR 24; SCRs 1, 3, 9, 11, 14, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 60, 61, 62, 63, 64, 65; SRs 3, 4, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1016, 1214, 1259, 1316, 1373; HJR s 1001, 1033, 1018; HCR s 1034, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Co-Author: SBs 43, 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, 84, 85, 86, 87, 88, 89, 90, 91, 92, 125, 152, 184, 194, 226, 233, 242, 243, 255, 295, 297, 327; SJR s 14, 16, 20, 38; SCR s 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 23, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 43, 44, 47, 48, 49, 51, 59, 60, 61, 62, 63, 64, 65, 68; SR s 4, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 25, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HB s 1080, 1113, 1114, 1115, 1116, 1117, 1118, 1119, 1129, 1121, 1122, 1123, 1124, 1125, 1126, 1127, 1128, 1129, 1130, 1131, 1132, 1133, 1134, 1135, 1136, 1137, 1138, 1139, 1140, 1141, 1142, 1143, 1144, 1145, 1146, 1147, 1148, 1149, 1150, 1151, 1163, 1232, 1253, 1272, 1273, 1276, 1340, 1358, 1373, 1389, 1391, 1447, 1498, 1505; HJR s 1020, 1024; HCR s 1034, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Author: SBs 127, 138, 188, 232, 256, 287, 319, 326.	

Co-Author: **SBs** 8, 39, 41, 104, 123, 137, 152, 167, 174, 177, 194, 208, 255, 266, 273, 311, 343; **SJR**s 26, 28; **SCR**s 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 23, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 17, 19, 21, 22, 23, 24, 28, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HB**s 1050, 1173, 1213, 1248, 1280, 1505; **HJR**s 1024; **HCR**s 1002, 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1025, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1051, 1055.

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HB 1415 p 905

HB 1425 p 719

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Author: **SB**s 132, 219, 228, 229, 363; **SJR** 1

Co-Author:	SBs 43, 128, 152, 157, 191, 198, 255, 286, 308; SCRs 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1425, 1492, 1496; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1025, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Author: SBs 27, 33, 34, 108, 121, 122, 123, 137, 147, 150, 159, 230, 235, 251, 254, 263, 267, 310, 334, 344; SJR 18; SCRs 22, 40, 67; SRs 19, 20, 31, 43.		
Co-Author: SBs 22, 41, 152, 208, 255, 311, 316; SJR 26; SCRs 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 24, 25, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 4, 6, 8, 9, 10, 11, 12, 13, 16, 21, 22, 23, 24, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 61, 62, 64, 66; HBs 1096, 1173, 1174, 1207, 1412, 1419, 1497, 1503; HJR 1003; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1032, 1034, 1037, 1038, 1041, 1042, 1043, 1047, 1049, 1055.		
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HB 1415 p 713

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Author: **SBs** 236, 237, 252, 299, 300, 329, 342, 360; **SRs** 41, 47, 54:

Co-Author: **SBs** 4, 8, 18, 41, 43, 128, 139, 140, 152, 153, 191, 211, 212, 233, 255, 273, 283, 297, 318, 343; **SJR**s 20, 37; **SCR**s 1, 3, 6, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 25, 31, 32, 33, 34, 36, 38, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1042, 1044, 1050, 1156, 1195, 1200, 1202, 1214, 1232, 1252, 1264, 1297, 1307, 1335, 1382, 1407, 1453, 1505; **HCRs** 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Author: **SBs** 31, 32, 241; **SR** 36.

Co-Author: **SBs** 3, 4, 34, 39, 41, 73, 77, 91, 96, 116, 137, 152, 191, 273; **SJR**s 16, 20, 26, 40; **SCR**s 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 17, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1100, 1126, 1170, 1263, 1318, 1326, 1382; **HCRs** 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Parks, Forestry and Industrial Development	7
Roads and Highways	7
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Author: SBs 22, 141, 210, 240.

Co-Author: SBs 3, 12, 35, 43, 96, 105, 116, 123, 139, 152, 173, 198, 214, 255, 312;
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Co-Author: **SBs** 4, 7, 13, 18, 22, 25, 39, 41, 43, 54, 77, 96, 104, 116, 128, 131, 140, 152, 153, 191, 242, 255, 260, 273, 344; **SJR**s 20, 40; **SCR**s 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 17, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HB**s 1026, 1035, 1199, 1202, 1214, 1230, 1232, 1239, 1252, 1253, 1259, 1263, 1279, 1282, 1297, 1316, 1318, 1322, 1354, 1382, 1383, 1486, 1496, 1504; **HJR**s 1018, 1025; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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SB 143 p 893

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Author: SBs 143, 221, 243; SCR 18.	
Co-Author: SBs 81, 82, 131, 152, 157, 194, 198, 255, 282, 290, 310, 344; SJR 37; SCRs 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 34, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 61, 62, 64, 66; HBs 1067, 1138, 1139, 1143, 1170, 1242, 1272, 1492, 1503, 1504, 1505; HJR 1024; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1048, 1049, 1055.	
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SB 118 p 1137	SCR 6 p 262	HB 1325 p 893; 1139
SB 133 p 1137	HB 1056 p 420	

INTERIM:

Governmental Study Committee (Under SJR 35) 1227

STANDING:

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Municipal Government	7
Rules	8

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SB 198 p 505 HB 1259 p 271 HB 1415 p 715

Author: **SBs** 134, 153, 199, 200, 223, 318, 349; **SJR** 35; **SCRs** 6, 37; **SR** 29.

Co-Author: 7, 41, 43, 65, 104, 105, 140, 152, 172, 191, 203, 208, 214, 313, 320; **SJR** 1; **SCRs** 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 25, 31, 32, 33, 34, 36, 38, 39, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1029, 1056, 1080, 1100, 1123, 1157, 1199, 1214, 1259, 1298, 1299, 1318, 1325, 1350, 1382, 1445, 1453, 1467, 1496; **HJR**s 1018, 1024; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Public Safety and Penal Affairs	7
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Author: SBs 40, 194; SJR 5; SCR 65; SR 49.	
Co-Author: SBs 41, 116, 140, 152, 210, 228, 242, 339, 359; SCRs 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 45, 46, 48, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1067, 1100, 1101, 1242, 1253, 1255, 1447, 1496; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1017, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Author: SBs 19, 20, 30, 233, 234, 238, 339.	
Co-Author: SBs 6, 96, 139, 152, 191, 194, 210, 228, 308; SJRs 26, 40; SCRs 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 23, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1213, 1217, 1259, 1326, 1340, 1373, 1447, 1496; HJR 1018; HCRs 1002, 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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SB 176 p 715	
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Co-Author: SBs 39, 115, 131, 152, 180; SCRs 1, 3, 9, 10, 11, 14, 15, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1029, 1067, 1252, 1253, 1254, 1255, 1259, 1373, 1447; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1017, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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Banks and Banking	6
Education—Higher	6
Governmental Reform	7
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Author: SBs 184, 217, 286; SJR 14.	
Co-Author: SBs 25, 144, 152, 176, 198, 301, 303, 343; SJR 26; SCRs 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 23, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1080, 1157, 1217, 1272, 1319, 1335, 1425, 1481; HJR 1009; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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CONFERENCE (Other than GCCA):	
HB 1213 p 1006 HB 1325 p 893; 1139	
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Agriculture	6
Education—Common, Chm.	6

Education—Higher	6
Public and Mental Health	7
Rules	8
Social Welfare	7

Declaration of Votes on:

HB 1498 p 841

Author: **SBs** 180, 335; **SJR** 38; **SCRs** 5, 24, 27, 52, 53; **SRs** 16, 48, 50.

Co-Author: **SBs** 35, 43, 128, 139, 152, 194, 242, 250, 255, 259, 271; **SJR**s 25, 37; **SCRs** 1, 3, 6, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 26, 28, 29, 31, 32, 35, 36, 38, 39, 44, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 17, 19, 21, 22, 23, 24, 30, 31, 32, 33, 34, 36, 38, 41, 42, 44, 46, 49, 51, 52, 55, 58, 60, 62, 64, 65, 66; **HBs** 1125, 1155, 1156, 1157, 1163, 1195, 1213, 1415; **HCRs** 1003, 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1022, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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MINK, Maureen: Confirmation of	1226
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Sub-Committee on Public Safety and Highways, Chm.	797

CONFERENCE (Other than GCCA):

HB 1425 p 719

INTERIM:

Under HCR 1038	931
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STANDING:

Appropriations and Budget	6
Commerce	6
Education—Higher	6
Roads and Highways, Chm.	7
Rules	8
Soil and Water Resources	8

SPECIAL:

To escort Governor to Joint Session	974
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SB 70 p 860	SB 82 p 860
HB 1128 p 860	
Author: SBs 25, 98, 113, 116, 128, 129, 146, 181, 189, 206, 249, 269, 270, 296, 323, 337, 341, 358, 364; SJR 24; SCR 4.	
Co-Author: SBs 96, 101, 139, 149, 152, 157, 173, 198, 245, 259, 286, 340; SJR 4; SCRs 1, 3, 6, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1001, 1080, 1124, 1127, 1143, 1157, 1217, 1259, 1288, 1319, 1323, 1326, 1383, 1425, 1441, 1479, 1480, 1481, 1486, 1496; HJR s 1018, 1027; HCR s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1052, 1055.	
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NEPTUNE, Robert: Election Return of	11
NICHOLS, Senator Allen G.	

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Sub-Committee on Public Safety and Highways	797
CONFERENCE (Other than GCCA):	
HB 1455 p 893	
INTERIM:	
Executive Committee—Legislative Council	716
Under HCR 1038	931
STANDING:	
Appropriations and Budget	6
Environmental Quality	8
Oil and Gas	7
Public and Mental Health	7
Roads and Highways	460
Rules	8
Social Welfare, V-Chm.	7

SPECIAL:

To escort President Pro Tempore Smith to President's Desk	3
To notify Governor Re Joint Session	5
To notify Governor of Sine Die Adjournment	1227
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Declaration of Votes on:

SCR 25 p 399	HB 1440 p 1206	HB 1503 p 1057
Author: SJR s 19, 28; SCR 10; SR s 8, 17, 65.		

Co-Author: **SBs** 16, 17, 41, 152, 173, 199, 255; **SJR**s 25, 40; **SCR**s 1, 3, 6, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 44, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 61, 62, 64; **HB**s 1101, 1143, 1213, 1280, 1415, 1505; **HJR** 1024; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1025, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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PALMER, Orrin S.: Election Return of	14
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CONFERENCE (Other than GCCA):

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HB 1455 p 893		

INTERIM:

Executive Committee Legislative Council	716
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STANDING:

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Industrial and Labor Relations, Chm	7
Public and Mental Health	7
Social Welfare	7
Wildlife	8

SPECIAL:

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To notify Governor Re Sine Die Adjournment	1227

Declaration of Votes on:

HB 1133 p 436

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Author: **SBs** 239, 307, 361; **SR** 52.

Co-Author: **SBs** 22, 34, 41, 104, 131, 140, 152, 164, 173, 191, 198, 208, 242, 261, 313, 339; **SJR**s 1, 24, 37; **SCR**s 1, 3, 6, 9, 11, 13, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 17, 19, 21, 22, 23, 24, 25, 30, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 55, 58, 60, 62, 64, 66; **HB**s 1029, 1068, 1080, 1155, 1157, 1163, 1202, 1318, 1325, 1350, 1440, 1492; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1017, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1036, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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CONFERENCE (Other than GCCA):

HB 1261 p 1211 HB 1414 p 1005

INTERIM:

Executive Committee—Legislative Council 716

STANDING:

Appropriations and Budget	6
Constitutional Revision and Redistricting, V-Chm.	6
Industrial and Labor Relations	7
Oil and Gas	7
Roads and Highways	7
Rules	8

SPECIAL:

To notify Governor Hall Re Joint Session	58
Under HCR 1038	931

Declaration of Votes on:

SB 105 p 195 HB 1100 p 535 HB 1325 p 798
 SCR 25 p 399 HB 1181 p 386

Author: **SBs** 331, 340; **SCR** 43.

Co-Author: **SBs** 52, 104, 152, 156, 174, 191, 198, 255, 261, 266, 297, 344, 349; **SJR**s 4, 37; **SCR**s 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SR**s 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 25, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HB**s 1029, 1157, 1217, 1235, 1272, 1365, 1366; **HJR**s 1009, 1024, 1029; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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PORTER, Senator E. Melvin

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Public and Mental Health	7
Public Safety and Penal Affairs	7
Social Welfare Chm.	7

SPECIAL:

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Author: **SBs** 195, 196, 197.

Co-Author: **SBs** 115, 152, 199, 208, 255; **SCRs** 1, 3, 9, 10, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; **HBs** 1232, 1382, 1496; **HJR**s 1009, 1024; **HCR**s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Sub-Committee on Public Safety and Highways	797
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CONFERENCE (Other than GCCA):

SB 6 p 843	HB 1328 p 719
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STANDING:

Appropriations and Budget	6
Banks and Banking	6
Commerce, Chm.	6
Engrossed and Enrolled Bills	8
Insurance	7
Wildlife	8

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Author: **SBs** 142, 173, 192, 218, 259, 312, 352; **SCR** 20; **SR** 66.

Co-Author: **SBs** 96, 103, 140, 191, 198, 242, 339; **SJR** 4; **SCRs** 1, 3, 6, 9, 11, 13, 14, 15, 16, 17, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; **SRs** 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64; **HBs** 1143, 1172, 1185, 1199, 1210, 1232, 1279, 1280, 1281, 1282, 1283, 1284, 1286, 1328; **HJR** 1009; **HCRs** 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1037, 1041, 1042, 1043, 1047, 1049, 1055.

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Sub-Committee on Education	797
CONFERENCE (Other than GCCA):	
SB 6 p 843	SB 144 p 932; 1178
SB 93 p 192	SJR 4 p 460
SB 101 p 911	HB 1154 p 1038
HB 1175 p 935	
INTERIM:	
Executive Committee—Legislative Council	716
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Municipal Government, V-Chm.	7
Public and Mental Health	7
Revenue and Taxation	7
Rules	8
Senate Administration, Chm.	8
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Declaration of Votes on:	
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Author: SBs 28, 99, 124, 179, 245, 246, 280; SCRs 29, 48; SRs 4, 6, 44.	

Co-Author: SBs 33, 128, 194, 250, 286, 318; SJR s 4, 11, 38; SCR s 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 31, 32, 34, 35, 36, 38, 39, 47, 49, 51, 60, 61, 62, 63, 64, 65; SR s 3, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HB s 1007, 1051, 1066, 1085, 1100, 1101, 1175, 1181, 1184, 1187, 1188, 1191, 1264, 1316, 1415, 1469, 1498; HJR s 1018, 1027; HCR s 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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SB 6 p 843	SB 295 p 1115
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Author: SBs 6, 53, 104, 105, 107, 117, 151, 167, 295, 297, 301, 311, 348, 351, 355; SJR s 27, 33, 34, 39; SCR s 26, 32, 36, 45, 49, 50, 57, 58; SR s 7, 9, 18, 21, 27.	
Co-Author: SBs 28, 31, 34, 41, 43, 65, 96, 116, 123, 132, 137, 147, 154, 159, 179, 191, 194, 214, 255, 259, 266, 298, 314, 320, 334, 335, 339, 343; SJR s 4, 24, 26, 38; SCR s 1, 3, 7, 9, 11, 14, 15, 16, 17, 20, 21, 22, 23, 24, 25, 27, 28, 29, 31, 35, 38, 39, 44, 47, 48, 51, 56, 60, 61, 62, 63, 64, 65, 66, 67; SR s 3, 6, 8, 10, 11, 12, 13, 16, 17, 19, 22, 23, 24, 28, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 65, 66; HB s 1065, 1099, 1176, 1181, 1191, 1243, 1248, 1326, 1357, 1415, 1484, 1498; HJR s 1026, 1027; HCR s 1001, 1002, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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SMITH, Vondel L.: Election Return of	10
SMITH, Wayne B.: Election Return of.....	13
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Public and Mental Health, V-Chm.	7
Social Welfare	7

Oath of Office.....	2
Author: SBs 115, 359; SCR 23; SR 64.	
Co-Author: SBs 139, 152, 191, 255; SCRs 1, 3, 9, 11, 14, 15, 16, 17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 61, 62, 63, 64, 65; SRs 3, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 66; HBs 1029, 1100, 1318; HJR 1009; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1017, 1018, 1021, 1026, 1027, 1028, 1029, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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CONFERENCE (Other than GCCA):	
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	HB 1414 p 1005
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Judiciary	7
Public Safety and Penal Affairs, Chm.	7
Revenue and Taxation	7
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Author: SBs 135, 145, 168, 169, 174, 187, 207, 208, 213, 244, 253, 258, 260, 261, 262, 288, 289, 325, 328; SCRs 1, 3, 13, 14, 28, 41, 42, 61; SRs 14, 15.	
Co-author: SBs 41, 152, 198, 255; SJR 4, 37; SCRs 9, 11, 15, 16, 17, 20, 21, 22, 24, 26, 27, 29, 31, 32, 35, 36, 38, 39, 47, 48, 49, 51, 60, 62, 63, 64, 65; SRs 3, 6, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 25, 31, 32, 33, 34, 36, 38, 41, 42, 46, 48, 49, 50, 51, 52, 55, 58, 60, 62, 64, 66; HBs 1101, 1183, 1253, 1259, 1261, 1304, 1307, 1373, 1414, 1415, 1426; HJR 1018; HCRs 1004, 1005, 1006, 1011, 1013, 1014, 1016, 1018, 1021, 1026, 1027, 1028, 1029, 1031, 1034, 1037, 1041, 1042, 1043, 1047, 1049, 1055.	
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SUNDERLAND, Reverend Bob: Chaplain	825
SWON, D. K.: Confirmation of	176
SWANSON, J. Russell: Election Return of	11
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STANDING:

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Commerce	6
Governmental Reform	7
Revenue and Taxation, Chm.	7

SPECIAL:

To escort Little Miss Peanut to Chamber	294
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Illness, Prayer for	807

Author: SB 95.

Co-author: SBs 41, 96, 140, 144, 146, 152, 286; SJR 20; 1, 3, 9, 11, 14, 15, 16,
17, 20, 21, 22, 24, 26, 27, 28, 29, 31, 32, 35, 36, 38, 39, 44, 47, 48, 49, 51, 60,
61, 62, 63, 64, 65; SRs 3, 4, 6, 8, 9, 10, 11, 12, 13, 16, 19, 21, 22, 23, 24, 30, 31,
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Appointments—COMMITTEES:

³⁰ CONFERENCE—GCCA (Also see page 1239)	715
²⁵ Sub-Committees on Education and Public Safety and Highways...	797

³⁰CONFERENCE (Other than GCCA):

²⁵ SB 4 p 253	SB 144 p 932; 1178	HB 1455 p 893
HB 1498 p 847		

³⁰INTERIM:

²⁵ Executive Committee—Legislative Council	716
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³⁰STANDING: *Rule 211 f*

Banks and Banking, V-Chm.	6
Education—Common	6
Education—Higher	460
Insurance (Withdrawn)	7; 460
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3	39	69	88	137	176	223	279	317
4	40	70	89	141	177	226	280	319
6	41	71	90	142	185	229	281	320
7	51	72	91	143	186	235	282	325
8	53	73	92	144	189	239	286	335
9	55	74	101	149	190	241	290	338
13	56	75	103	152	191	243	292	341
14	57	76	104	154	194	247	293	343
15	58	77	105	156	198	248	294	345
16	59	78	109	157	199	250	295	351
17	60	79	115	159	203	255	298	358
18	61	80	120	163	207	257	299	
19	62	81	121	164	209	259	301	
23	63	82	122	165	214	263	304	
25	64	83	123	166	215	268	305	
27	65	84	128	167	217	269	306	
31	66	85	129	169	219	271	307	
33	67	86	131	173	221	273	311	
34	68	87	134	174	222	275	315	

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8	23	

*get from
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1004	1099	1132	1172	1241	1316	1404
1007	1100	1133	1173	1242	1318	1405
1013	1101	1134	1174	1243	1319	1407
1016	1103	1135	1175	1245	1322	1412
1017	1104	1136	1176	1248	1323	1414
1018	1105	1137	1177	1252	1325	1419
1019	1108	1138	1181	1253	1326	1425
1020	1110	1139	1183	1255	1328	1441
1033	1112	1140	1184	1257	1335	1447
1035	1113	1141	1185	1259	1338	1449
1042	1114	1142	1186	1263	1340	1453
1043	1115	1143	1187	1264	1343	1464
1044	1116	1144	1188	1266	1348	1467
1049	1117	1145	1190	1272	1349	1469
1050	1118	1146	1191	1273	1350	1479
1051	1119	1147	1199	1275	1352	1481
1056	1120	1148	1200	1278	1354	1483
1060	1121	1149	1202	1279	1357	1484
1065	1122	1150	1207	1280	1358	1485
1066	1123	1151	1210	1282	1365	1486
1068	1124	1154	1213	1283	1372	1490
1077	1125	1155	1214	1297	1373	1492
1078	1126	1156	1217	1298	1374	1496
1080	1127	1157	1230	1299	1382	1498
1084	1128	1162	1232	1304	1383	1503
1085	1129	1163	1233	1305	1387	1504
1088	1130	1166	1235	1307	1391	1505
1096	1131	1170	1239			

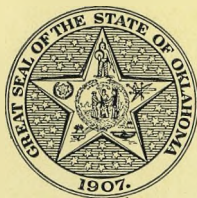
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1001	1009	1020	1024	1026	1028
1003	1019	1022	1025	1027	1029

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JOURNAL
of the
SENATE
of the
FIRST EXTRAORDINARY SESSION
THIRTY-THIRD LEGISLATURE
of the
STATE OF OKLAHOMA
1971



Convened and Adjourned July 1, 1971

Senate Journal

of the
FIRST EXTRAORDINARY SESSION

of the
THIRTY-THIRD LEGISLATURE OF THE STATE
OF OKLAHOMA

FIRST LEGISLATIVE DAY, THURSDAY, JULY 1, 1971

In accordance with the Executive Order issued by the Governor of Oklahoma, Honorable David Hall, June 29, 1971, the Hour of 10:00 o'clock A.M., July 1, 1971, having arrived, President Pro Tempore Smith declared the Senate of the First Extraordinary Session called to order.

Upon roll call, the following members were present:

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Grantham, Graves, Ham, Hamilton, Hargrave, Helden, Howard, Howell, Inhofe, Lamb, Lane, McCune, McSpadden, Martin, Miller, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Williams, Young.
—42.

Excused: Bradley, Field, Keels, Luton, McGraw, Medearis.—6.

President Pro Tempore Smith declared a quorum present.

The following prayer was offered by Reverend Joe Dickens, Pastor John Calvin Presbyterian Church, Tulsa, Oklahoma, and incorporated upon request of President Pro Tempore Smith:

God our Fathers, Who gave them the courage to enter into the dangerous experiment of giving men freedom to rule themselves, to dream of liberty and justice

for all, give to these who govern today the courage to see the fulfillment of that dream.

Hasten that day when no man will seek to disenfranchise, subjugate or put down another day.

Give us eyes as bright as the sunshine of this morning, and minds as clear as the rain-freshened air.

Accept our thanks for past blessings and give strength for today. Amen.

The following Executive Order was read at length as follows:

EXECUTIVE ORDER

By the power vested in me as Governor of the State of Oklahoma by Article 6, Section 7, Constitution of the State of Oklahoma, I do hereby by this instance direct and order that an extraordinary session of the Legislature of the State of Oklahoma will be held at the State Capitol, Oklahoma City, Oklahoma; and that both the House of Representatives and the Senate are herewith called into extraordinary session to convene at ten o'clock a.m. on Thursday, July 1, 1971.

It is further directed that this extraordinary session will be convoked for the sole purpose of considering the ratification of an Amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older, in the following words, to wit:

"ARTICLE.....

"SECTION 1. The right of citizens of the United States, who are eighteen years of age or older, to vote shall not be denied or abridged by the United States or by any State on account of age.

"SECTION 2. The Congress shall have power to enforce this article by appropriate legislation."

IN WITNESS WHEREOF, I have hereunto affixed by official name and signature on this 29th day of June, 1971.

BY THE GOVERNOR OF THE
STATE OF OKLAHOMA.

(Seal)

David Hall.

Senator Terrill moved that a Committee of three be appointed to notify the Honorable House that the Senate is duly organized and ready to transact such business as may properly come before it, which motion prevailed, President Pro Tempore Smith appointing as such Committee the following:

Senators Birdsong, Nichols, and Phillips.

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 prevailed, President Pro Tempore Smith appointing as such Committee the following:

Senators Taliaferro, Baldwin, and Lamb.

Upon motion of President Pro Tempore Smith, the Senate was declared at ease, pending reports of Committees.

*

The Senate was called to order by President Pro Tempore Smith.

COMMITTEE REPORT

A Committee from the Honorable House was received, which advised that the House is organized and ready to meet with the Senate in Joint Session.

Upon motion of Senator Terrill, the Senate went in a Body to the House Chamber

for the purpose of a Joint Session of the First Extraordinary Session of the Thirty-third Legislature.

JOINT SESSION

The First Joint Session of the First Extraordinary Session of the 33rd Legislature was called to order by resident Nigh.

Senator Terrill moved that the Senate attendance roll call be considered the roll call of the Senate in Joint Session, which was the order.

Baggett, Baldwin, Berrong, Birdsong, Boecher, Breckinridge, Capps, Caw, Dahl, Ferrell, Garrett, Garrison, Gantham, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Howell, Inhofe, Lab, Lane, McCune, McSpadden, Martin, Mier, Murphy, Nichols, Payne, Phillips, Porter, Rogers, Smalley, Smith, Stansbery, Stipe, Taliaferro, Terrill, Trent, William Young.—42.

Excused: Bradley, Field, Keel, Luton, McGraw, Medearis.—6.

President Nigh declared a quorum of the Senate present.

Representative Wolf moved that the House attendance roll call be considered the roll call of the House in Joint Session, which was the order.

Anderson, Andrews, Atkins, Avey, Bamberger, Bengtson, Beznoska, Boatner, Boettcher, Boren, Bradley, Camp, Carlton, Cartwright, Cate, Clemons, Coffin, Cole, Conaghan, Converse, Cotner, Cox, Davis, Doornbos, Draper, Duke, Dunn, Elder, Ferguson, Ferrell, Finch, Fine, Ford, Frates, Gooden, Green, Greenhaw, Hancock, Hargrave, Harper, Harrison, Hatchett, Hill (Archibald), Hill (Ben), Holaday, Hopkins, Huddleston, Johnson, Kamas, Kardokus, Kennedy, Kirkpatrick, Lindstrom, McCune, McKee, Miskelly, Monks, Mountford, Murphy, Musgrave, Nance, Odom, Payne, Phipps, Poulos, Randle, Riggs, Robinson, Roark, Sanguin, Skeith, Sparkman, Spearran, Stratton,

Sullivan, Taggart, Thornhill, Townsend, Trent, Wayland, Whorton, Wickersham, Wiedemann, Williams, Williamson, Willis, Wixson, Wolfe (Leland), Wolfe (Stephen), Wynn, York, Mr. Speaker.—92.

Excused: Abbott, Bernard, Briscoe, Sanders, Sandlin, Tarwater, Witt.—7.

The Speaker declared a quorum of the House present.

The President declared quorums of the Senate and House present and Joint Session duly assembled.

Prayer was offered by the Senate Chaplain, the Reverend Joe Dickens, Pastor of the John Calvin Presbyterian Church, Tulsa.

Senator Terrill moved that a Joint Committee be appointed to escort Governor Hall to the House Chamber.

President Pro Tempore Smith appointed Senators Boecher, Garrett and Garrison.

Speaker Privett appointed Representatives Payne, Rogers and Coffin.

President Nigh declared the Joint Session at ease.

President Nigh recognized the Chief Sergeant at Arms, Frank Truel, who announced the presence of the Honorable David Hall, Governor of Oklahoma.

President Nigh recognized Governor Hall, who gave the following Message to the Joint Session:

Lt. Governor Nigh, President Pro Tempore Smith, Speaker Privett, and Legislators:

You were convened in an extraordinary session to consider ratification of an amendment to the United States Constitution extending the right to vote to citizens eighteen years of age or older.

When this call was made, there were 34 States which had ratified this important and far-reaching amendment. Because of the widespread reputation of the courage of the 33rd Oklahoma Legislature and its well-known dedication to issues of equity

and liberty, four State Legislatures since were spurred to ratification.

This dramatic, nationwide response to Oklahoma leadership is a credit to each thoughtful and dedicated member of the 33rd Oklahoma Legislature. Interested lawmakers across the Nation believed the slightest hesitation would have left their State out of the ratifying 38. They know Oklahoma fosters a progressive democracy. And as Theodore Roosevelt said, "A great democracy must be progressive or it will soon cease to be a great democracy." Ratification of this amendment is a progressive action.

The sole question placed before this Legislature may have been deprived of practical value. There remains, however, the possibility of technical error in the ratification of some of the 38 States who have acted, which prompts me to urge your favorable vote on the issue.

Beyond that, Oklahoma's right tradition of liberty would be enhanced by action on this amendment although, in all appearances, the franchise already has been extended to 18, 19, and 20 year olds.

We said a special session of the Oklahoma Legislature would be called if it appeared that the action would be significant. The call was made at a point in time when Oklahoma's leadership was needed. The action was significant. While we had no desire to assume any magical numerical position in ratification, we wanted to be among the 38.

The majority of members of the 33rd Oklahoma Legislature have stood for righteous change at times when lesser men shrunk from duty. You knew what was right and proper even when those issues lacked glamor and popularity of others.

You are an exceptional Legislature with extraordinary leadership. Knowing your caliber and the depth of convictions of the majority of your members, I am proud to have convened you for the pur-

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pose of ratifying which now undoubtedly is the 26th Amendment to the Constitution of the United States of America.

Upon motion of Senator Terrill, the Joint Session was ordered dissolved.

The Senate, reassembled in its Chamber, was called to order by President Pro Tempore Smith, who declared a quorum present.

Senator Terrill moved that the Message of the Governor, delivered in Joint Session, be printed at length in the Journal, which motion prevailed.

RESOLUTION

Senator Baggett introduced **SCR 1**.

Senators Stipe, Phillips, Taliaferro, Miller, Lamb, Inhofe, Stansberry, Hargrave, Trent, Payne, Ham, Howell, Hamilton, Capps, Breckinridge, Ferrell, and McSpadden asked to be made co-authors of **SCR 1**, which was the order.

Senator Terrill asked unanimous consent that **SCR 1** be printed at length as follows, which was the order.

SCR 1—By Baggett, Smith, Terrill, Birdsong, Smalley, Howard, Stipe, Phillips, Taliaferro, Miller, Lamb, Inhofe, Stansberry, Hargrave, Trent, Payne, Ham, Howell, Hamilton, Breckinridge, Capps, Ferrell, and McSpadden of the Senate and Cate, et al, of the House.

A Concurrent Resolution ratifying the Amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older; and directing distribution.

WHEREAS, Senate Joint Resolution 7 of the 1st Session of the 92nd Congress proposing an amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older was approved by the Congress, two-thirds of each House concurring there in in the following words to wit:

"ARTICLE.....

"SECTION 1. The right of citizens of the United States, who are eighteen years

of age or older, to vote shall not be denied or abridged by the United States or by any State on account of age.

"SECTION 2. The Congress shall have power to enforce this article by appropriate legislation."

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE EXTRAORDINARY SESSION OF THE 33RD OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older proposed by Senate Joint Resolution 7 of the 1st Session of the 92nd Congress is hereby ratified.

SECTION 2. A duly authenticated copy of this Resolution shall be transmitted to the Governor of the State of Oklahoma, to the President of the United States, to the Administrator of General Services of the United States, to the President Pro Tempore of the Senate of the United States and to the Speaker of the House of Representatives of the United States.

Senator Rogers raised a point of order that the subject matter covered in **SCR 1** had been previously considered by the Senate in its First Regular Session of the Thirty-Third Legislature, which point of order the Chair overruled.

Senator Baggett moved the adoption of **SCR 1**, as co-authored, which motion prevailed upon roll call as follows:

Aye: Baggett, Berrong, Birdsong, Boecher, Breckinridge, Capps, Crow, Dahl, Ferrell, Garrett, Garrison, Graves, Ham, Hamilton, Hargrave, Holden, Howard, Inhofe, Lamb, Lane, McSpadden, Martin, Miller, Murphy, Nicholas, Payne, Phillips, Porter, Smalley, Smith, Stansberry, Stipe, Taliaferro, Terrill, Trent, Young.—37.

Nay: Baldwin, Grantham, McTigue, Rogers, Williams.—5.

FIRST EXTRAORDINARY SESSION

SENATE CONCURRENT RESOLUTIONS

SCR 1—By Baggett, Smith, Terrill, Birdsong, Smalley, Howard, Stipe, Phillips, Taliaferro, Miller, Lamb, Inhofe, Stansberry, Hargrave, Trent, Payne, Ham, Howell, Hamilton, Breckinridge, Capps, Ferrell and McSpadden of the Senate and Tate, et al, of the House. A Concurrent Resolution ratifying the Amendment to the Constitution of the United States extending the right to vote to citizens eighteen years of age or older; and directing distribution.

Introduced, considered, adopted and referred for engrossment 4-5
Engrossed—To House 5

Referred for enrollment 5
Enrolled—To House 5
To Secretary of State 6

SCR 2—By Smith of the Senate and Privett of the House—A Concurrent Resolution fixing the day of the sine die adjournment of the Extraordinary Session of the Thirty-third Oklahoma Legislature.

Introduced, adopted, referred for engrossment 5
Engrossed—To House 5
Referred for enrollment 5
Enrolled—To House 5
To Secretary of State 6