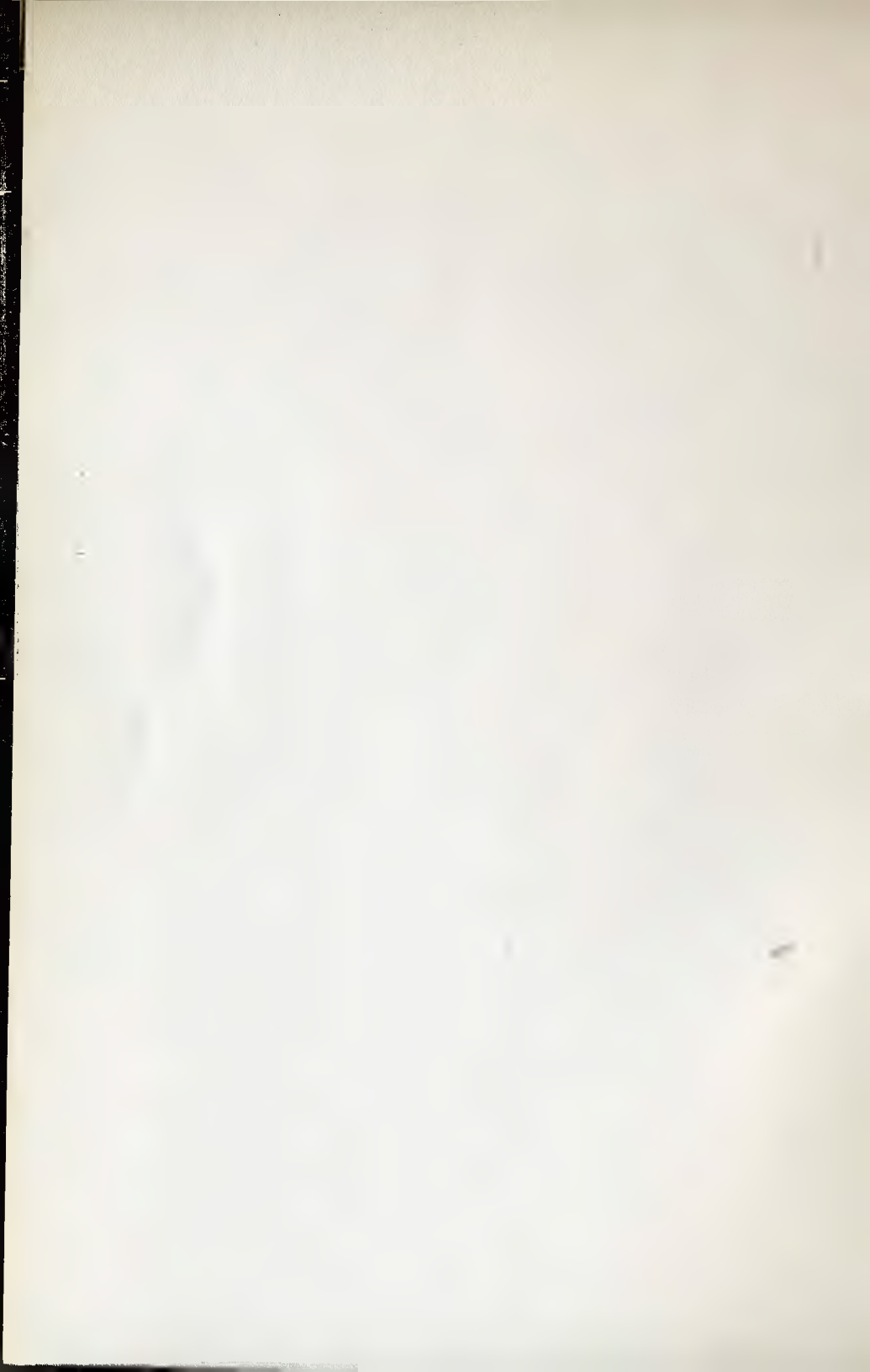

SENATE JOURNAL

SECOND REGULAR SESSION

Thirty-sixth Legislature of Oklahoma

1978





JOURNAL

of the

SENATE

SECOND REGULAR SESSION

OF THE

THIRTY-SIXTH LEGISLATURE

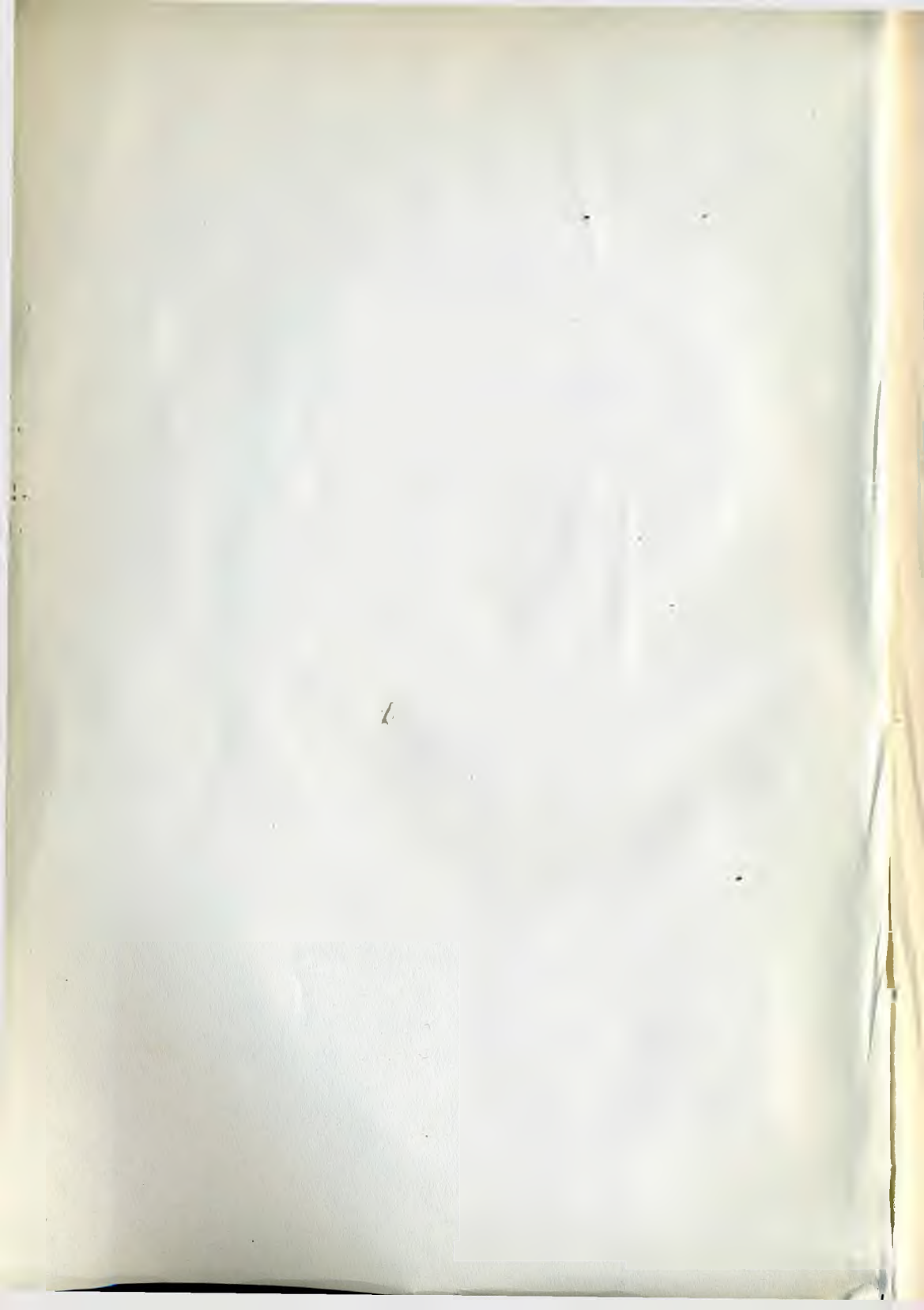
OF OKLAHOMA

1978



Convened January 3, 1978

Adjourned April 28, 1978



IN MEMORIAM



BINNS, H.D.
7-14-1909 — 1-7-1978

District 35

21st through 22nd Sessions
(1947 through 1950)

LOWERY, PHIL H.
2-17-1894 — 11-28-1977

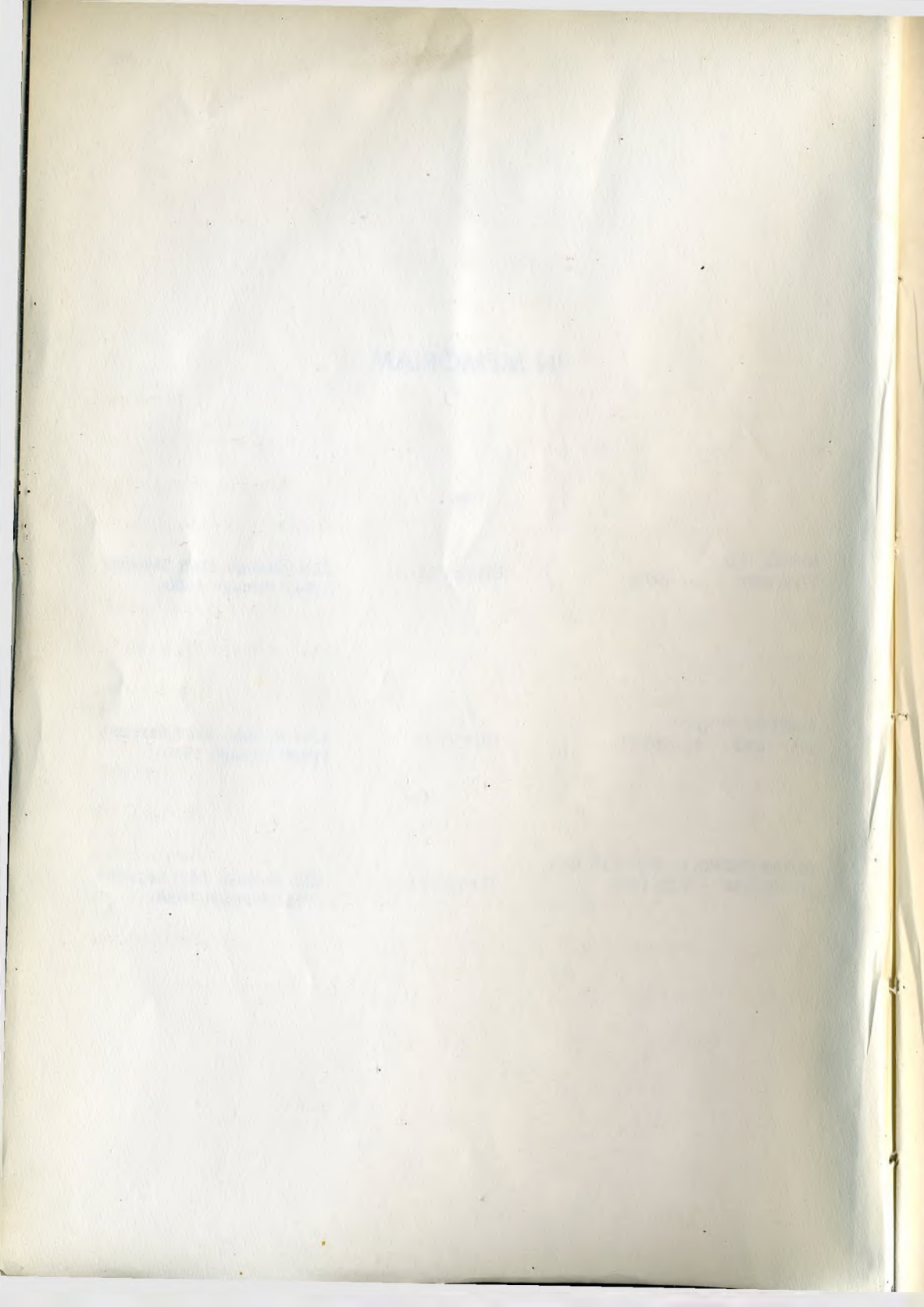
District 17

17th through 22nd Sessions
(1939 through 1950)

RUTHERFORD, S. MORTON II
10-22-1894 — 5-26-1978

District 31

13th through 14th Sessions
(1931 through 1934)



OFFICERS OF THE SENATE

2nd Regular Session

36th Legislature

1978

GEORGE NIGH, Oklahoma City	President
GENE C. HOWARD, Tulsa	President Pro Tempore
JIM E. LANE, Idabel	Majority Floor Leader
JOHN D. LUTON, Muskogee	Assistant Majority Floor Leader
WAYNE M. HOLDEN, Duncan	Majority Whip
JOHN R. McCUNE, OKLAHOMA CITY	Minority Floor Leader
NORMAN A. LAMB, Enid	Assistant Minority Floor Leader
PHIL WATSON, Edmond	Minority Whip
LEE SLATER, Guthrie	Secretary
RUTH SMITH, Oklahoma City	Chief Clerk
LORRIE HENKE, Edmond	Journal Clerk
BOBBIE STEENBERGEN, El Reno	Calendar Clerk
BETTY DARR, Oklahoma City	Chief Engrossing and Enrolling Clerk
BOB CRAIG, Oklahoma City	Sergeant-at-Arms
FRANK TRUEL, Oklahoma City	Sergeant-at-Arms Emeritus



CALENDAR MONTHS

2nd REGULAR SESSION

36th LEGISLATURE - 1978

Convened January 3, 1978—Adjourned April 28, 1978

(The 68 Legislative Days are shown in boldface type)

JANUARY 1978						
S	M	T	W	T	F	S
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				

FEBRUARY 1978						
S	M	T	W	T	F	S
			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				

MARCH 1978						
S	M	T	W	T	F	S
			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	

APRIL 1978						
S	M	T	W	T	F	S
						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 Legislatur convened and actually engaged in business.)

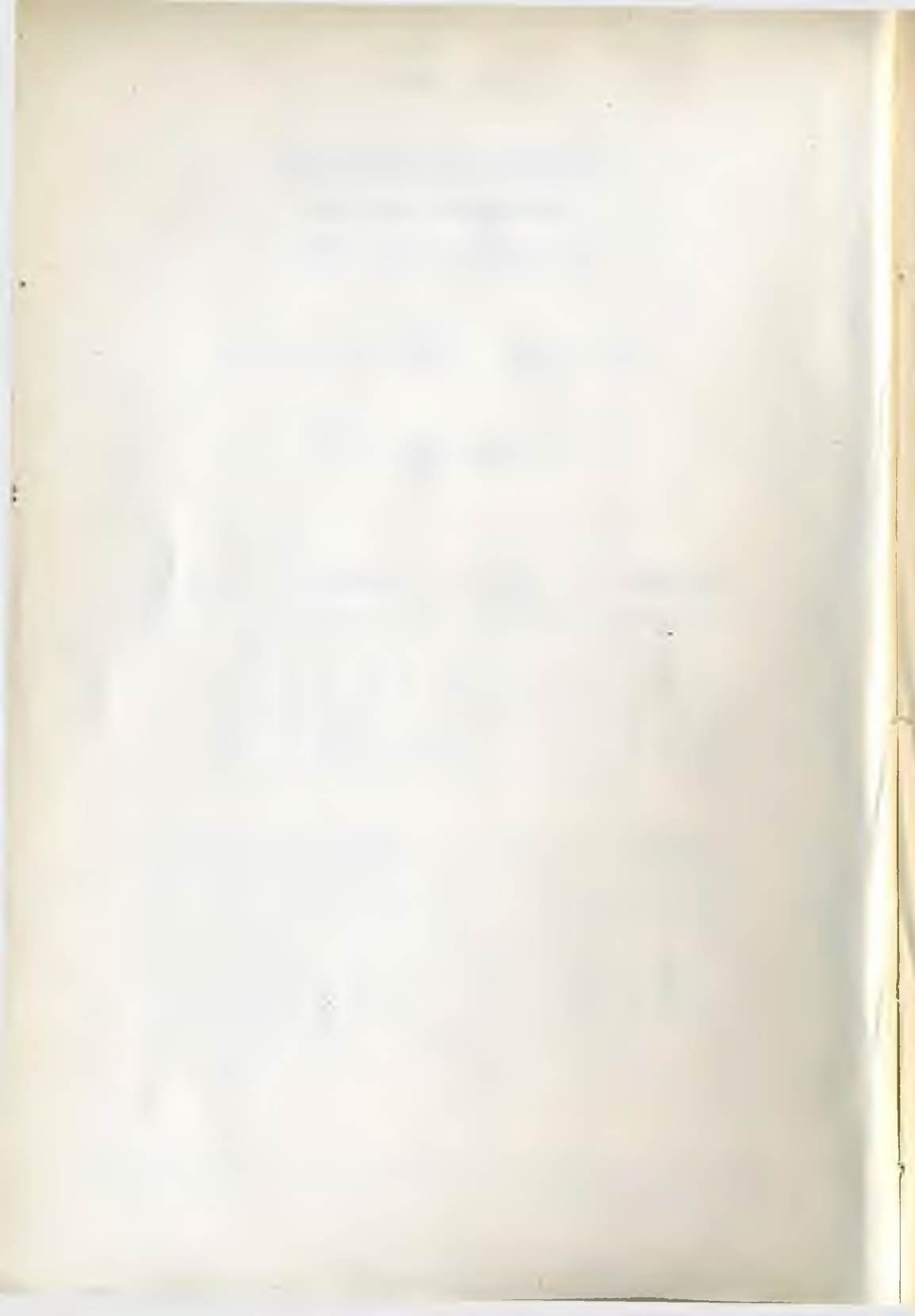


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MEMBERSHIP OF SENATE

Terms expire 1978

Name	Address	County	Dis- trict	Poli- tics
Robert L. Wadley Joe Johnson**	Claremore Heavener	Delaware*, Mayes, Rogers LeFlore, Muskogee*, Sequoyah*	2	D
Roy A. Boatner	Calera	Atoka, Bryan, Johnston, Latimer*, Marshall, Pittsburg*	4	D
Kenneth Butler	Oklmulgee	Haskell*, McIntosh, Muskogee*, Okmulgee	6	D
John L. Dahl	Barnsdall	Garfield*, Logan*, Noble, Osage*, Pawnee*	8	D
John W. Young	Sapulpa	Creek, Lincoln*, Okfuskee*, Payne*	10	D
Ernest D. Martin	Ardmore	Carter, Jefferson*, Love, Murray*	12	D
Lee Cate	Norman	Cleveland*	14	D
Roy E. Grantham	Ponca City	Kay, Grant*	16	D
Gideon Tinsley	El Reno	Blaine*, Canadian*, Kingfisher	20	D
Wayne M. Holden	Duncan	Cotton, Grady*, Jefferson*, Stephens	22	D
Gilmer N. Capps	Snyder	Beckham, Comanche*, Ellis, Greer*, Harmon*, Kiowa, Roger Mills, Washita*	24	D
Al Terrill	Lawton	Comanche*	26	D
Bob R. Shatwell	Tulsa	Tulsa*, Osage*, Washington*	32	D
Gene C. Howard	Tulsa	Tulsa*	34	D
Frank Keating	Tulsa	Tulsa*	36	D
Phillip E. Lambert	Tulsa	Tulsa*	38	R
James F. Howell	Oklahoma City	Oklahoma*	40	D
Marvin York	Midwest City	Oklahoma*	42	D
Mary Helm	Oklahoma City	Oklahoma*	44	D
Mary Helm	Oklahoma City	Oklahoma*	46	R
E. Melvin Porter	Oklahoma City	Oklahoma*	48	D
Bill Dawson	Seminole	Lincoln*, Logan*, Pottawatomie*, Seminole	50	D
E. W. Keller	Oklahoma City	Oklahoma*	52	R
Bob Funston	Broken Arrow	Tulsa*, Wagoner*	54	D

* District contains part of county

** Elected August 24, 1976, to fill unexpired term.

MEMBERSHIP OF SENATE

Terms expire 1980

Name	Address	County	Dis- trict	Poli- tics
William M. Schuelein	Miami	Craig*, Delaware*, Ottawa	1	D
Herbert Rozell	Tahlequah	Adair, Cherokee, Muskogee*, Sequoyah*, Wagoner*	3	D
Jim E. Lane	Idabel	Choctaw, McCurtain, Pushmataha	5	D
Gene Stipe	McAlester	Haskell*, Latimer*, Pittsburg*	7	D
John D. Luton	Muskogee	Muskogee*	9	D
James W. McDaniel	Fitzhugh	Coal, Hughes, Murray*, Okfuskee*, Pontotoc	13	D
Charles W. Vann	Pauls Valley	Cleveland*, Garvin, Grady*, McClain	15	D
John L. Clifton	Shawnee	Cleveland*, Pottawatomie*	17	D
Norman A. Lamb	Enid	Garfield*, Grant*	19	R
Robert M. Murphy	Stillwater	Lincoln*, Payne*	21	D
Ray A. Giles	Pocasset	Caddo, Grady*	23	D
Herschel H. Crow, Jr.	Olustee	Greer*, Harmon*, Jackson, Tillman	25	D
Ed Berrong	Weatherford	Alfalfa*, Blaine*, Custer, Dewey, Major*, Washita*, Woods*	27	D
Jerry T. Pierce	Bartlesville	Craig*, Nowata, Washington*	29	R
Paul Taliaferro	Lawton	Comanche*	31	D
Rodger A. Randle	Tulsa	Osage*, Tulsa*	33	D
Warren E. Green	Tulsa	Tulsa*	35	R
Finis W. Smith	Tulsa	Pawnee*, Tulsa*	37	D
Stephen C. Wolfe	Tulsa	Tulsa*	39	R
Phil Watson	Edmond	Oklahoma*	41	R
Don Kilpatrick	Del City	Cleveland*, Oklahoma*	43	D
Jimmy Birdsong	Oklahoma City	Canadian*, Oklahoma*	45	D
John R. McCune	Oklahoma City	Canadian*, Logan*, Oklahoma*	47	R
Leon B. Field	Texhoma	Alfalfa*, Beaver, Cimarron, Harper, Major*, Texas, Woods*, Woodward	49	D

*District contains part of county

BILLS AND JOINT RESOLUTIONS

of the

2nd Session of the 36th Legislature, 1978

Senate Bills Enacted into Law

18	268	395	441	458	473	499	530	563	599
40	276	396	444	459	474	500	531	565	600
43*	278	400	445	460	475	502	532	570	601
136	280	405	446	461	476	504	538	571	604
143	286	411	447	462	477	508	542	572	606
154	288	413	448	463	478	510	543	573	608
164	328	418	449	464	479	511	545	579	618
208	340	421	450	465	480	512	548	582	627
216	341	428	451	466	481	514	549	584	630
230	346	430	452	467	482	515	550	586	631
242	359	432	453	468	483	518	552	588	635
247	366	433	454	469	484*	520	553	592	641
259	371	434	455	470	494	521	555	595	
262	383	435	456	471	496	522	561	596	
264	385	436	457	472	498	525	562	598	

* Became law without the Governor's signature

Total: 147

Senate Joint Resolutions Approved by Governor

41	49	57
44	55	58
46		

Total: 7

Senate Bills Vetoed

43	541	580	585	484
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Total: 3

House Bills Enacted into Law

1039	1351	1490	1529	1546	1563	1587	1659	1718	1795
1053	1379	1498	1530*	1547	1564	1588	1663	1734*	1808
1061	1425	1501	1531	1548* *	1565	1589	1664	1740	1809
1111	1447	1502	1532	1549	1566	1594*	1665	1746	1813
1115	1450	1507	1533	1550	1567* *	1597	1668	1747	1814
1170*	1456	1508*	1534	1551	1568	1599	1677	1751	1817
1187	1457	1510	1535	1552	1569	1602	1681	1752	1822
1189	1459	1511	1536	1553	1570	1605	1685	1753	1834
1223	1461	1514	1537	1554	1571	1615	1686	1754	1846
1229	1462	1517	1538	1555	1572	1623	1688	1759	1849
1252	1463	1518	1539	1556	1573	1626	1690	1765	
1279	1464	1520	1540	1557	1574	1627	1692	1774	
1284	1466	1522	1541	1558	1575	1628	1703	1778	
1303	1467	1523	1542	1559	1576	1629	1706	1779	
1312	1469	1524	1543	1560	1577	1631	1708	1788	
1320	1478	1526	1544	1561	1578	1633	1714	1789	
1341	1488	1527	1545	1562	1579	1636	1717	1790	

* Became law without the Governor's signature

** Line item veto

Total: 163

House Joint Resolutions Approved by Governor

1040	1043	1044	1053	Total: 4
------	------	------	------	----------

House Joint Resolutions Filed with Secretary of State

1025	1048	Total: 2
------	------	----------

House Bills Vetoed

1170	1476	1499	1695	1832	Total: 8
	1496	1667	1764	1839	

1508
1530
1594
1734

Handwritten notes in red ink, including the word "GRI" and a list of items: "Vod", "Gee", "Pai", "Pai".

Senate Journal

Second Regular Session of the Thirty-sixth Legislature, 1978,
of the State of Oklahoma
First Legislative Day, Tuesday, January 3, 1978

Pursuant to Article 5, Section 26, of the Constitution of the State of Oklahoma, the Senate of the 2nd Regular Session of the 36th Legislature assembled in its Chamber at 12:00 noon.

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Dawson and Lamb.—2.

President Nigh declared a quorum present.

The following prayer was offered by Reverend Wendell Estep, Pastor, Council Road Baptist Church, Bethany, and incorporated into the Journal upon request of President Nigh.

Our Heavenly Father, thank You for the blessings of the past year, and for the challenges of 1978. Thank You for our Governor and for these Legislators who have been chosen to serve their state.

Lord, I especially ask that You be with Governor Boren as he gives leadership to our state. May he be anointed by Your Spirit. Give him wisdom to lead.

Father, be with each elected Legislator and the district he represents. May he faithfully serve our Lord, his nation, state, and district. In Jesus' name, Amen.

INTRODUCTIONS

President Nigh introduced his wife, Donna, and Reverend Estep's wife, Linda, to the members of the Senate.

Senator Green introduced C. S. Lewis, Jr., M.D., Tulsa, as Doctor of the Day. Senator Tinsley introduced Mary Gilmour, R.N., Kingfisher, as Nurse of the Day.

SENATE OFFICERS — SENATE ORGANIZATION

The President announced that pursuant to Rule 21(f) of the adopted Rules of the 1st Regular Session of the 36th Legislature, the vote of the Senate in its organization and selection of Officers of the 1st Regular Session of the 36th Legislature shall be the vote and organization of the Senate of the 2nd Regular Session of said Legislature, and that the Journal will reflect the Officers and Standing Committees, same being as follows:

OFFICERS OF THE SENATE

President — George Nigh, Oklahoma City
 President Pro Tempore — Gene C. Howard, Tulsa
 Majority Floor Leader — Jim E. Lane, Idabel
 Assistant Majority Floor Leader — John D. Luton, Muskogee
 Majority Whip — Wayne M. Holden, Duncan
 Minority Floor Leader — John R. McCune, Oklahoma City
 Assistant Minority Floor Leader — Norman A. Lamb, Enid
 Minority Whip — Phil Watson, Edmond
 Secretary of the Senate — Lee Slater, Guthrie
 Chief Clerk — Ruth Smith, Oklahoma City
 Journal Clerk — Lorrie Henke, Edmond
 Calendar Clerk — Bobbie Steenbergen, El Reno
 Chief Engrossing and Enrolling Clerk — Betty Darr, Oklahoma City
 Sergeant-at-Arms — Bob Craig, Oklahoma City
 Sergeant-at-Arms Emeritus — Frank Truel, Oklahoma City

RULES COMMITTEE

Terrill, Chairman
 Lambert, Vice Chairman

Cate	Luton
Crow	McCune
Field	Murphy
Grantham	Smith
Holden	Stipe
Lane	York

STANDING COMMITTEES**AGRICULTURE-11**

Dahl, Chairman
 Capps, Vice Chairman

Boatner McDaniel

Field	Martin
Giles	Taliaferro
Holden	Vann
Lane	

APPROPRIATIONS AND BUDGET-14

Crow, Chairman
 Randle, Vice Chairman

Berrong	Lambert
Boatner	Murphy
Butler	Pierce
Cate	Stipe
Funston	Terrill
Keating	Young

BANKS AND BANKING-11

Boatner, Chairman
 Randle, Vice Chairman

Birdsong	Smith
Green	Terrill
Howell	Wolfe
Keller	York
Porter	

BUSINESS, INDUSTRY AND LABOR RELATIONS-7

Butler, Chairman
 Kilpatrick, Vice Chairman

Birdsong	Shatwell
Helm	York
Schuelein	

CONSTITUTIONAL REVISION AND REGULATORY SERVICES-6

Berrong, Chairman
 Taliaferro, Vice Chairman

Howell	Pierce
McCune	Terrill

COUNTY, STATE AND FEDERAL
GOVERNMENT-7

Wadley, Chairman
Vann, Vice Chairman

Birdsong Taliaferro
Cate York
Luton

CRIMINAL JURISPRUDENCE-6

Cate, Chairman
Keating, Vice Chairman

Clifton Stipe
Grantham Wolfe

EDUCATION, COMMON-14

Howell, Chairman
Funston, Vice Chairman

Butler Luton
Capps Martin
Dawson Rozell
Field Terrill
Keller Watson
Lamb Young

EDUCATION, HIGHER-7

Murphy, Chairman
Cate, Vice Chairman

Dawson Shatwell
Lane Watson
Schuelein

ELECTIONS AND PRIVILEGES-6

Shatwell, Chairman
Pierce, Vice Chairman

Berrong Lane
Kilpatrick Tinsley

EMPLOYMENT AND
ADMINISTRATION-5

Young, Chairman
Luton, Vice Chairman

Crow Lane
Holden

ENGROSSED AND ENROLLED
BILLS-3

Helm, Chairman
McCune, Vice Chairman

Crow

ENVIRONMENTAL AND
NATURAL RESOURCES-6

Capps, Chairman
McDaniel, Vice Chairman

Helm McCune
Lambert Wadley

INSURANCE-6

Birdsong, Chairman
Green, Vice Chairman

Luton Smith
Porter Young

JUDICIARY-11

Grantham, Chairman
Lambert, Vice Chairman

Clifton Lamb
Green Luton
Howell Wolfe
Keating Young
Kilpatrick

MUNICIPAL GOVERNMENT-6

York, Chairman
Keller, Vice Chairman

Grantham Schuelein
Lambert Smith

OIL AND GAS-7

Funston, Chairman
Dahl, Vice Chairman

Field McDaniel
Giles Pierce
Holden

PROFESSIONS AND
OCCUPATIONS-8

Dawson, Chairman
Giles, Vice Chairman

Johnson Tinsley
Martin Wadley
Rozell Watson

PUBLIC AND MENTAL
HEALTH-6

Martin, Chairman
Wolfe, Vice Chairman

Funston Keating
Helm Vann

PUBLIC SAFETY AND PENAL
AFFAIRS-8

Schuelein, Chairman
Johnson, Vice Chairman

Clifton Porter
Dahl Stipe
McCune Watson

REVENUE AND TAXATION-13

Smith, Chairman
Clifton, Vice Chairman

Berrong Keller
Crow Kilpatrick
Dawson Lamb
Green Murphy
Helm Randle
Holden

ROADS AND HIGHWAYS-13

Stipe, Chairman
Tinsley, Vice Chairman

Boatner Johnson
Butler McDaniel
Capps Murphy
Giles Shatwell
Grantham Vann
Holden

SOCIAL WELFARE-5

Porter, Chairman
Rozell, Vice Chairman

Lamb Randle
Lane

WILDLIFE-7

Tinsley, Chairman
Field, Vice Chairman

Dahl Taliaferro
Johnson Wadley
Rozell

President Nigh, citing Rule 29, which provides that the Rules of the 1st Regular Session of the 36th Legislature shall be in full force and effect during the 2nd Regular Session of said Legislature, advised

that the Senate of the 2nd Regular Session was properly organized.

CARRYOVER BILLS — PROCEDURE

Senate Rule 16(a) provides for the safe-keeping of all bills pending before the Standing Committees following adjournment of the 1st Regular Session and the convening of the 2nd Regular Session of the 36th Legislature.

Senator Grantham moved that the bills and joint resolutions pending before the several Standing Committees at adjournment be ordered filed with the Calendar Clerk, to be returned to their respective Committees for consideration and that a complete list thereof be printed in the Journal, which motion was declared adopted.

Pursuant to the above motion, the following compilation of bills and joint resolutions pending before Senate Committees is as follows:

AGRICULTURE

SB	HB
188 by Dahl	1408 by Abbott
	HJR
	1021 by Draper; Murphy

APPROPRIATIONS AND BUDGET

SBs	HBs
57 by Butler	1067 by Miskelly; Funston
161 by Boatner	1199 by Atkins; Randle
215 by Martin	1202 by Miskelly; Dahl
221 by Martin	1438 by Miskelly
241 by Cate	
280 by Keating	
281 by Wadley	
293 by Funston	
306 by Murphy	
364 by Crow	
388 by Young	
389 by Tinsley	

SJR
24 by Terrill

BANKS AND BANKING

SBs
207 by Cate
302 by Cate
322 by Lambert
372 by Wolfe
385 by Howell

**BUSINESS, INDUSTRY AND
LABOR RELATIONS**

SBs	HBs
49 by Grantham	1170 by Lawter; York
53 by Watson	1182 by Johnston
146 by Berrong	1217 by Fried; York
178 by Stipe	1308 by Monks; Stipe
236 by Murphy	1360 by Rogers
248 by Funston	
295 by Murphy	
404 by Dahl	
410 by Lane	

**CONSTITUTIONAL REVISION AND
REGULATORY SERVICES**

SBs	HJR
132 by Green	1024 by Craighead
151 by Keller	
165 by Keller	
185 by Keller	
226 by Funston	

**COUNTY, STATE AND FEDERAL
GOVERNMENT**

SBs	HBs
2 by Smith	1011 by Dunn; Vann
14 by Keating	1012 by Parris
27 by Dawson	1017 by Cleveland
129 by Crow	1056 by Johnston; Kilpatrick
131 by Green	1087 by Hammons; Capps
139 by Keller	1091 by Hammons; Wadley
147 by Crow	
168 by McCune	
177 by Keller	
183 by Young	

225 by Lane
 251 by Stipe
 260 by Stipe
 261 by Stipe
 269 by Randle
 286 by McCune
 296 by Tinsley
 304 by Luton
 305 by Luton
 314 by Lamb
 346 by Lane
 353 by Cate
 354 by Lane
 362 by Capps
 368 by Funston
 369 by Funston
 381 by Lambert
 382 by Terrill
 386 by Terrill
 402 by Funston

SJRs

3 by Randle
 4 by Watson
 5 by Watson
 10 by Watson
 32 by Wolfe

CRIMINAL JURISPRUDENCE**SB**s

13 by Dawson
 18 by Keating
 21 by Howell
 37 by Wolfe
 45 by Pierce
 55 by Lambert
 56 by Lambert
 68 by Keating
 133 by Keating
 137 by McCune
 145 by Keating
 148 by Grantham
 208 by Grantham
 256 by Porter
 288 by Clifton
 303 by Luton
 307 by Wolfe
 313 by Capps
 323 by Lambert

HBs

1022 by Cleveland
 1065 by Kane
 1171 by Lawter
 1187 by Cotner
 1227 by Hooper
 1252 by Camp
 1285 by Hooper
 1363 by Denman
 1435 by Steward

1119 by Willis
 1206 by Frates
 1247 by Ford
 1267 by Caldwell;
 Johnson
 1280 by Parris
 1296 by McCaleb;
 Dawson
 1304 by Abbott;
 Watson
 1313 by Cotner
 1347 by Hooper;
 Taliaferro
 1379 by Cowan;
 Funston
 1388 by Deatherage
 1411 by Elder;
 Grantham

HJR

1032 by Craighead;
 Cate

325 by Lambert
 333 by Lambert
 334 by Lambert
 379 by Young
 393 by Howell

SJR

2 by Luton

EDUCATION, COMMON**SB**s

52 by Pierce
 195 by Boatner
 205 by McDaniel
 244 by Helm

HBs

1115 by Bengtson
 1245 by Abbott
 1261 by Weichel
 1383 by Roberts
 1392 by Deatherage;
 Funston

EDUCATION, HIGHER**SB**

378 by Keller

SJR

8 by Boatner

ELECTIONS AND PRIVILEGES**SB**

392 by Howell

HJR

1025 by Draper

SJR

31 by Howell

**ENVIRONMENTAL AND
NATURAL RESOURCES****HB**

1049 by Matheson;
 Randle

INSURANCE**SB**s

24 by Birdsong
 35 by Smith
 58 by Birdsong
 71 by Birdsong
 72 by Young
 162 by Berrong

HBs

1090 by Hammons;
 Randle
 1286 by Davis (Don);
 Howell
 1414 by Elder;
 Kilpatrick

182 by Young
270 by Randle
339 by Howell
342 by Howell
343 by Howell

1423 by Davis (Don)

JUDICIARY

SBs
3 by Grantham
17 by Murphy
30 by Boatner
44 by Howell
47 by Keating
198 by York
204 by Wolfe
206 by Funston
224 by Boatner
238 by Lamb
297 by Wolfe
298 by Watson
300 by Watson
345 by York
384 by Green
396 by Funston
409 by Keating

HBs
1279 by Hammons;
Funston
1343 by Elder;
Grantham
1381 by Hammons;
Funston

SJR

35 by Keller

MUNICIPAL GOVERNMENT

SBs
33 by Boatner
51 by Watson
174 by Howell
196 by Boatner
395 by Capps

HBs
1053 by Draper
1425 by Elder;
Grantham

SJR

40 by Terrill

OIL AND GAS

SBs
233 by Field
344 by Capps
370 by Shatwell

PROFESSIONS AND OCCUPATIONS

SBs

22 by Dawson
28 by Dawson
247 by Stipe
282 by Porter
290 by Young
299 by Watson
317 by Howell
338 by York
356 by Young
406 by Clifton
407 by Clifton
412 by Pierce

HBs

1320 by Floyd
1351 by Davis (Guy)

PUBLIC AND MENTAL HEALTH

SBs

38 by Keating
66 by Dawson
170 by York
217 by Tinsley
229 by Schuelein
360 by Field
366 by Funston
367 by Funston
408 by Keating

HBs

1316 by Morgan;
Berrong
1356 by Campbell;
Terrill

**PUBLIC SAFETY AND
PENAL AFFAIRS**

SBs

59 by Keating
128 by Helm
130 by Capps
143 by Dawson
149 by Luton
254 by Johnson
401 by McDaniel
405 by Keating

HBs

1113 by Bengtson
1275 by Rogers;
Wadley
1300 by Whorton

REVENUE AND TAXATION

SBs

9 by Dahl
20 by Terrill
41 by Dahl
62 by Murphy
127 by Boatner

HBs

1093 by Nance
1284 by Nance
1312 by Harper;
Boatner

156 by Field
 169 by Porter
 227 by Kilpatrick
 330 by Wolfe
 358 by Porter

ROADS AND HIGHWAYS

SBs
 32 by Boatner
 154 by Funston
 308 by Stipe
 383 by Birdsong

RULES

SBs	HB
50 by Pierce	1061 by Dunn; Taliaferro
167 by Luton	
172 by Vann	
173 by Vann	
176 by Keating	
193 by Keating	
201 by Pierce	
219 by Rozell	
246 by Rozell	
259 by Keller	
337 by Dawson	
380 by Keating	
390 by Howell	
394 by Randle	
397 by Funston	

SJR
 22 by Keating

SOCIAL WELFARE

SB	HB
197 by York	1019 by Cleveland; Funston
SJR	
16 by Boatner	

Mr. President:

We, your Committee on Employment and Administration for members of the Senate, submit the following report, showing distance of each from his place of residence to the State Capitol, via reasonable passenger routes, and the amount of mileage due each at the rate of twelve cents (\$.12) per mile each way:

WILDLIFE

SBs	HBs
140 by Keller	1255 by Converse
222 by Field	1341 by Lancaster

SPECIAL COMMITTEE APPOINTMENTS

Senator Luton moved that Committees be appointed to notify the Governor of the State of Oklahoma and the House of Representatives that the Senate is organized and ready to transact business, which motion was declared adopted.

President Nigh appointed the following Committees:

TO NOTIFY THE GOVERNOR: Senators Wadley, Dahl and Wolfe.

TO NOTIFY THE HOUSE: Senators Johnson, Keller and Tinsley.

UNANIMOUS CONSENT REQUEST — LOBBY PERMITS

Senator Terrill asked unanimous consent, which was granted, that the Committee on Rules be granted authority to renew any existing Lobby Permits issued during the 1st Regular Session of the 36th Legislature without further action by the Senate.

COMMITTEE REPORT

Senator Young, on behalf of the Committee on Employment and Administration, submitted the following report, which was adopted upon his motion.

Name	Address	Total Miles Round Trip	Amount Round Trip
Berrong, Ed	Weatherford	146	\$17.52
Birdsong, Jimmy	Oklahoma City	None	None
Boatner, Roy A.	Calera	332	39.84
Butler, Kenneth	Okmulgee	220	26.40
Capps, Gilmer N.	Snyder	278	33.36
Cate, Lee	Norman	52	6.24
Clifton, John L.	Shawnee	72	8.64
Crow, Herschal H.	Olustee	342	41.04
Dahl, John L.	Barnsdall	302	36.24
Dawson, Bill	Seminole	130	15.60
Field, Leon B.	Texhoma	574	68.88
Funston, Bob	Broken Arrow	228	27.36
Giles, Ray A.	Pocasset	90	10.80
Grantham, Roy E.	Ponca City	206	24.72
Green, Warren E.	Tulsa	240	28.80
Helm, Mary	Oklahoma City	None	None
Holden, Wayne M.	Duncan	200	24.00
Howard, Gene C.	Tulsa	240	28.80
Howell, James F.	Midwest City	None	None
Johnson, Joe	Heavener	420	50.40
Keating, Frank	Tulsa	240	28.80
Keller, E. W.	Oklahoma City	None	None
Kilpatrick, Don	Del City	None	None
Lamb, Norman A.	Enid	176	21.12
Lambert, Phil	Oklahoma City	None	None
Lane, Jim E.	Idabel	470	56.40
Luton, John D.	Muskogee	284	34.08
McCune, John R.	Oklahoma City	None	None
McDaniel, James W.	Fitzhugh	200	24.00
Martin, Ernest D.	Ardmore	210	25.20
Murphy, Robert M.	Stillwater	134	16.08
Pierce, Jerry T.	Bartlesville	330	39.60
Porter, E. Melvin	Oklahoma City	None	None
Randle, Rodger A.	Tulsa	240	28.80
Rozell, Herbert	Tahlequah	400	48.00
Schuelein, William M.	Miami	400	48.00
Shatwell, Bob R.	Tulsa	250	30.00
Smith, Finis W.	Tulsa	240	28.80
Stipe, Gene	McAlester	260	31.20
Taliaferro, Paul	Lawton	196	23.52
Terrill, Al	Lawton	204	24.48
Tinsley, Gideon	El Reno	80	9.60
Vann, Charles W.	Pauls Valley	124	14.88
Wadley, Robert L.	Claremore	254	30.48
Watson, Phil	Edmond	None	None
Wolfe, Stephen C.	Tulsa	240	28.80
York, Marvin	Oklahoma City	None	None
Young, John W.	Sapulpa	204	24.48

Respectfully submitted,
John Young, Chairman

Senator Holden moved that President Pro Tempore Howard be authorized and directed to approve claims in payment of postage, providing each member of the Senate with two rolls of first-class stamps immediately, which motion was declared adopted.

Senator Holden moved that each member of the Senate be allowed \$350.00 in payment of expenses incident to the purchase of personal stationery, supplies and materials, which motion was declared adopted.

COMMITTEE REPORTS

Senator Wadley, on behalf of the committee appointed to notify the Governor that the Senate is organized and ready to transact business, reported the duty performed.

Senator Johnson, on behalf of the committee appointed to notify the House of Representatives that the Senate is organized and ready to transact business and to confer with a like committee from the Honorable House in arranging for a Joint Session of the 2nd Regular Session of the 36th Legislature, reported the duty performed and the hour of 1:15 p.m. agreed upon for the Joint Session.

President Nigh ordered the above special committees discharged.

A committee from the Honorable House, consisting of Representatives Bennett, Cullison and Murphy, was received, which advised the Senate that the House was organized and ready to transact business and ready to meet with the Senate in Joint Session.

Senator Lane moved that the Senate recess and reassemble in the House

Chamber at 1:15 p.m., which motion prevailed.

The hour of 1:15 p.m. having arrived and that being the hour agreed upon by a joint committee for the convening of the 2nd Regular Session of the 36th Legislature in Joint Session, and pursuant to the above motion of Senator Lane, the Senate reassembled in the House Chamber for the purpose of the Joint Session.

JOINT SESSION

The Senate and Honorable House of the 2nd Regular Session of the 36th Legislature in Joint Session was called to order by Lieutenant Governor George Nigh, President of the Senate.

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

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Dawson and Lamb.—2.

President Nigh declared a quorum of the Senate present.

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

Present: Abbott, Anderson, Arnold, Atkins, Barker, Baughman, Bengtson, Ben-

nett, Bernard, Bradley, Bradshaw, Briscoe, Brunton, Caldwell, Camp, Campbell, Cleveland, Conaghan, Converse, Cotner, Cowan, Craig, Craighead, Crutcher, Cullison, Cummings, Cunningham, Davis (Don), Davis (Guy), Deatherage, Denman, Draper, Duckett, Duke, Dunn, Elder, Ervin, Fitzgibbon, Floyd, Ford, Frates, Fried, Glover, Hammons, Hardesty, Harper, Hastings, Henry, Holaday, Holden, Holt, Hood, Hooper, Hopkins, Johnson (A.V.), Johnson (Don), Johnston, Joiner, Kamas, Kane, Kardokus, Kennedy, Lancaster, Lawter, McCaleb, McIntyre, McKee, Manning, Matheson, Milacek, Monks, Monlux, Morgan, Murphy, Nance, Parris, Peterson, Poulos, Roberts, Robinson, Rogers, Sanders, Sparkman, Stephenson, Steward, Swinton, Thompson (Don), Thompson (Mick), Townsend, Trent, Twidwell, Vaughn, Weichel, Whorton, Wickersham, Wilson, Winn, Wiseman and Mr. Speaker.—99.

Excused: Riggs and Smith.—2.

President Nigh declared a quorum of the Honorable House present.

President Nigh declared quorums of the Senate and House present and the Joint Session properly organized.

The invocation was offered by the House Chaplain, The Reverend A. J. Frank.

Representative Townsend moved that the Joint Rules of the 1st Session of the 36th Legislature be the Joint Rules of the 2nd Session of the 36th Legislature, until amended or changed by concurrent resolution, which motion was declared adopted.

Senator Lane moved that the President and Speaker appoint committees from the Senate and House, respectively, as a Joint Committee to notify the Governor the 2nd Regular Session of the 36th Legislature is

now in Joint Session, ready to receive him and hear his Message, which motion was declared adopted.

The following were appointed as such committee:

FOR THE SENATE: Senators York, Watson, Cate, Luton and Tinsley.

FOR THE HOUSE: Elder, Dunn, Hooper, Lancaster and Manning.

INTRODUCTIONS

President Nigh introduced to the Joint Session the following special guests: Mrs. David Boren; Mrs. A. H. Shi, Stratford, mother of Mrs. Boren; Congressman and Mrs. Lyle Boren, parents of Governor Boren; Mrs. William P. Willis, wife of Speaker Willis; his wife, Donna Nigh.

Sergeant at Arms Craig was recognized and announced the arrival of the Chief Executive, the Honorable David L. Boren, accompanied by the Joint Committee appointed to advise the Governor that the Joint Session was ready to receive him.

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

President Nigh presented Governor Boren to the Joint Session where he read his prepared message.

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

The Senate reassembled in its Chamber with Senator Luton presiding, who called the Senate to order and declared a quorum present.

Senator Lane moved that the Governor's message be printed in the Journal, which motion was declared adopted.

Governor Nigh
 Senator Howard
 Speaker Willis
 Members of the 36th Legislature

In 1960 a man of great vision for Oklahoma wrote, "I stopped my car on a gravel mountain road. I heard the deep yet strangely soothing rush of wind through thousands of pine boughs. This was the only sound. As far as the eye could see were billowing folds of the Winding Stair Mountains. Close by they were splashed with the magnificent colors of fall. This moment was the end of a quest begun many years before. The search that started when I was a child of ten working with my father in a cotton field. At that time, this great and wise man said 'I want you to help refurbish the land that men have stripped and clear the streams that they have muddied. Here in this mountain valley could be the workshop, . . .'" The writer went on to say that he could envision economic opportunity and jobs for bright young people with the right development of our natural resources. He could see a quality of life unsurpassed through conservation. He said he understood why Franklin Roosevelt twice listed his occupation when registering to vote as "a planter of trees."

The writer was, of course, Robert S. Kerr. He concluded his book, "Land, Wood, and Water," by saying that the potential for the future is plain for all to see in Oklahoma. He warned, however, "it takes faith, but not blind faith."

Oklahoma is a special place. We can point to many facts that indicate that our state is literally coming into bloom. Our full potential is just beginning to be realized. We can look at an unemployment rate which is one of the lowest in the nation, and the fact that Oklahoma is one of the top ten states in the per capita spendable income of its citizens. This year broke all previous

records for new outside investment in our state, nearing \$700 million, with almost 10,000 new direct jobs created. Our workers in Oklahoma produce more per hour than those in almost any state and we rank in the top group of states in the percentage of our people who obtain additional training beyond the high school level. The Oklahoma farmer is the most productive worker in the world and has contributed in countless ways to the building of our state. Today these farmers and ranchers are fighting for their very financial survival. We must never forget that their fight is our fight. When agriculture, our number one industry, suffers, Oklahoma suffers.

Still, overall, the quality of life we enjoy in Oklahoma is the envy of the nation.

There are many other ways that we can measure our progress. We have made major gains for our educational system, in preserving our natural and scenic areas, in improving management of government through employee limits, mini-cabinets, legislative performance audits, and other methods. We can measure Oklahoma's progress in reduced welfare rolls and the reduced waste of human talent that it represents.

Whether it's the excitement we have at the opening of our state's newest and longest hiking trail in McCurtain County or the satisfaction of seeing the first new correctional facilities in over 60 years, we all can feel that Oklahoma is dynamic and progressive.

In Oklahoma we know that the future is not to be feared. It is to be embraced as a new challenge, as a hope for a better life, as an opportunity to be seized and mixed with hard work.

Oklahoma's sense of history is strong because our pioneers are people we know or have known personally and not just

from history books. They taught us the importance of building for the future. They dealt not only with their immediate problems but they anticipated our needs.

In election years particularly, it is tempting to look only at short range programs with quick results. We must not yield to that temptation. Our challenge is to deal not only with our immediate problems, but to look into the future at our long range needs. We need to look at our fundamental needs. We cannot meet them in one year but we can make a start. Like Oklahoma pioneers, we must plant seeds for the future.

In my recommendations to you this year, I have tried to set manageable and realistic priorities. I have done my best to devise programs that plant the right seeds for the future. I need and seek your help in refining and improving these programs.

The program presented for your consideration is written within the bounds of a balanced budget. The budget allows for approximately \$90 million in increased investment in state services. This includes \$18 million in conservation tax revenues. We hope and expect that the constitutionality of the tax will be upheld. However, pending a final court determination, it would not be wise to spend the entire proceeds. We have already set aside a sufficient amount to pay refunds on income taxes if the tax is upheld as anticipated.

The budget does not call for any reduction of the state's reserve account. This fund had a balance of \$78 million at the end of the fiscal year. If left untouched, it will grow to over \$90 million by the end of this fiscal year. It is my belief that we should not alter the reserve fund. The reserve fund balance gives us enough money to pay the costs of running the state for almost two months. It is a

savings account for the taxpayers. In times of national economic uncertainty, such a reserve is wise and prudent. We can take pride in the fact that we have greatly improved our position compared to three years ago when we only had a reserve sufficient to operate the state for about ten days.

Nearly all of the programs which I am recommending to you are interrelated with the budget. First, I earnestly seek your support for the creation of an Oklahoma Water Development Authority and the provision of \$300,000 to start a revolving fund for the Authority.

No issue is of more vital importance to the future of our state. All of us are aware of the serious potential water shortage problems in many areas of our state. Planning must begin now if we are to head off major problems which loom as early as the year 2000. The average lead time for federal water projects from authorization to the beginning of construction is now 22 years. We cannot wait until a severe crisis develops before we act.

We do not yet have enough information to make any final decisions about the question of water transfer. However, we can act this year in a way which will keep our options open for the future and will help bring us together to develop Oklahoma's precious water resources for all Oklahomans.

Governor Kerr many years ago predicted that we would see the day when a barrel of water was as precious as a barrel of oil. That day is fast approaching. We should not let the debate over water transfer prevent us from moving ahead in the area of water development.

The need for water development is statewide. In areas of eastern Oklahoma, considered rich in water, one third of all

the people live in homes not served by adequate water and sewer systems. Last July, 196,000 people in our state in 37 communities were forced to ration water. Fifty-eight other communities were on the brink of rationing.

The principal cause of these problems in many areas was not a shortage of water but a shortage of adequate water delivery systems. Some 200 municipalities and rural water districts all over the state are in need of additional water treatment and distribution facilities. Many of these communities are growing but they lack the local financial resources or bonding capacity to finance water and sewer facilities. Even when federal funds are available, all too often Oklahoma communities are unable to provide required matching funds for federal grants.

The proposed legislation, which has been aided by the work of your interim committee on water, will be jointly authored by members of both houses including Senators Holden, Murphy, Lane, Funston and Capps and Representatives Morgan, Bernard, Parris, and Cotner.

The legislation is patterned after successful programs in other states. It creates an Oklahoma Water Development Authority. The Authority would replace the Water Conservation Storage Commission retaining its current powers, but expanding its purposes and capacities to help meet the need for local water development. Through a program of grants and loans financed by legislative appropriations and the sale of revenue bonds, this program can help provide matching funds to get many needed local projects under way. The program would be designed to serve the neediest of Oklahoma's communities first, and to combine loans and grants in such a way as to make needed financing available at affordable rates.

While protecting basins of origin and not committing the state to any federal water plan, it does provide a sufficient showing of state initiative in the area of water development to keep our options open in the future.

As precious as our natural resources may be, our human resources are the most important of all. We want a state where all of our citizens have equal opportunity without regard to race, sex, or economic condition. I recommend to you a \$1.7 million program to strengthen our services to children and youth.

We have done much in the past three years to strike at the results of crime and delinquency. For example, necessary investments in corrections and law enforcement have been made. But we must continue to invest in the prevention of social problems by striking at the root causes. One million dollars included in the program would be appropriated to Child Guidance Centers operated by the Health Department. These centers provide services including those of counselors and child psychologists to help children and parents with emotional, learning, speech, hearing or adjustment problems. The funds would provide services to 5,500 children in need who are not now served. It would also establish direct services into 28 counties now totally without service.

Another \$500,000 is needed to expand the capabilities of our 20 Regional Education Service Centers. These centers diagnose learning disabilities in school-age children and prescribe remedial programs. They serve some 75,000 school children with special needs and also evaluate some 25,000 handicapped children each year. Two hundred thousand dollars for group homes for juvenile offenders is also recommended. This along with juvenile shelters, will offer alternatives to sending juveniles to prison. It is an important investment in

Oklahoma's youth. Some 14,000 juveniles have problems with the law each year in our state and these programs can help these troubled young people return to a useful and productive life.

I also urge the adoption of two more programs for the health and well-being of our people. The first is full state funding for the cervical cancer screening program for the remainder of this year and for next year. Federal funding for this program was halted last summer and I have continued it on a partial, temporary basis with discretionary, emergency employment funds. During the past three years this program has screened over 250,000 women for cancer. As a result, 1,000 cases of cervical cancer and 12,000 other significant health problems were discovered and treated.

A second program is aimed at providing more help for our senior citizens. I have requested that the Department of Institutions, Social and Rehabilitative Services expand its community meals program for senior citizens. This program now provides one free hot meal per day to persons over 65 years of age in 22 counties. We will serve as many additional communities and counties this year as possible. I am also proposing once again that we increase the monthly assistance check to the elderly by \$5 per month. Representative Sparkman will offer a legislative resolution calling for the increase and it has my full support.

There are many other areas needing special attention. I recommend that \$6 million in new funds be given to the Transportation Department to help keep pace with inflation and meet pressing needs. The replacement or renovation of unsafe bridges, particularly on school bus routes, is a top priority. The Department of Transportation estimates that 6,000 of the state's 31,000 bridges are deficient. Many of these bridges are on county roads. From this appropriation, I urge the

expenditure of \$2 million for the development jointly by the Department of Transportation and County Commissioners of projects to correct the deficiencies. Funds will be available as a federal match or for full state funding for construction costs. The program will build on experience gained this past year with our pilot program and will use research on pre-fab bridges done by the O.S.U. Center for Local Government Technology.

Generally speaking, county governments throughout the state have experienced severe financial hardship. Local resources have not kept pace with the increased costs for needed services. In some cases, state or federal governments have contributed to these budgetary problems by requiring new services or by reducing revenue bases. Changes in the state's judicial system a few years ago resulted in a net decrease in county revenues.

To relieve the financial strain on the county general fund, I propose the allocation of \$900,000 to the 77 counties on an equal basis through an appropriation to the district court budget. Each county would use its share to pay a portion of its cost in operating the offices of either the district attorney, the county election board, or the district court clerk. No change would be made in any office currently elected on a local basis. This program will strengthen local governments at the grass roots by relieving a part of their financial burden.

Strong action is called for this year on utility rates. As the cost of energy increases, utility rates are severely affected. Our Corporation Commission simply does not presently have adequate resources to stand on an equal footing with the utilities which they are to regulate in the public interest. For the sake of all consumers, we must make certain that every penny of any increase in utility bills is fully justified.

To accomplish this task I am authorizing the three additional auditors for the utility division as requested by the commission.

But I feel that more is needed. My budget will ask for additional funds for three Administrative Assistants to do rate research, one for each commissioner. In addition, I recommend funds to set up a special Utility Rate Watchdog Unit in the utility division. This Watchdog Unit will be composed of three senior rate analysts with upgraded compensation to attract highly qualified professionals. Their sole function will be to analyze rate structure in order to insure Oklahoma consumers of the lowest possible rates consistent with an adequate supply of energy.

I again recommend to you legislation, remaining on the House Calendar ready for further conference, in the area of public disclosure of lobbying activities. To enable the people to know more about the operation of their own government and to strengthen public confidence in government, it is my hope that this session will complete the positive work in this area started last year. I commend the leadership and members of the legislature for proposing rule changes in both houses to assure the completion of the work of the legislature in the shortest possible time. In good faith, I believe that these rule changes should be given a chance to work before any other proposals are considered in this area.

In addition to these major programs, there are several other items contained in my budget recommendations. The budget includes necessary adjustments in supplies, utility costs and other operating costs of state government. It provides for wage adjustments to comply with changes in the federal minimum wage law and funds for an additional one-step merit increase for all state employees.

The budget continues to emphasize the

needs of our educational systems. It recommends an increase of \$17,275,000 for higher education. It also recommends an increase of \$35,169,000 for public schools which will fund a \$700 increase in teacher's salaries, plus 260 new classes for special education and for the gifted and talented. It recommends \$2 million to be distributed to schools on an ADA basis for salary increases for support personnel, and a 20 per cent increase for elementary counseling. I also support increasing the retirement benefits for retired teachers, many of whom taught in earlier years at great sacrifice. These benefits would be set at two per cent per year taught on a base of \$12,000. The budget also includes \$800,000 for improvement in the equipment pool of state's vocational-technical education system.

In the area of law enforcement, funds are provided to add 20 additional highway patrol troopers and to provide 40 additional hours of training for local law enforcement officers.

A 50 per cent increase in funds for the auditing staff of the Examiner and Inspector's office is requested. As you know, in January, this office will be consolidated with that of the State Auditor according to the constitutional amendment voted by the people. This change provides the legislature with an excellent opportunity to review and modernize the functions and procedures of both offices. I am recommending that certain of the auditor's functions be transferred to the treasurer's office and some to the state budget office with an annual savings of over \$33,000. It will also be necessary to assign the duties of the Commissioner of Charities and Corrections to other offices.

I look forward to working with you this year. In these next few weeks we have a chance to meet some pressing needs for our state. We also have a chance to do more. Bob Kerr said he understood why

Franklin Roosevelt listed his occupation as a planter of trees. This is the time for taking a determined look into the future. This is the time for renewing the pioneer vision that built our state. Let us resolve that this legislature will be remembered as one which planted seeds for the future harvest.

RESOLUTION

Senator Berrong introduced the following Resolution:

SCR 33 — By Berrong.

A Concurrent Resolution expressing legislative grief and sadness over the recent death of Jack Rhodes, Director of the Oklahoma Legislative Council; directing that a copy of this resolution be spread upon the pages of the Permanent Journals of the Senate and the House of Representatives, Thirty-Sixth Legislature; extending most sincere condolences to Mr. Rhodes' wife and daughter; and directing distribution.

WHEREAS, Jack A. Rhodes, Director of Oklahoma's Legislative Council for the past 27 years, was conceded to be the most knowledgeable man on Oklahoma government; and

WHEREAS, having been associated with the Council since its inception in 1947 when he was named assistant director, Mr. Rhodes took over the director's job in 1950; and

WHEREAS, in his position as Director, Mr. Rhodes oversaw a department which developed statistical and legal research for lawmakers, drafted bills and conducted fiscal inquiries for members of the Oklahoma Legislature; and

WHEREAS, as one of the hardest working, dedicated and conscientious public officials at the capitol, Mr. Rhodes spent many Saturdays and Sundays at his desk

keeping up with legislative activities in other states and filling requests for advice from lawmakers; and

WHEREAS, universally respected and admired by those who have worked with him, Mr. Rhodes was one of the very first leaders in the cause of improving legislatures by providing them with adequate staff and research capability; and

WHEREAS, Mr. Rhodes' recent death represents a loss for the state, the Legislature and every Oklahoma citizen.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Legislature is deeply grieved and saddened by the recent loss of Mr. Jack A. Rhodes, one of the most knowledgeable, respected and dedicated public servants to work in state government.

SECTION 2. Be it further resolved that a copy of this Resolution be spread upon the pages of the permanent Journals of the Senate and the House of Representatives, Thirty-Sixth Oklahoma Legislature, as a permanent record of the commendation herein presented.

SECTION 3. Copies of this Resolution, together with the Legislature's sincere condolences, are hereby extended to Mr. Rhodes' surviving wife and daughter.

Senator Berrong asked unanimous consent, which was granted, that all members of the Senate be made coauthors of SCR 33, which was the order.

SCR 33, as coauthored, was read at length, adopted upon motion of Senator Berrong and ordered referred for engrossment.

PREFILED BILLS

As provided under 75 O.S. 1971, § § 26.11-26.14, the bills and resolutions which had been prefiled were presented by President Pro Tempore Howard to the Secretary of the Senate.

COMMUNICATION

The following communication from the State Board of Equalization was received and ordered printed in the Journal for this legislative day upon request of Senator Lane:

RESOLUTION OF THE
STATE BOARD OF EQUALIZATION

WHEREAS, according to the provisions of Article X, § 23, of the Oklahoma Constitution, as amended July 22, 1975, which now provides in pertinent part as follows:

“Not more than forty-five (45) days or less than thirty-five (35) days 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. The estimate shall not exceed an amount which shall be determined by the following procedure:

(1) Certify the total amount of revenue which accrued to the General Revenue Fund and each special fund during the last preceding fiscal year.

(2) Next, compute the percentage by which, in each one of the last five (5) preceding fiscal years, the amount of revenue exceeded, or was below, the corresponding amount of revenue for the next preceding fiscal year, the average percentage of increase or decrease for this five year period shall then be computed. Revenue of a non-recurring nature shall be excluded from the revenue of the preceding fiscal years in computing the percentage of increase or decrease for those years.

(3) If there is a decline in the percentage of increase during the last preceding fiscal year as compared to the five year average computed above, the Board shall compute such percentage for that period.

(4) The Board of Equalization, having computed the percentage based on (2) and on (3) above, shall then certify which is the lesser of the two methods.

(5) The Board shall then add to or subtract from the total amount of the revenue for the last preceding fiscal year, a sum equal to twice the lesser of the two methods. . . .”

WHEREAS, the State Board of Equalization, acting in conformity with the Constitutional requirements above provided, 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 to the General Revenue Fund and each special fund of the State, including detailed and summarized reports and recommendations prepared and presented by the Director of State Finance. After consideration of same, and being fully advised in the premises, the State Board of Equalization has made estimates of the revenues to be received by the State under the laws in effect on this date, and for the next ensuing fiscal year (fiscal Year 1979) and has itemized such estimates, showing separately the revenues to accrue to the credit of the General Revenue Fund and each special fund, which estimates do not exceed the amounts determined by the procedure set forth in Article X, § 23 of the Oklahoma Constitution.

NOW THEREFORE BE IT RESOLVED, by the State Board of Equalization:

The estimate of revenues to be received for the next ensuing fiscal year (fiscal year ending June 30, 1979) to the credit of the General Revenue Fund and to the several special funds of the State shall be as follows, to wit:

FUND	CERTIFIED ESTIMATES
General Revenue Fund	\$698,675,290
Federal Revenue Sharing Fund	26,121,245
Alcoholic Beverage Fund	574,335
State Examiner and Inspector Fund	278,178
Property and Casualty Rates Board Fund	1,202,736
Insurance Commissioner Fund	2,665,713
Liquefied Petroleum Gas Fund	162,195
Oklahoma Tax Commission Fund	17,568,205
Occupational Health and Safety Fund	217,879
Worker's Compensation Administration Fund	1,650,000
Technical & Scientific Education Fund	3,721,030
State Judicial Fund	1,100,000
Special Conservation Fund	3,629,300

BE IT FURTHER RESOLVED, that a duly authenticated duplicate of this resolution be delivered to the Governor, the President and the President Pro Tempore of the Senate, and the Speaker of the House of Representatives as provided by Article X, § 23 of the State Constitution as amended July 22, 1975.

Done this 22nd day of November, 1977.

David L. Boren, Governor and Chairman

John M. Rogers, State Examiner and Inspector and Vice Chairman

Ray Parr, State Auditor and Secretary

Leo Winters, State Treasurer — Member

Jerome W. Byrd, Secretary of State — Member

Larry Derryberry, Attorney General — Member

David Stratton, President of the Board of Agriculture — Member

STATE OF OKLAHOMA
EXECUTIVE DEPARTMENT
DIVISION OF THE BUDGET

November 22, 1977

State Board of Equalization
State Capitol Building
Oklahoma City, Oklahoma 73105

Gentlemen:

The Constitution of the State of Oklahoma, Article 10, Section 23, as amended by State Question No. 506, adopted July 22, 1975, provides in pertinent part:

"Not more than forty-five (45) days or less than thirty-five (35) days 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. The estimate shall not exceed an amount which shall be determined by the following procedure:

(1) Certify the total amount of revenue which accrued to the General Revenue Fund and each special fund during the last preceding fiscal year.

(2) Next, compute the percentage by which, in each one of the last five (5) preceding fiscal years, the amount of revenue exceeded, or was below, the corresponding amount of revenue for the next preceding fiscal year, the average percentage of increase or decrease for this five-year period shall then be computed. Revenue of a non-recurring nature shall be excluded from the revenue of the preceding fiscal years in computing the percentage of increase or decrease for those years.

(3) If there is a decline in the percentage of increase during the last preceding fiscal year as compared to the five-year average computed above, the Board shall compute such percentage for that period.

(4) The Board of Equalization, having computed the percentage based on (2) and on (3) above, shall then certify which is the lesser of the two methods.

(5) The Board shall then add to or subtract from the total amount of the revenue for the last preceding fiscal year, a sum equal to twice the lesser of the two methods...."

The following report has been prepared in accordance with the procedure set forth in that portion of the Oklahoma Constitution cited above, and is respectfully submitted for your consideration.

Sincerely,

David W. Way
Director of State Finance

FUNDS AVAILABLE FOR APPROPRIATION BY
THE SECOND SESSION OF THE 36TH LEGISLATURE

GENERAL REVENUE FUND

Total Revenue Fiscal Year
Ended June 30, 1977 \$588,617,605

The increase of the last
preceding fiscal year
yielding the lesser of
the two methods:
13.47% x 2 x 588,617,605
equals 158,573,583

Adjustments for Changes in Statutes Effecting Revenues:

Income Tax
S. B. 36 Head of Household \$ (927,802)
S. B. 267 Military Withholding 2,768,500
H. B. 1307 Savings and Loan (1,891,793)
H. B. 1439 Gas Producers (11,703,540)
Estate Tax
S. B. 37 Non Resident Exemption (13,000)

Net Adjustment (11,767,635)

Amount Determined by Formula \$735,423,553

Estimated Income Fiscal Year 1979 698,675,290

TOTAL GENERAL REVENUE FUND FOR F. Y. 1979
AVAILABLE FOR APPROPRIATION \$698,675,290

ITEMIZED ESTIMATE OF REVENUES TO THE GENERAL REVENUE FUND FOR THE FISCAL YEAR ENDING JUNE 30, 1979
AND COMPARISON REPORT ILLUSTRATING CURRENT AND LAST FISCAL YEAR REVENUES CREDITED AND PROJECTED

SOURCE	FIRST FOUR MONTHS F. Y. 1977	FIRST FOUR MONTHS F. Y. 1978	ACTUAL TOTAL F. Y. 1977	PROJECTED TOTAL F. Y. 1978	ESTIMATED TOTAL F. Y. 1979
Alcoholic Beverage Excise Tax	\$ 3,719,069.30	\$ 4,562,410.06	\$ 12,598,573	\$ 14,329,864	\$ 16,298,787
Beverage Tax	5,313,395.25	5,859,039.18	14,176,841	15,359,898	16,641,681
Cigarette Tax	11,982,786.14	13,727,196.85	35,193,200	36,542,522	37,891,905
Franchise Tax	9,622,559.66	10,952,830.13	10,684,546	11,905,250	13,262,484
Freight Car Tax	391,943.10	466,282.09	395,566	470,991	433,278
Fuel Excise Tax	487,387.01	510,715.85	1,405,773	1,480,052	1,555,386
Gross Production Tax	36,020,305.55	241,349.92	113,579,682	119,779,620	123,347,583
Income Tax	135,767,447.18	177,787,635.20	255,729,515	310,200,721	341,969,391
Estate and Gift Tax	5,650,303.76	7,419,073.26	27,450,991	24,750,585	21,960,179
Insurance Premium Tax	5,634,551.02	7,352,971.05	21,173,882	22,836,941	24,500,000
Motor Vehicle Excise Tax	11,524,561.03	11,013,260.64	32,317,187	34,258,593	36,200,000
Sales Tax	2,152,247.09	2,562,498.82	6,676,739	7,687,494	8,850,611
Tobacco Products Tax	1,081,227.25	1,161,985.31	3,405,205	3,566,952	3,736,382
Use Tax	3,752,497.88	3,666,718.63	12,010,337	12,370,647	12,741,766
Filing Fees - Secretary of State	529,559.05	537,417.54	862,885	862,885	862,885
Coin Device Licenses	180,674.15	147,416.62	693,019	693,019	693,019
Drivers' Licenses	1,698,140.26	1,188,624.96	4,667,079	4,715,616	4,764,659
Oversize Truck Permits	185,615.00	203,295.00	550,210	549,095	549,095
Title Fees	362,533.70	312,571.65	1,133,476	1,190,149	1,249,657
Interest on Bank Deposits	8,373,789.12	8,793,364.71	23,603,462	20,126,581	20,126,581
Other Receipts	817,001.10	891,515.71	4,467,568	4,838,376	5,239,961
Total Collections	245,247,593.60	299,266,960.11	582,775,745	648,515,881	692,875,290
Transfers from Special Funds	-0-	-0-	5,841,859	5,800,000	5,800,000
TOTAL INCOME	\$245,247,593.60	\$299,266,960.11	\$588,617,605	\$654,315,881	\$698,675,290

**SPECIAL FUNDS AVAILABLE FOR APPROPRIATION BY
THE SECOND SESSION OF THE 36TH LEGISLATURE**

FEDERAL REVENUE SHARING FUND

Total Revenue Fiscal Year Ended	
June 30, 1977	\$24,477,127
The decline during the last preceding fiscal year, since the fund has been established less than five years: (2.176)% x 2 x 24,477 equals	
	(1,065,244)
Adjustment:	
Increase in Federal Entitlement	<u>2,709,362</u>
Amount determined by Formula	\$26,121,245
Estimated Income F. Y. 1979	\$26,121,245
AVAILABLE FOR APPROPRIATION	<u><u>\$26,121,245</u></u>

ALCOHOLIC BEVERAGE FUND

Total Revenue Fiscal Year Ended	
June 30, 1977	\$ 568,130
The five year average decrease yielding the lesser of the two methods: (.51)% x 2 x 568,130 equals ...	
	(5,795)
Adjustment:	
Alcohol Brand Fees (Rule 33 - H.B. 1154, 1st session 36th Leg.)	<u>14,000</u>
Amount determined by Formula	\$ 574,335
Estimated Income F. Y. 1979	\$ 596,000
AVAILABLE FOR APPROPRIATION	<u><u>\$ 574,335</u></u>

STATE EXAMINER AND INSPECTOR FUND

Total Revenue Fiscal Year Ended	
June 30, 1977	\$ 244,789
The five year average increase yielding the lesser of the two methods: 6.82% x 2 x 244,789 equals	
	<u>33,389</u>
Amount determined by Formula	\$ 278,178
Estimated Income F. Y. 1979	\$ 300,736
AVAILABLE FOR APPROPRIATION	<u><u>\$ 278,178</u></u>

PROPERTY AND CASUALTY RATES BOARD FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$ 1,134,229
The five year average increase yielding the lesser of the two methods: $3.02\% \times 2 \times 1,134,229$ equals ...	<u>\$ 68,507</u>
Amount determined by Formula	\$ 1,202,736
Estimated Income F.Y. 1979	\$ 1,371,896
AVAILABLE FOR APPROPRIATION	<u>\$ 1,202,736</u>

INSURANCE COMMISSIONER FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$ 2,194,003
The five year average increase yielding the lesser of the two methods: $10.75\% \times 2 \times 2,194,003$	<u>\$ 471,710</u>
Amount determined by Formula	\$ 2,665,713
Estimated Income F.Y. 1979	\$ 3,015,680
AVAILABLE FOR APPROPRIATION	<u>\$ 2,665,713</u>

LIQUEFIED PETROLEUM GAS FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$ 162,653
The five year average increase yielding the lesser of the two methods: $2.59\% \times 2 \times 162,653$	<u>\$ 8,425</u>
Amount determined by Formula	\$ 171,078
Estimated Income F.Y. 1979	\$ 162,195
AVAILABLE FOR APPROPRIATION	<u>\$ 162,195</u>

OKLAHOMA TAX COMMISSION FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$14,488,047
The five year average increase yielding the lesser of the two methods: $10.63\% \times 2$ $\times 14,488,047$ equals	<u>\$ 3,080,158</u>
Amount determined by Formula	\$17,568,205
Estimated Income F.Y. 1979	\$17,731,916
AVAILABLE FOR APPROPRIATION	<u>\$17,568,205</u>

OCCUPATIONAL HEALTH AND SAFETY FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$ 240,008
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The decrease of the last preceding fiscal year yielding the lesser of the two methods: (4.61)% x 2 x 240,008 equals	(22,129)
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Amount determined by Formula	\$ 217,879
Estimated Income F. Y. 1979	\$ 287,595

AVAILABLE FOR APPROPRIATION	<u>\$ 217,879</u>
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WORKERS' COMPENSATION ADMINISTRATION FUND

Effective Date 7-1-78
(H.B. 1228, 1st Session 36th Leg. 1977)

Estimated Income F. Y. 1979	\$ 1,650,000
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AVAILABLE FOR APPROPRIATION	<u>\$ 1,650,000</u>
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TECHNICAL AND SCIENTIFIC EDUCATION SPECIAL FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$ 2,832,265
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The five year average increase yielding the lesser of the two methods: 15.69% x 2 x 2,832,265 equals	888,765
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Amount determined by Formula	\$ 3,721,030
Estimated Income F. Y. 1979	\$ 3,790,753

AVAILABLE FOR APPROPRIATION	<u>\$ 3,721,030</u>
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STATE JUDICIAL FUND

Total Revenue Fiscal Year Ended June 30, 1977	\$ 4,535,210
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The increase of the last preceding fiscal year yielding the lesser of the two methods: 16.56% x 2 x 4,535,210 equals	1,502,062
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Adjustments:

Jurors' Fees, Mileage and Parking (H.B. 1051, 1st Session 36th Leg.)	(1,403,820)
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Witness Fees and Mileage (S.B. 324, 1st Session 36th Leg.)	(201,746)
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Mechanics Liens (H.B. 1293, 1st Session 36th Leg.)	(18,745)	
Attorney Fees - Indigent Needing Mental Treatment (S.B. 240, 1st Session 36th Leg.)	(<u>30,000</u>)	
Total Adjustments		(1,654,111)
Amount determined by Formula	\$ 4,383,161	
Estimated Income F.Y. 1979	\$ 1,100,000	
AVAILABLE FOR APPROPRIATION		<u>\$ 1,100,000</u>
SPECIAL CONSERVATION FUND		
Effective Date 1-1-78 (H.B. 1441, 1st Session 36th Leg. 1977)		
Estimated Income F.Y. 1979	\$ 3,629,300	
AVAILABLE FOR APPROPRIATION		<u>\$ 3,629,300</u>

COMPARISON REPORT SHOWING REVENUE ACCRUED TO THE SEVERAL SPECIAL FUNDS FOR THE FIRST FOUR MONTHS OF THE FISCAL YEARS 1977 AND 1978 AND ESTIMATED TOTALS FOR 1978 AND 1979

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1977	FIRST FOUR MONTHS F.Y. 1978	ACTUAL TOTAL F.Y. 1977	ESTIMATED TOTAL F.Y. 1978	ESTIMATED TOTAL F.Y. 1979
Federal Revenue Sharing Fund					
Entitlement Payments	\$11,919,637	\$12,486,385	\$24,125,753	\$25,547,007	\$26,121,245
Interest Earnings	129,789	3,545	351,374	-	-
Total	12,049,426	12,489,930	24,477,127	25,547,007	26,121,245
Alcoholic Beverage Fund					
Licenses and Miscellaneous	41,633	54,681	471,130	484,178	485,000
Brand Fees	8,400	8,800	97,000	97,000	111,000
Total	50,033	63,481	568,130	581,178	596,000
State Examiner and Inspector Fund					
Taxes and License Fees	68,312	78,571	244,789	281,536	300,736
Property and Casualty Rates Board Fund					
Insurance Premium Tax	269,066	342,974	1,134,229	1,253,062	1,371,896
Insurance Commissioner Fund					
Insurance Premium Tax	470,522	650,495	1,846,339	2,242,857	2,635,597
Agents' Licenses	97,083	103,424	347,664	361,984	380,083
Total	567,605	753,920	2,194,003	2,604,841	3,015,680
Liquefied Petroleum Gas Fund					
Permits and Fees	135,301	130,548	162,853	158,101	162,195

SPECIAL FUNDS	FIRST FOUR MONTHS F.Y. 1977	FIRST FOUR MONTHS F.Y. 1978	ACTUAL TOTAL F.Y. 1977	ESTIMATED TOTAL F.Y. 1978	ESTIMATED TOTAL F.Y. 1979
Oklahoma Tax Commission Fund					
Percentages of Taxes and Licenses Collected	3,475,625	3,979,915	14,488,047	16,028,126	17,731,916
Occupational Health and Safety Fund					
Occupational Health and Safety Tax	79,721	91,303	240,008	273,900	287,595
Workers' Compensation Administration Fund					
Premium and Awards Taxes	-	-	-	-	1,585,000
Fees	-	-	-	-	65,000
Total	-	-	-	-	1,650,000
Technical and Scientific Education Special Fund					
Documentary Stamps	948,979	1,324,712	2,832,265	3,276,647	3,790,753
State Judicial Fund					
Local Court Funds	1,146,773	857,825	4,459,628	1,715,650	1,020,000
Fees — Other	22,994	56,304	75,582	80,000	80,000
Total	1,169,767	914,129	4,535,210	1,795,650	1,100,000
Special Conservation Fund					
Conservation Excise Tax	-	-	-	1,890,053	3,629,300

Senator Lane moved that, as provided by 75 O.S. 1971, § § 26.11-26.14, the following prefiled bills and resolutions be placed on first reading; and that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 4, 1978, at 1:30 p.m., which motion prevailed.

FIRST READING (Prefiled Bills)

SB 413 — By Howard of the Senate and Willis of the House.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Sections 1253, 1254, 1255, 1256, 1257, 1258, 1259, 1260, 1262 and 1263; defining terms; requiring that certain junkyards or scrap metal processing facilities be screened from view from certain roads and highways; providing reimbursement for expenses incurred in fencing or screening; making violations a misdemeanor and prescribing penalties; making violations a public nuisance; authorizing Transportation Commission to promulgate rules and regulations; authorizing Transportation Commission to acquire property rights in certain circumstances; authorizing Director of the Oklahoma Transportation Department to enter into agreements with United States Secretary of Transportation; authorizing the Transportation Commission to accept federal funds; authorizing the matching of federal funds; directing codification; providing severability; and declaring an emergency.

SB 414 — By Howard of the Senate and Willis of the House.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1271, and 1272, 1273, 1277 and 1278, as amended by Sections 1, 2, 4 and 5, Chapter 240, O.S.L. 1972 (69 O.S. Supp. 1977, Sections 1272, 1273, 1277 and 1278); stating purpose; providing for application of act; authorizing Department of Transportation to assume jurisdiction of control, regulation and enforcement of act; de-

fining terms; authorizing permits and permit fees; providing for removal of nonconforming signs; and declaring an emergency.

SB 415 — By York of the Senate and Fried of the House.

An Act relating to the Oklahoma State Department of Vocational and Technical Education and making an appropriation thereto; stating purpose; providing lapse date; providing noncodification; and declaring an emergency.

SB 416 — By York.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1334; allowing the court to admit a person to bail on his own personal recognizance; providing limitations; and providing effective date.

SB 417 — By Wolfe.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1403, 1503, 1521, as amended by Section 1, Chapter 36, O.S.L. 1973 (21 O.S. Supp. 1977, Section 1521), 1541.1, 1541.2, 1541.3, 1704, 1722, and 1731; defining certain crimes and increasing the monetary limitations therefor; specifying penalties; and providing an effective date.

SB 418 — By Wolfe.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-902; prohibiting use of motor vehicles by certain persons under certain conditions including operation of or actual physical control of motor vehicles by persons under the influence of drugs; and fixing penalties.

SB 419 — By Wolfe.

An Act relating to amateur radio operators; amending 47 O.S. 1971, Sections 251, 253, 254 and 255; and providing for technician class license holders to qualify for special identification rights.

SB 420 — By Wolfe.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 52 and 1706; excluding petit larceny from definition of crime of attempt to commit certain offenses and the penalties therefor; consolidating references to and punishments for the crime of petit larceny; and providing an effective date.

SB 421 — By Wolfe.

An Act relating to liens; amending 42 O.S. 1971, Section 44; providing for certain procedures relating to notice of filing of hospital liens in personal injury cases; changing location of filing; and providing an effective date.

SB 422 — By Dawson.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 510, as last amended by Section 1, Chapter 257, O.S.L. 1977, 514, as amended by Section 3, Chapter 366, O.S.L. 1975, and 515, as last amended by Section 1, Chapter 188, O.S.L. 1976 (57 O.S. Supp. 1977, Sections 510, 514 and 515); providing for certain powers and duties of the Director of Corrections, including changing the minimum qualifications for correctional officers and guards; providing for certain duties of the division of community services; providing for the powers and minimum qualifications of community treatment officers; providing the powers and qualifications of probation-parole officers; and providing an effective date.

SB 423 — By Dawson.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2152, as amended by Section 1, Chapter 15, O.S.L. 1974 (63 O.S. Supp. 1976, Section 2152); providing for donation of blood; permitting blood donation by persons seventeen years of age without parental consent; and setting an effective date.

SB 424 — By Dawson.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 47, O.S.L. 1977 (68 O.S. Supp. 1977, Section 2357); and modifying certain allowable tax credits.

SB 425 — By Dawson and Kilpatrick of the Senate and Hammons, Cleveland and Davis (Guy) of the House.

An Act relating to the Corporation Commission; providing for an Oklahoma Energy Lifeline Act; specifying legislative intent; imposing certain regulatory duties on the appropriate commission; providing certain exemptions; requiring reporting to Legislature; and directing codification.

SB 426 — By Dawson.

An Act relating to revenue and taxation; amending Sections 1 and 2, Chapter 209, O.S.L. 1977 (68 O.S. Supp. 1977, Sections 2357.1 and 2357.2); defining alternative energy device and geothermal resource; providing for a tax credit therefor under certain circumstances; requiring an itemized accounting of certain costs; requiring certain inspections; authorizing the carrying forward of the tax credit to subsequent years under certain conditions; providing for the filing of joint returns; and authorizing the carrying forward of the tax credit to subsequent owners.

SB 427 — By Dawson.

An Act relating to game and fish; amending Section 5-405, Chapter 17, O.S.L. 1974, as amended by Section 3, Chapter 171, O.S.L. 1977 (29 O.S. Supp. 1977, Section 5-405); modifying provisions for hunting and killing certain furbearers; and providing an effective date.

SB 428 — By Dawson.

An Act relating to motor vehicles; providing for additions to the Motor Vehicle License and Registration Act; providing for semiannual payment of certain license fees; providing certain controls

over control of such payments; and directing codification.

SB 429 — By Dawson.

An Act relating to the Oklahoma Public Employees Retirement System; amending 74 O.S. 1971, Section 914, as last amended by Section 4, Chapter 207, O.S.L. 1976 (74 O.S. Supp. 1977, Section 914); providing for normal retirement date to be age 65, including the change that age is not a specified cause for retirement; providing for procedure when employee is retired at age 65; providing for transfer to different position or reduction to part-time position and the procedures therefor; providing procedure for notice for retirement, retirement benefits, retirant elected or appointed to position for which compensation is paid from levies or taxes to receive retirement benefits and early retirement; and providing an effective date.

SB 430 — By York.

An Act relating to schools; amending 70 O.S. 1971, Section 21-101, as amended by Section 1, Chapter 86, O.S.L. 1976 (70 O.S. Supp. 1977, Section 21-101); defining private schools and other terms; and providing exceptions, including schools operated by private business to train employees.

SB 431 — By Smith.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-104, as amended by Section 2, Chapter 200, O.S.L. 1975 (47 O.S. Supp. 1976, Section 6-104); providing for certain classifications of chauffeurs; providing certain restrictions as to different licenses; further restricting operators of school buses; and declaring an emergency.

SB 432 — By York.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.1, as last amended by Section 2, Chapter 103, O.S.L. 1977, 22.5k, as amended by Section

18, Chapter 103, O.S.L. 1977, and 22.5q and 22.6, as last amended by Sections 22 and 23, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 22.1 22.5k, 22.5q, and 22.6); defining terms of Motor Vehicle License and Registration Act; changing certain definitions; providing for special fees for certain vehicles; restricting registration, licensing and special fees for such vehicles; providing certain procedural guidelines for registration, licensing and fees; providing exceptions to special registration licensing and fees; providing stricter vehicle use requirements; expanding and increasing certain penalties; and declaring an emergency.

SB 433 — By Green.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-301, as amended by Section 4, Chapter 21, O.S.L. 1977 (47 O.S. Supp. 1977, Section 11-301); and modifying exceptions to requirement that certain vehicles be driven upon the right half of the roadway.

SB 434 — By McCune.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2385.17; providing for refunds of overpayment of tax; requiring withholding certificate to be furnished for refunds and credits against tax; providing regulations for crediting overpayments of estimated tax to subsequent tax years; setting an effective date; and declaring an emergency.

SB 435 — By Howard of the Senate and Willis of the House.

An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Sections 1271, and 1272, 1273, 1277 and 1278, as amended by Sections 1, 2, 4 and 5, Chapter 240, O.S.L. 1972 (69 O.S. Supp. 1977, Sections 1272, 1273, 1277 and 1278); stating purpose; providing for application of act; authorizing Department of Transportation to assume jurisdiction of control, regulation and enforcement of act; defining terms; authorizing permits and

permit fees; providing for removal of nonconforming signs; and declaring an emergency.

SB 436 — By Howard of the Senate and Willis of the House.

An Act relating to roads, bridges and ferries; repealing 69 O.S. 1971, Sections 1226, 1227 and 1228, which provide for regulations of junk and salvage yards; and declaring an emergency.

SB 437 — By Randle.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 527; prohibiting full-time employees of the Department of Corrections from being employed by any other state departments; and providing an exception.

SB 438 — By McCune.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1251 through 1254, 1256, 1258, 1262 through 1267, 1269, 1270 and 1272; requiring licensure of social workers and social work associates; creating Board of Social Work Examiners; providing for appointment, terms and removal of members; fixing power of Board; setting qualifications of licensed social workers and associates; fixing fees; providing for suspension or revocation of registration; authorizing appeals; providing for penalties; authorizing injunctions; repealing 59 O.S. 1971, Sections 1259 through 1261; and directing codification.

SB 439 — By Cate.

An Act relating to insurance; amending 36 O.S. 1971, Section 1309; providing for the general qualifications for issuing, renewing or possessing certain licenses; deleting provision prohibiting certain State of Oklahoma employees from obtaining certain licenses; and providing an effective date.

SB 440 — By Cate.

An Act relating to motor vehicles; requiring display of certain visual identifi-

cation that motor vehicle license plates displayed on certain motor vehicles are plates properly issued for display on such vehicles; requiring Oklahoma Tax Commission to implement system; providing limitation on cost to registrant of vehicle; providing penalties; directing codification; providing an effective date; and declaring an emergency.

SB 441 — By Johnson of the Senate and Nance of the House.

An Act relating to internal prison security; amending 21 O.S. 1971, Section 438 and 57 O.S. 1971, Section 21; prohibiting persons carrying into or possessing certain items in penal institutions, including dangerous instruments or anything useful in aiding escapes in penal institutions; providing penalties; and providing an effective date.

SB 442 — By Keating.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-1110; prohibiting certain acts relating to highways; deleting provision relating to throwing any substances at certain objects on or near highways; prohibiting throwing or dropping any substance at certain objects on or near highways; providing penalty; directing codification; and providing an effective date.

SB 443 — By Young.

An Act relating to elections; amending Sections 2 and 10, Chapter 154, O.S.L. 1974, as renumbered by Section 12, Chapter 90, O.S.L. 1976 (26 O.S. Supp. 1977, Sections 15-102 and 15-110); adding certain definitions to the Campaign Contributions and Expenditures Act; prohibiting corporate contributions, and making certain exceptions; providing operative date; and declaring an emergency.

SJR 41 — By Howard of the Senate and Willis of the House.

A Joint Resolution relating to the State Legislature and the State Legislative

Council; expressing legislative intent; setting guidelines for reimbursement of certain expenses for certain legislative and nonlegislative members of the Special Committee to Study Land Records Systems and the Special Committee to Study the Criminal Justice System for services rendered the state; directing source of expenditures; and declaring an emergency.

SJR 42 — By Young of the Senate and Rogers of the House.

A Joint Resolution directing no changes shall be made in retirement plans in Higher Education System until authorized by Legislature.

SJR 43 — By Giles of the Senate and Dunn of the House.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment of Sections 26 and 27 of Article V of the Oklahoma Constitution; providing for biennial sessions of the Oklahoma Legislature; providing for ballot title; and directing filing.

SJR 44 — By Howard of the Senate and Willis of the House.

A Joint Resolution expressing the sadness and sense of loss of the members of the Legislative Council over the passing of Jack A. Rhodes, Director of the Oklahoma State Legislative Council; noting his extraordinary career as a scholar, public servant and administrator; commending his many accomplishments; expressing condolences to members of the bereaved family; providing for the establishment of a commemorative plaque; and directing distribution.

FIRST READING

The following were introduced and read the first time:

SB 444 — By Crow and Randle of the

Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Attorney General and making an appropriation thereto; stating the purpose; authorizing use of all funds appropriated for Federal matching purposes; providing for appointment, duties, compensation and number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 445 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Court of Criminal Appeals and making an appropriation thereto; stating the purpose; authorizing cooperation with Federal agencies; providing for appointment, duties, compensation and number of employees within certain limitations; authorizing use of all funds appropriated for federal matching purposes; providing lapse date; providing severability; and declaring an emergency.

SB 446 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Court of Tax Review and making an appropriation thereto; stating the purpose; providing lapse date; providing severability; and declaring an emergency.

SB 447 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Attorney General and Offices of District Attorneys and the District Attorneys Training Coordination Council and making an appropriation thereto; stating the purpose; limiting number of employees for administration and for the District Attorneys Training Coordination Council and limiting expenditures for salaries and wages for the aforementioned; making

funds available to obtain or match Federal funds; providing lapse date; providing severability; and declaring an emergency.

SB 448 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to courts; making appropriations to the Office of District Courts and stating the purposes; prescribing limits on numbers of employees within certain categories and salary limits; authorizing use of all funds appropriated for Federal matching purposes; providing lapse date; providing severability; and declaring an emergency.

SB 449 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Workers' Compensation Court and making appropriations thereto; stating the purposes; providing for the number and compensation of employees within certain limitations; providing lapse date; providing severability; and declaring an emergency.

SB 450 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the State Supreme Court and the Court of Appeals and making appropriations thereto; stating the purposes; providing for the appointment, duties and compensation and numbers of employees with certain limitations; authorizing cooperation with federal agencies; making appropriations for the expenses of the Court on the Judiciary and the Judicial Nominating Commission; prohibiting the transfer of certain funds; appropriating funds to the State Judicial Retirement Fund and directing transfer of certain funds; providing lapse date; providing severability; and declaring an emergency.

SB 451 — By Crow and Randle of the

Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma State Regents for Higher Education and making appropriations thereto; stating the purposes; providing lapse date; providing severability; and declaring an emergency.

SB 452 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Board of Trustees of the University Hospital and making an appropriation thereto; stating the purpose; authorizing appointment, duties and compensation of employees; providing for maximum salary of Executive Director; limiting number of employees; limiting expenditures for salaries and wages; providing for classification of certain employees; providing lapse date; providing severability; and declaring an emergency.

SB 453 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Physician Manpower Training Commission; making appropriations to the Commission and certain specified funds administered by the Commission; stating the purposes; providing for appointment, duties and compensation of employees; limiting Executive Director's salary; limiting number of employees; limiting expenditures for salaries and wages; amending Section 5, Chapter 271, O.S.L. 1975, as amended by Section 11, Chapter 212, O.S.L. 1976 (70 O.S. Supp. 1977, Section 697.5); modifying powers, duties and responsibilities of the Commission; providing lapse date; providing severability; and declaring an emergency.

SB 454 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to schools; making ap-

appropriations to the State Board of Education; stating the purposes of appropriations made; providing schedule of support of certain public school activities; amending 70 O.S. 1971, Section 18-109, as last amended by Section 22, Chapter 1, 1st Ex. Sess., O.S.L. 1977 (70 O.S. Supp. 1977, Section 18-109); providing for the calculation of state aid; providing for artists-in-schools programs; providing for apportionment of funds for school lunch matching; providing funds for special education for certain physically impaired students; providing for disbursement of funds allocated for reimbursement for cost of educating homebound children; providing for apportionment and disbursement of funds allocated for minimum revenue guarantee; providing for apportionment of funds for textbooks; stating legislative intent on use of funds allocated for special education and gifted and talented programs; providing for allocation of funds for teachers' and support personnel's salary increases; providing for payment of funds allocated for elementary counseling; providing for expenditure of funds allocated for Regional Education Service Centers; authorizing school districts to make certain payroll deductions; providing for expenditure of federal funds by local boards of education; providing for audit of Federal Revenue Sharing Funds; providing for proportionate reduction or withholding of funds to districts under certain conditions; making appropriations nonfiscal; providing severability; and declaring an emergency.

SB 455 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the State Board of Education and making an appropriation thereto; stating the purpose; specifying legislative intent; providing for appointment, duties and compensation of employees; limiting number of employees; limiting expenditures for salaries and

wages; providing lapse date; providing severability; and declaring an emergency.

SB 456 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to public education; making appropriations to the State Board of Vocational and Technical Education; stating the purposes; directing the Board to assume control of vocational training programs in correctional institutions; providing for cooperation with United States Office of Education; authorizing appointment, duties and compensation of personnel; providing for maximum salary of the Director; limiting number of employees; limiting wage and salary expenditures; providing lapse dates; providing severability; and declaring an emergency.

SB 457 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Educational Television Authority and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; providing for maximum salary for the Director; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 458 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto; stating the purpose; expressing legislative intent; providing for appointment, duties and compensation of employees; designating salary of the Director; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date;

providing severability; and declaring an emergency.

SB 459 — By Crow and Randle of the Seate and Davis (Don) and Barker of the House.

An Act relating to the Commissioners of the Land Office and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of necessary employees; limiting the salary of the Secretary of the Commission; limiting number of employees; limiting expenditures for salaries and wages; providing procedures for expenditure of funds; providing lapse date; providing severability; and declaring an emergency.

SB 460 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Commission on Fire Protection Personnel Standards and Education; making an appropriation thereto; stating purpose and manner of expenditures; providing lapse date; providing severability; and declaring an emergency.

SB 461 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Education Council and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees and fixing the salary of the Director; limiting the number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 462 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Department of Charities and Corrections and making appropriations thereto; stat-

ing the purposes; providing for the appointment, duties and compensation of employees; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; transferring certain items; providing lapse dates; providing severability; and declaring an emergency.

SB 463 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; fixing the salary of the Administrative Assistant; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 464 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Public Employees Retirement System; making an appropriation thereto and stating the purpose; providing for the appointment and salary of the Director; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 465 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Human Rights Commission and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; fixing the salary of the Director; limiting the number of full-time-equivalent employees; limiting expenditures for

salaries and wages; providing lapse date; making provisions of this act severable; and declaring an emergency.

SB 466 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of personnel; designating the maximum salary for the Director; limiting the number of full-time-equivalent employees; limiting expenditure for salaries and wages; limiting amount of funds for expenses of commission meetings; providing lapse date; providing severability; and declaring an emergency.

SB 467 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Cerebral Palsy Center; making an appropriation thereto; stating the purpose; authorizing appointment, duties and compensation of employees; fixing the salary of the Administrative Director; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 468 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Department of Veterans Affairs, the Oklahoma Veterans Center, Ardmore, Oklahoma, the Oklahoma Veterans Center, Clinton, Oklahoma, the Oklahoma Veterans Center, Sulphur, Oklahoma, the Oklahoma Veterans Center, Talihina, Oklahoma, and the Oklahoma War Veterans Commission and making appropriations thereto; stating the purposes; providing for the transfer of funds; ap-

propriating funds for contracting with the Department of Mental Health for services rendered veterans; appropriating funds for capital outlay projects; providing for the appointment, duties and compensation of employees; providing salary ranges for the Director of the Department of Veterans Affairs and the managers of the veterans centers; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; prescribing methods of aiding destitute minor dependents; providing lapse date; providing severability; and declaring an emergency.

SB 469 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

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.

SB 470 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating Director's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; authorizing purchase of insurance on motor vehicles; authorizing purchase of passenger automobiles; amending 37 O.S. 1971, Section 518, relating to licenses, permits and fees issued by the board; modifying certain fees; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency.

SB 471 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Banking Department and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating the Bank Commissioner's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing for per diem of Banking Board members and Savings and Loan Board members; providing lapse date; providing severability; and declaring an emergency.

SB 472 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Commission on Consumer Affairs and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of personnel; designating Administrator's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 473 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Corporation Commission and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating salaries of Commission members and certain employee positions; authorizing certain employee positions, stating certain qualifications and specifying certain duties; limiting number of employees; limiting expenditures for salaries and wages; making an appropriation for the cost of litigation; amending Section 4, Chapter 263, O.S.L. 1974 (52 O.S. Supp. 1977, Section 154), relating to additional, nongermane duties of Commission members; modifying compensation for performance of certain duties; authorizing the allotment and expenditure of certain funds for

certain specified purposes; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 474 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Insurance Commissioner and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees within certain limitations; limiting expenditures for salaries and wages; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency.

SB 475 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Department of Labor and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating Commissioner's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing additional nongermane duties and compensation for the performance thereof for the Commissioner of Labor; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 476 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Liquefied Petroleum Gas Board and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating Administrator's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing for transfer of unappropriated balance at end of the fiscal year;

providing lapse date; providing severability; and declaring an emergency.

SB 477 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the State Mining Board and making an appropriation thereto; stating the purpose; providing lapse date; providing severability; and declaring an emergency.

SB 478 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Chief Mine Inspector and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees within certain limitations; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 479 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the State Board for Property and Casualty Rates and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees within certain limitations; limiting expenditures for salaries and wages; providing for a continuous study of insurance rates; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; directing codification; providing severability; and declaring an emergency.

SB 480 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Office of the Securities Commission and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating

Administrator's maximum salary; limiting number of employees; designating an unclassified position; limiting expenditures for salaries and wages; prohibiting other employment by full-time professional employees; defining professional employees; providing lapse date; providing severability; and declaring an emergency.

SB 481 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act relating to the Department of Energy and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; fixing the salary of the Director and deputy director; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

SB 482 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House.

An Act making appropriations to various state agencies and stating the purposes; making funds available for federal matching funds; providing lapse dates; providing severability; and declaring an emergency.

SB 483 — By Howard of the Senate and Willis of the House.

An Act relating to state officers and employees; amending Section 1, Chapter 126, O.S.L. 1975, as last amended by Section 1, Chapter 205, O.S.L. 1977 (74 O.S. Supp. 1977, Section 3601); limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; providing for severability; and declaring an emergency.

SB 484 — By Young of the Senate and Matheson of the House.

An Act relating to law enforcement education and training; creating a Law

Enforcement Officers Training Fund; providing for deposits and disbursements; directing codification; providing for severability; and declaring an emergency.

SB 485 — By Howard.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 831, as last amended by Section 1, Chapter 165, O.S.L. 1976 (74 O.S. Supp. 1977, Section 831) and Section 832, as last amended by Section 3, Chapter 59, O.S.L. 1975 (74 O.S. Supp. 1977, Section 832); requiring the State Personnel Director to conduct entrance and promotional examinations under supervision of State Personnel Board; stating exceptions to entrance and promotional examinations; stating purpose of examinations; providing notice requirements with stated exceptions; determining certain rules of construction; requiring annual survey by State Personnel Board for stated purposes; providing for certification of register to the appointing authorities; setting out method of appointment with exceptions in cases of emergency, provisional employment and participants of certain training programs; providing for probationary period; and stating an emergency.

SB 486 — By Boatner.

An Act relating to the Oklahoma Tourism and Recreation Department and

making an appropriation thereto; stating purpose; providing lapse date; providing noncodification; and declaring an emergency.

SB 487 — By Boatner.

An Act relating to consumer credit; amending 14A O.S. 1971, Section 2-201; providing for maximum interest ceilings on consumer loans; providing the method in which charges may be calculated and paid; providing for imposition of minimum charges.

SB 488 — By Terrill of the Senate and Riggs of the House.

An Act relating to state government; amending Section 10, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1977, Section 150.10); providing for a uniform crime reporting system; providing for the gathering of certain information by the Director of the Oklahoma State Bureau of Investigation; requiring certain law enforcement agencies to supply quarterly reports containing certain information; providing for the collation and analysis of information relating to crimes within this state; providing penalties for failing to supply information; and declaring an emergency.

Upon motion of Senator Lane, the Senate adjourned at 2:15 p.m., to meet Wednesday, January 4, 1978, at 1:30 p.m.



Second Legislative Day

Wednesday, January 4, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—48.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Estep, and incorporated into the Journal upon request of Senator Keller.

Our Heavenly Father, Thank You for the privilege of being an American. Thank You for the freedom that our country enjoys. Thank You for the state in which we live.

Lord, You have told us that if we lack wisdom to ask it of You and You would give it. I ask that You give a Godly wisdom to our Legislators as they convene

this new year. May You bless our state through these men. In Jesus' name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Giles introduced Dr. Patricia Jamison, Chickasha, President, State Nurses Association, as Nurse of the Day. Senator Lambert introduced Ray Motley, M.D., Oklahoma City, as Doctor of the Day.

Senator McDaniel introduced his father-in-law, W. T. Glover, Ada.

Senator Boatner introduced his daughter, Rhonda Arlene, on the occasion of her 5th birthday, and asked that she be made Honorary Chief Clerk; he also introduced his son, Alton Ray, and asked that he be made Honorary President Pro Tempore for this legislative day.

REQUESTS FOR LOBBY PERMITS

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

Jerry Andrews, 1 Santa Fe Plaza, Oklahoma City, 73102, representing Oklahoma City Chamber of Commerce.

Louis A. Gatti, 6403 N. W. Grand Blvd., Suite 103, Oklahoma City, 73116, representing Oklahoma Malt Beverage Association.

FIRST READING

The following were introduced and read the first time.

SB 489 — By Dahl of the Senate and Riggs of the House.

An Act relating to state government; amending 74 O.S. 1971, Sections 317 and 324.11, as amended by Section 1, Chapter 190, O.S.L. 1973 (74 O.S. Supp. 1977, Section 324.11); providing for certain fire inspections; providing for certain orders; specifying manner of appeal therefrom; providing for certain penalties; providing for approval of construction or alteration of certain correctional facilities; and expanding duties of the State Fire Marshal with regard to certain correctional facilities.

SB 490 — By Murphy.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 498, as amended by Section 1, Chapter 255, O.S.L. 1977 (59 O.S. Supp. 1977, Section 498); providing for reciprocal registration by the State Board of Medical Examiners of applicants without examination, under certain conditions; providing for certain fees; waiving a certain reciprocal registration fee under certain conditions; providing for certain temporary licenses; providing for issuance of a certificate of limited medical practice; and declaring an emergency.

SB 491 — By Murphy.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 324.8 and 324.11, as amended by Section 1, Chapter 190, O.S.L. 1973 (74 O.S. Supp. 1977, Section 324.11); providing for building permits for construction or major alteration of structures; providing au-

thority to assess any charge for such permit; and changing the applicable codes to which planned construction or alteration shall conform.

SB 492 — By Howell.

An Act relating to children; amending 10 O.S. 1971, Section 1131, as amended by Section 18, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Section 1131); providing for notice to parent of any hearing to terminate his parental rights; providing for certain court orders; providing for a father or putative father of a child born out of wedlock; and eliminating certain notice and hearing requirements on the issue of such person's exercise of parental rights and duties.

SJR 45 — By Lane, Stipe, Dahl, Wadley and Cate of the Senate and Townsend of the House.

A Joint Resolution expressing the satisfaction and gratitude of the Oklahoma Legislature for the programs assisting disturbed young persons; resolving to continue and improve such programs; and directing distribution.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 413 — Roads and Highways.

SB 414 — Roads and Highways.

SB 415 — Education, Common and then to Appropriations and Budget.

SB 416 — Criminal Jurisprudence.

SB 417 — Criminal Jurisprudence.

SB 418 — Public Safety and Penal Affairs.

SB 419 — Professions and Occupations.

SB 420 — Criminal Jurisprudence.

SB 421 — Judiciary.

SB 422 — Public Safety and Penal Affairs.

SB 423 — Public and Mental Health.
 SB 424 — County, State and Federal Government and then to Revenue and Taxation.

SB 425 — County, State and Federal Government.

SB 426 — Revenue and Taxation.

SB 427 — Wildlife and then to County, State and Federal Government.

SB 428 — Revenue and Taxation.

SB 429 — County, State and Federal Government.

SB 430 — Professions and Occupations.

SB 431 — Public Safety and Penal Affairs.

SB 432 — Revenue and Taxation.

SB 433 — Public Safety and Penal Affairs.

SB 434 — Revenue and Taxation.

SB 435 — Roads and Highways.

SB 436 — Roads and Highways.

SB 437 — Public Safety and Penal Affairs.

SB 438 — Professions and Occupations and then to County, State and Federal Government.

SB 439 — Insurance.

SB 440 — Public Safety and Penal Affairs.

SB 441 — Public Safety and Penal Affairs.

SB 442 — Public Safety and Penal Affairs.

SB 443 — Elections and Privileges.

SB 444 — Appropriations and Budget.

SB 445 — Appropriations and Budget.

SB 446 — Appropriations and Budget.

SB 447 — Appropriations and Budget.

SB 448 — Appropriations and Budget.

SB 449 — Appropriations and Budget.

SB 450 — Appropriations and Budget.

SB 451 — Appropriations and Budget.

SB 452 — Appropriations and Budget.

SB 453 — Appropriations and Budget.

SB 454 — Appropriations and Budget.

SB 455 — Appropriations and Budget.

SB 456 — Education, Common and then to Appropriations and Budget.

SB 457 — Appropriations and Budget.

SB 458 — Appropriations and Budget.

SB 459 — Appropriations and Budget.

SB 460 — Appropriations and Budget.

SB 461 — Appropriations and Budget.

SB 462 — Appropriations and Budget.

SB 463 — Appropriations and Budget.

SB 464 — Appropriations and Budget.

SB 465 — Appropriations and Budget.

SB 466 — Appropriations and Budget.

SB 467 — Appropriations and Budget.

SB 468 — Appropriations and Budget.

SB 469 — Appropriations and Budget.

SB 470 — Appropriations and Budget.

SB 471 — Appropriations and Budget.

SB 472 — Appropriations and Budget.

SB 473 — Appropriations and Budget.

SB 474 — Appropriations and Budget.

SB 475 — Appropriations and Budget.

SB 476 — Appropriations and Budget.

SB 477 — Appropriations and Budget.

SB 478 — Appropriations and Budget.

SB 479 — Appropriations and Budget.

SB 480 — Appropriations and Budget.

SB 481 — Appropriations and Budget.

SB 482 — Appropriations and Budget.

SB 483 — Appropriations and Budget.

SB 484 — Public Safety and Penal Affairs.

SB 485 — Rules.

SB 486 — Environmental and Natural Resources and then to Appropriations and Budget.

SB 487 — Banks and Banking.

SB 488 — Public Safety and Penal Affairs and then to Criminal Jurisprudence.

SJR 41 — Appropriations and Budget.

SJR 42 — Education, Higher.

SJR 43 — County, State and Federal Government and then to Rules.

SJR 44 — County, State and Federal Government.

RESOLUTION

Senator Stipe introduced the following Resolution:

SCR 34 — By Stipe.

A Concurrent Resolution supporting the current farmers strike; memorializing the President of the United States, the

Secretary of Agriculture and every member of Congress to grant to Oklahoma farmers 100% of parity for agricultural products; and directing distribution.

Senator Stipe moved that SCR 34 be referred to the Committee on Agriculture, which was the order.

PENDING SENATE ACTION — HAS

HAs to SB 268 were called up for consideration.

Upon motion of Senator Randle, HAs to SB 268 were rejected and conference requested, President Pro Tempore Howard appointing as Senate conferees the follow-

ing: Senators Randle, Crow and Kilpatrick.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 5, 1978, at 10:00 a.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 33 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Lane, the Senate adjourned at 1:50 p.m. to meet Thursday, January 5, 1978, at 10:00 a.m.

Third Legislative Day

Thursday, January 5, 1978

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

Roll Call:

Present: Birdsong, Boatner, Butler, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Capps, Cate, Clifton and Lambert.—5.

Senator Holden declared a quorum present.

The prayer was offered by Senator Lamb.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner introduced his son, Alton Ray, and asked unanimous consent, which was granted, that he be made Honorary Majority Floor Leader for this legislative day.

FIRST READING

The following were introduced and read the first time.

SB 493 — By Funston.

An Act relating to public health and safety; defining terms; prescribing requirements for issuance and renewal of a license to operate certain home health agencies; providing for provisional licenses; authorizing certain inspections, under certain conditions; providing for certain forms, and the adoption of certain rules and regulations; creating a home health services council; prescribing its composition and duties; providing for administrative procedure; specifying certain exemptions from this act; prohibiting certain discriminatory actions; directing codification; and providing effective dates.

SB 494 — By Tinsley.

An Act relating to game and fish; providing for licensing for the harvesting and sale and buying of mussels from state waters; providing fees; providing for regulations and forms; creating a revolving fund; providing for imposition of a royalty; providing penalties; and directing codification.

SB 495 — By Dawson of the Senate and Morgan of the House.

An Act relating to liens; amending 42 O.S. 1971, Section 146; providing for enforcement of liens on oil and gas prop-

erty; providing notice not necessary; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 489 — County, State and Federal Government.

SB 490 — Professions and Occupations.

SB 491 — County, State and Federal Government.

SB 492 — Social Welfare.

SJR 45 — County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed **SCR 33**, as coauthored by Willis, Townsend and all other members of the House.

The above numbered Resolution was referred for enrollment.

EXECUTIVE SESSION

There being matters on the President's desk for the consideration of the Senate in

executive session, it was upon motion of Senator Lane that the Senate closed its doors and went into executive session.

The Senate reassembled in open session with Senator Holden presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 9, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1021**.

HCR 1021 — By Willis, et al, of the House and Howard and Lane of the Senate.

A Concurrent Resolution to amend the Joint Rules to provide a legislative procedure schedule.

Consideration of the Resolution was deferred for this Legislative day.

Upon motion of Senator Lane, the Senate adjourned at 10:20 a.m. to meet Monday, January 9, 1978, at 1:30 p.m.

Fourth Legislative Day

Monday, January 9, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Lambert, Lane, Porter, Stipe and Taliaferro.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Joe C. Knowles, Pastor, First Baptist Church, Sapulpa, and incorporated into the Journal upon request of Senator Young.

Our Father, in the name of the blessed Lord Jesus, I pray that as Creator and Almighty God, You would grant unto these Senators clearness of vision, for soundness of judgment, for courage of conviction and for quiet confidence in Thee as they face the needs, problems of this state

and make decisions relating to the citizens of Oklahoma.

Deliver these important men from an attitude of defeatism or of compromise with the forces of evil and wrong.

Deliver them from indifference and complacency.

Grant unto these men of legislation the spirit of service and sacrifice.

Grant unto this Senate divine wisdom in decision making, as they put their hands to the legislative plow of 1978.

This is my prayer in the name that is above every name, the name of Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senators Terrill and Taliaferro introduced Delores Kruger, R.N., Lawton, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 428 — Revenue and Taxation.

FIRST READING

The following were introduced and read the first time.

SB 496 — By Dahl.

An Act relating to agriculture; amending 2 O.S. 1971, Sections 1029 and 1030, as amended by Section 1, Chapter 91, O.S.L. 1976 (2 O.S. Supp. 1977, Section 1030); modifying powers of the Oklahoma Wheat Utilization, Research and Market Development Commission; modifying amount of a certain assessed fee; and providing for disposition thereof.

SB 497 — By Dawson.

An Act relating to the Municipal Code; amending Sections 49-109 and 49-136, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Sections 49-109 and 49-136); providing guidelines for retirement for disability from the Firemen's Relief and Pension Fund; providing certain procedures upon restoration to service; providing for benefits for disability or death while not in line of duty; modifying certain calculations; providing guidelines for increases or decreases in pensions upon base salary changes; and defining terms.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 493 — Public and Mental Health.

SB 494 — Wildlife and then to County, State and Federal Government.

SB 495 — Oil and Gas and then to Judiciary.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 33 was correctly enrolled, properly signed and ordered transmitted to the

Honorable House for the signature of the Speaker.

PENDING SENATE ACTION — RESOLUTION

HCR 1021, introduced on page 48, was called up for consideration.

Senator Lambert asked to be made a coauthor of HCR 1021, which was the order.

Senators Smith and Howard asked unanimous consent that HCR 1021 be laid over for this legislative day and printed in full in this day's Journal, which was the order.

HCR 1021 — By Willis, et al, of the House and Howard, Lane and Lambert of the Senate.

A Concurrent Resolution to amend the Joint Rules to provide a Legislative Procedure Schedule.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Joint Rules of the House of Representatives and the Senate of the 36th Oklahoma Legislature are amended to include a new Rule to be designated Rule 16A.

Rule 16A. Legislative Procedure Schedule.

A. The First Regular Session of each Legislature shall adhere to the following rules:

1. The First Regular Session of each Legislature shall convene on the first Tuesday after the first Monday in January.

2. No deadlines shall be established for requesting the drafting of bills or joint

resolutions nor for their introduction during the First Regular Session.

3. The 35th legislative day shall be the final date for reporting bills and joint resolutions from committee in house of origin.

4. The 47th legislative day shall be the final day for third reading and final passage of a bill or joint resolution in house of origin.

5. The 59th legislative day shall be the final date for reporting bills and joint resolutions from committee in opposite house of origin.

6. The 71st legislative day shall be the final date for third reading and final passage of a bill or joint resolution in opposite house of origin.

7. Upon a two-thirds vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

B. The Second Regular Session of each Legislature shall adhere to the following rules:

1. The Second Regular Session of each Legislature shall convene on the first Tuesday after the first Monday in January.

2. The 15th legislative day shall be the final date for requesting the drafting of bills and joint resolutions for introduction.

3. The 19th legislative day shall be the final date for the introduction of bills and joint resolutions.

4. The 27th legislative day shall be the final date for reporting bills and joint resolutions from committee in house of origin.

5. The 35th legislative day shall be the final date for third reading and final passage of a bill or joint resolution in house of origin.

6. The 43rd legislative day shall be the final date for reporting bills and joint resolutions from committee in opposite house of origin.

7. The 51st legislative day shall be the final date for third reading and final passage of a bill or joint resolution in opposite house of origin.

8. Upon a two-thirds vote of the membership of either house, a bill or joint resolution can be introduced and will be exempt from all cutoff dates in the house of origin.

BILLS REFERRED TO CALENDAR

Pursuant to Rule 8(g), President Pro Tempore Howard announced that the following bills would appear on the Calendar for Tuesday, January 10, 1978, under the General Order heading of business:

SB 204 by Wolfe
SB 217 by Tinsley
SB 339 by Howell
HB 1296 by Dawson
HB 1308 by Stipe
HB 1343 by Grantham

COMMUNICATION

The following was read and incorporated into the Journal upon request of Senator Crow:

Mr. President:

Because I am a farmer and because farming is my only source of personal income aside from any monies which accrue through my Senate salary, I have been reluctant to make any personal political statement regarding the agriculture strike because of the apparent conflict of interest. However, due to the fact

that my constituency is predominately rural and agricultural and because these constituents have inquired, and perhaps rightly so, about my position in this matter, I do hereby state my full and unqualified support for the ideals and the objectives of the American Agricultural Movement. I believe in and will support any efforts to attain parity for agricultural products in the same manner that I support cost of living increases and merit increases for state employees and I support salary increases and operational increases in the field of education along with all other agencies of state government.

Our agricultural economy is currently experiencing a period of acutely low prices for farm crops. The unbelievable low rate of return to capital investment is rapidly eroding away years of savings of our pioneer families. Most Oklahomans who are not already in agriculture would not consider involving themselves in this industry as long as these returns are so low.

Mr. President, I know that the state government of Oklahoma and the Oklahoma Legislature, in particular, has very little impact on agricultural prices for products grown in the State of Oklahoma, but I also feel that our constituents deserve to know how we, as state officials, relate to their economic problems and because of that realization I offer the above statement.

s / Herschal H. Crow, Jr.
Senate District 25

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 268, and naming House Conferees as follows: Atkins, Crutcher and Davis (Don).

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Luton presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 230, as coauthored by Sanders.

The above numbered Bill was referred for enrollment.

Senator Holden moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 10, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 33.

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

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1111, requesting Conference and naming Conferees as follows: Matheson, Denman and Deatherage.

Upon motion of Senator Holden, the Senate adjourned at 2:00 p.m. to meet Tuesday, January 10, 1978, at 1:30 p.m.

Fifth Legislative Day

Tuesday, January 10, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Dawson, Randle and Stipe.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Knowles and incorporated into the Journal upon request of Senator Young.

Heavenly Father, in the name of our Lord Jesus, I pray that You would help these Senators to bear the responsibilities their constituency has placed in their keeping. Give them wisdom to see what needs to be done, and decision and courage and skill to do it.

O God, help this Senate never to think of

political matters as mere cases or projects, but to be conscious of the people their decisions involve.

Help these Senators to be patient when they need to be patient, and to be stern when they need to be stern.

Help our elected leaders during this legislative session to see, beyond the walls of our state Capitol, to the people whose troubles need to be cured and whose pains need to be eased.

This I ask for Jesus' sake, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Rozell introduced Mr. and Mrs. Jose Antonio Ramon and their son and daughter-in-law, Mr. and Mrs. Antonio Ramon, all of Argentina, and noted that the group had been named "Honorary Citizens of Oklahoma" during their visit to our state.

Senator Wadley introduced his son-in-law, Curt Daniels, Claremore.

Senators Taliaferro and Terrill introduced Dorothy Yarboro, R.N., Lawton, as Nurse of the Day and Senator Murphy in-

roduced George Gathers, M.D., Stillwater, as Doctor of the Day.

SPECIAL INTRODUCTION

Senator Holden introduced Alvin Jenkins, Campo, Colorado, spokesman for the American Agricultural Movement, and guest of Senator Tinsley, to the members of the Senate, and asked unanimous consent, which was granted, that Mr. Jenkins be granted privileges of the floor to address the Senate. Senator Tinsley escorted Mr. Jenkins to the front of the Chamber, where he delivered his message on the plight of the American farmer.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 421 — Judiciary, as coauthored by Smith of the House.

FIRST READING

The following were introduced and read the first time.

SB 498 — By Field of the Senate and Bradshaw of the House.

An Act relating to schools; amending 70 O.S. 1971, Section 3-104, as last amended by Section 1, Chapter 344, O.S.L. 1975 (70 O.S. Supp. 1977, Section 3-104); providing for the State Board of Education; providing certain powers and duties; providing certain guidelines for implementation of the Board's powers and duties; modifying provisions regarding the classification, inspection, supervision and accreditation of certain schools; and providing an effective date.

SB 499 — By Boatner.

An Act relating to banks and banking; amending 6 O.S. 1971, Section 306, as last amended by Section 4, Chapter 208, O.S.L. 1977 (6 O.S. Supp. 1977, Section 306); providing for application for charter of banks and trust companies, providing for examination and investigation; providing for procedure before the Board of Bank Review; providing for decision of the Board and criteria for decisions on applications; and providing for procedure after board approval of applications.

SB 500 — By Boatner.

An Act relating to banks and banking; amending 6 O.S. 1971, Section 207; providing for a Court of Bank Review; providing for procedure for right of review; providing for powers of the Court of Bank Review; providing for review by the Supreme Court of Oklahoma; providing for costs of appeal to be assessed against the losing party; providing for exemption of pending appeals and applications.

SB 501 — By Helm.

An Act relating to schools; stating legislative purpose and findings; defining terms; providing for dismissal of teachers, student teachers and teachers' aides engaging in certain homosexual activity or conduct; and directing codification.

SB 502 — By Wolfe.

An Act relating to motor vehicles; amending Section 2, Chapter 192, O.S.L. 1972, as amended by Section 5, Chapter 119, O.S.L. 1975 (47 O.S. Supp. 1977, Section 761); providing penalties and suspension of license for the operation of a motor vehicle while a person's ability is impaired by the consumption of alcohol; deleting certain penalties; and providing such violations shall not be bondable.

SB 503 — By Wolfe.

An Act relating to courts; amending 20 O.S. 1971, Section 123, as last amended by Section 1, Chapter 14, O.S.L. 1974 (20 O.S.

Supp. 1977, Section 123); enlarging statutory power of a lawyer special judge assigned to a Family Relations Division by the presiding judge of the Judicial Administrative District where such multi-judge division is established to include full authority to hear and decide contested and uncontested cases falling into category of mental health, divorce, domestic relations and custody of support; and providing an effective date.

SJR 46 — By Funston.

A Joint Resolution directing the State Board of Education to establish new community education programs; commending the Board's past efforts in establishing such programs; requiring a certain report; and directing distribution.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 496 — Agriculture.

SB 497 — Municipal Government and then to County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1537, 1538, 1540, 1544, 1554, 1555, 1576 and 1579.

HB 1537 — By Davis (Don), Barker and Wilson of the House and Crow and Randle of the Senate.

An Act relating to the Office of the Governor and making an appropriation thereto; stating the purposes; providing for appointment, duties and compensation of employees; limiting number of employees; authorizing appropriated funds for Federal matching purposes; making appropriation nonfiscal; providing severability; and declaring an emergency.

HB 1538 — By Davis (Don) and Bar-

ker of the House and Crow and Randle of the Senate.

An Act relating to the Office of the Lieutenant Governor and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; limiting number of employees; amending Section 3, Chapter 88, O.S.L. 1977 (74 O.S. Supp. 1977, Section 500.21) which relates to travel reimbursement expenses; modifying expenses; providing lapse date; providing severability; and declaring an emergency.

HB 1540 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Office of the Secretary of State and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; limiting number of employees; limiting expenditures for salaries and wages; providing lapse dates; providing severability; and declaring an emergency.

HB 1544 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Board of Equalization and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; limiting number and compensation of employees; providing lapse date; providing severability; and declaring an emergency.

HB 1554 — By Davis (Don), Barker, Whorton and Crutcher of the House and Crow and Randle of the Senate.

An Act relating to the J. M. Davis Memorial Commission and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees and fixing the salary of the business manager; limiting the number of employees; limiting expenditures for salaries and wages; providing

lapse date; providing severability; and declaring an emergency.

HB 1555 — By Davis (Don), Barker, Whorton and Crutcher of the House and Crow and Randle of the Senate.

An Act relating to the Will Rogers Memorial Commission and making an appropriation thereto; stating the purpose; providing that the Commission shall appoint and fix the duties and compensation of employees and make certain administrative decisions; designating the manager's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

HB 1576 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Cancelled warrants — Appropriation — Emergency.)

HB 1579 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma State Regents for Higher Education; reappropriating certain funds; stating the purpose; providing that the amount reappropriated be nonfiscal; and declaring an emergency.

The above numbered HBs were read for the first time.

BILL WITHDRAWN — REREFERRED

Senator Grantham asked unanimous consent, which was granted, that **HB 1343** be withdrawn from the Calendar and referred to the Judiciary Committee.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 230 was correctly enrolled and, after fourth reading, properly signed and or-

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

PENDING SENATE ACTION — RESOLUTION

HCR 1021, introduced on page 48 and printed in full on page 50, was called up for consideration.

Senators Berrong, Field, Shatwell, Dahl, Capps, Luton, Grantham and Johnson asked to be made coauthors of **HCR 1021**, which was the order.

HCR 1021, as coauthored, was read at length and adopted upon motion of President Pro Tempore Howard, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, and York.—43.

Nay: Wadley and Young.—2.

Excused: Dawson, Randle and Stipe.—3.

HCR 1021 was properly signed and ordered returned to the Honorable House.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 11, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled **SB 230**.

The above numbered Enrolled Bill was referred to the Governor.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Wednesday, January 11, 1978, at 1:30 p.m.



Sixth Legislative Day

Wednesday, January 11, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Cate, Clifton, Keating, Tinsley and Vann.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Knowles and incorporated into the Journal upon request of Senator Young.

Heavenly Father, in the name of Jesus, I pray that You would instill into the hearts of these Senators each day fresh confidence in Thy goodness. Deliver these state leaders from fear and worry that they may deal confidently with the fears and worries of others.

May Thy will be done here in the State

Senate of Oklahoma, and may Thy program be carried out, above party and personality, beyond time and circumstances.

May these Senators be willing to seek divine guidance, that Thy beautiful will may be done in them and through them for the good of Oklahoma and all humanity.

Quicken within all of us a sense of duty which periodically has been dulled, and grant that Your eternal, loving goodness may make us alert to the needs of others.

This I ask in the name of Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Anna Ferguson, R.N., Harrah, as Nurse of the Day.

Senator Lambert introduced Paul Easki, M.D., Oklahoma City, as Doctor of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 459 — Appropriations and Budget.

SB 461 — Appropriations and Budget.

SB 462 — Appropriations and Budget, as coauthored by Boatner.

SB 465 — Appropriations and Budget, as coauthored by Murphy of the Senate.

SB 467 — Appropriations and Budget, as coauthored by Murphy of the Senate.

SB 469 — Appropriations and Budget, as coauthored by Murphy of the Senate.

FIRST READING

The following were introduced and read the first time.

SB 504 — By Dahl.

An Act relating to game and fish; amending Section 1, Chapter 72, O.S.L. 1977 (29 O.S. Supp. 1977, Section 3-205); modifying provisions for indemnification from personal civil liability of certain personnel within the Oklahoma Department of Wildlife Conservation.

SB 505 — By Keating.

An Act relating to employment security; amending 40 O.S. 1971, Section 216, as amended by Section 1, Chapter 245, O.S.L. 1972 (40 O.S. Supp. 1977, Section 216); providing procedures for posting certain information, filing claims, notices and objections, determinations and redeterminations of certain cases; determining certain steps in the appeal process; changing the procedure in the mailing of notice for the time in which to file an appeal; providing for payment of benefits, recovery and recoupment of benefits; and providing an effective date.

SB 506 — By Keating.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.1, as last amended by Section 2, Chapter 103, O.S.L. 1977, 22.5k, as amended by Section 18, Chapter 103, O.S.L. 1977, and 22.5q and 22.6, as last amended by Sections 22 and 23, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 22.1, 22.5k, 22.5q, and 22.6);

defining terms of Motor Vehicle License and Registration Act; changing certain definitions; providing for special fees for certain vehicles; restricting registration, licensing and special fees for such vehicles; providing certain procedural guidelines for registration, licensing and fees; providing exceptions to special registration licensing and fees; providing stricter vehicle use requirements; expanding and increasing certain penalties; and declaring an emergency.

SB 507 — By Porter.

An Act relating to revenue and taxation; amending Section 1, Chapter 203, O.S.L. 1972 (68 O.S. Supp. 1977, Section 1305d); providing for exemption of sales made to certain groups from sales tax; providing additional exemptions to united appeal agencies; and declaring an emergency.

SB 508 — By Dawson.

An Act relating to insurance; amending 36 O.S. 1971, Sections 4001 and 4201; requiring life insurance policy to contain a provision allowing policy holder to return policy under certain circumstances and providing certain exceptions; defining scope of coverage; directing codification; and providing an effective date.

SB 509 — By Dawson.

An Act relating to insurance; amending 36 O.S. 1971, Sections 4001 and 4201; requiring insurer to pay interest upon proceeds of policy or annuity contracts under certain circumstances; defining scope of coverage; directing codification; and providing an effective date.

SB 510 — By Funston.

An Act relating to civil procedure; amending Section 6, Chapter 208, O.S.L. 1972, as last amended by Section 1, Chapter 181, O.S.L. 1977 (12 O.S. Supp. 1977, Section 170.6); providing for service by publication; expanding certain areas for such service, including certain bearer obligations; and providing an effective date.

SB 511 — By Holden, Lane and York. An Act relating to State Capital and Capitol Building; amending 73 O.S. 1971, Section 18, as last amended by Section 1, Chapter 231, O.S.L. 1975 (73 O.S. Supp. 1977, Section 18); designating responsibility for the security and protection of State Capitol grounds; authorizing appointment of security officers; setting forth their powers and qualifications; authorizing uniforms and maintenance allowances; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

- SB 498 — Education, Common.
- SB 499 — Banks and Banking.
- SB 500 — Banks and Banking.
- SB 501 — Education, Common and then to County, State and Federal Government.
- SB 502 — Public Safety and Penal Affairs.
- SB 503 — Judiciary.
- SJR 46 — Education, Common and then to Appropriations and Budget.
- HB 1537 — Appropriations and Budget.
- HB 1538 — Appropriations and Budget.
- HB 1540 — Appropriations and Budget.
- HB 1544 — Appropriations and Budget.
- HB 1554 — Appropriations and Budget.
- HB 1555 — Appropriations and Budget.
- HB 1576 — Appropriations and Budget.
- HB 1579 — Appropriations and Budget.

GENERAL ORDER

SB 428 by Dawson was read and considered.

Senators Dahl, Schuelein and Terrill asked to be made coauthors of SB 428, which was the order.

Senator Dawson, citing Rule 8(d), asked unanimous consent that Representa-

tative Nance be added as House author of SB 428, which was the order.

X Senator Capps moved to amend SB 428, Page 2, Line 6, by deleting after the word "used" and before the word "for" the word "exclusively" and substituting the word "primarily", which amendment was declared adopted.

Upon motion of Senator Dawson, SB 428, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, SB 428, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Dawson asked unanimous consent that further consideration of SB 428 be deferred for this legislative day, which was the order.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1021.

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

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on HB 1111 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Randle, Luton and Murphy.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1345, requesting Conference and nam-

ing Conferees as follows: Davis (Don), Rogers, Barker, Crutcher and Abbott.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Luton presiding.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 12, 1978, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m., to meet Thursday, January 12, 1978 at 10:00 a.m.

Seventh Legislative Day

Thursday, January 12, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Cate, Dawson, Howard, Keating, Murphy, Porter, Stipe, Tinsley and Vann.—9.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Knowles and incorporated into the Journal upon request of Senator Young.

Heavenly Father, this morning we pray that the words of our mouths and the meditations of our hearts will be acceptable in Thy sight, o Lord, because Thou art our strength and our Redeemer.

O God, I pray for the personal needs of each Senator here today. When fears,

fretfulness, frustrations and failures invade their lives, grant unto them peace of mind, calmness of heart and inner strength that can only come from You.

Lord, many of these Senators will travel to be with their families this weekend. Grant unto them traveling mercies and return them safely to their responsibilities here at the Senate.

In Jesus' name I ask these things, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 460 — Appropriations and Budget.

SB 464 — Appropriations and Budget, as coauthored by Murphy of the Senate.

SB 466 — Appropriations and Budget, as coauthored by Murphy of the Senate.

SB 468 — Appropriations and Budget, as coauthored by Boatner and Berrong.

FIRST READING

The following were introduced and read the first time.

SB 512 — By Johnson (Joe).

An Act relating to mines and mining; amending 45 O.S. 1971, Sections 723, as amended by Section 1, Chapter 231, O.S.L. 1972 (45 O.S. Supp. 1977, Section 723), 724, 725, 727, 728, as amended by Section 2, Chapter 231, O.S.L. 1972 (45 O.S. Supp. 1977, Section 728) and 729; defining terms; requiring permits; providing procedures for permit applications and approvals; providing permit terms; allowing permit renewals and revisions; requiring coal exploration permits; providing reclamation performance standards; providing reclamation performance standards for the surface effects of underground coal mines; requiring inspections; requiring bonds; setting the terms and the release requirements of bonds not related to coal mining; providing enforcement powers; requiring maps; providing procedures for the release of coal mining bonds; authorizing rules and regulations; requiring compliance with all Federal laws, rules and regulations; authorizing assistance to the Department; directing codification; directing recodification; repealing 45 O.S. 1971, Sections 726, 730 and 731, as amended by Section 3, Chapter 231, O.S.L. 1972 (45 O.S. Supp. 1977, Section 731); and declaring an emergency.

SB 513 — By Wolfe.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Sections 518 and 573, as amended by Section 6, Chapter 185, O.S.L. 1977 (37 O.S. Supp. 1977, Section 573); providing for certain licenses and permits; providing for annual fees and occupational taxes; raising certain fees; requiring reports; providing certain guidelines for registration of brand labels; and providing exemptions.

SB 514 — By Lane.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 1-307 and 1-324; providing for the duties of local registrar; providing the State Commissioner of Health shall issue certified

copy of any certificate or record in his custody or of a part thereof under certain circumstances; providing local registrar shall issue certified copy of death certificate in his custody under certain circumstances; providing for severability; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 504 — Wildlife.

SB 505 — Business, Industry and Labor Relations.

SB 506 — Public Safety and Penal Affairs.

SB 507 — Revenue and Taxation.

SB 508 — Insurance.

SB 509 — Insurance.

SB 510 — Judiciary.

SB 511 — Rules.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1539, 1542, 1543, 1549 and 1575.

HB 1539 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Division of the Budget and making appropriations there-to; stating the purposes; fixing the salary of the Director of State Finance; authorizing the Director of State Finance to appoint and fix the duties and compensation of personnel; limiting number of employees; limiting expenditures for salaries and wages; providing for payment of expenses of the Board on Legislative Compensation; making appropriations nonfiscal; providing severability; and declaring an emergency.

HB 1542 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Office of the State Auditor and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; limiting number and compensation of employees; providing for transfer of certain items, providing lapse date; providing severability; and declaring an emergency.

HB 1543 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Secretary of the State Election Board and making appropriations thereto; stating the purposes; fixing the salary of the Secretary of the State Election Board; providing for the employment and compensation of necessary personnel; making appropriations nonfiscal; providing severability; and declaring an emergency.

HB 1549 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Office of the State Treasurer and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; providing lapse date; providing severability; and declaring an emergency.

HB 1575 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Department of Pollution Control and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; fixing the Director's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

The above numbered HBs were read for the first time.

THIRD READING

SB 428 was read for the third time at length.

Senator Lane asked to be made a coauthor of **SB 428**, which was the order.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—38.

Excused: Cate, Dawson, Howard, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—10.

The bill passed.

Senator Lambert desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39. Excused: 9.

The emergency passed.

SB 428 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on **HB 1345** was ordered granted, President Pro Tempore Howard appointing as Senate conferees the following: Senators Terrill, Crow, Wadley, Randle and Lamb.

GENERAL ORDER

✓ **SB 459** by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Randle, SB 459 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 459 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 459 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—38.

Excused: Cate, Dawson, Howard, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—10.

The bill and emergency passed.

SB 459 was referred for engrossment.

GENERAL ORDER

SB 461 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Randle, SB 461 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 461 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 461 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—38.

Excused: Cate, Dawson, Howard, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—10.

The bill and emergency passed.

SB 461 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1024.

HCR 1024 — By Floyd, Briscoe, Crutcher, Murphy, Johnson (Don), Duckett and Henry of the House and Crow of the Senate.

A Concurrent Resolution authorizing the Department of Public Safety to accept funds for the Highway Patrol; recommending continuing appropriations; and declaring an emergency.

President Pro Tempore Howard asked to be shown present, which was the order.

PENDING SENATE ACTION — RESOLUTION

Senator Crow asked for immediate consideration of HCR 1024, which was the order.

Senators Johnson, Birdsong, Funston and Wadley asked to be made coauthors of HCR 1024, which was the order.

✓ HCR 1024, as coauthored, was read at length and adopted upon motion of Senator Crow, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Grantham, Green, Holden, Howard, Johnson, Keller, Kilpatrick, Lane, Luton, McDaniel, Martin, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—31.

Nay: Berrong, Giles, Helm, Howell, McCune, Pierce and Schuelein.—7.

Excused: Cate, Dawson, Keating, Lamb, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—10.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Schuelein moved that the vote be reconsidered whereby HCR 1024 was adopted.

Senator Wadley presiding.

GENERAL ORDER

✓ SB 462 by Crow, Randle and Boatner of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Boatner, SB 462 was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, SB 462 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 462 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Wolfe, and Young.—35.

Nay: McCune and Watson.—2.

Excused: Cate, Dawson, Johnson, Keating, Lambert, Murphy, Porter, Stipe, Tinsley, Vann and York.—11.

The bill and emergency passed.

SB 462 was referred for engrossment.

GENERAL ORDER

✓ SB 465 by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 465 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 465 was considered engrossed and placed on third reading and final passage.

SB 465 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, York and Young.—32.

Nay: Green, Helm, Keller, McCune, Pierce, Watson and Wolfe.—7.

Excused: Cate, Dawson, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—9.

The bill and emergency passed.

SB 465 was referred for engrossment.

GENERAL ORDER

✓ SB 467 by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 467 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 467 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 467 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Cate, Dawson, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—9.

The bill and emergency passed.

SB 467 was referred for engrossment.

GENERAL ORDER

✓ SB 469 by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 469 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 469 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 469 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Cate, Dawson, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—9.

The bill and emergency passed.

SB 469 was referred for engrossment.

GENERAL ORDER

✓ SB 421 by Wolfe of the Senate and Smith of the House was read and considered.

Upon motion of Senator Wolfe, SB 421 was advanced to engrossment.

By unanimous consent, upon request of

Senator Wolfe, SB 421 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 421 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Wadley, Watson, Wolfe, and York.—35.

Nay: Birdsong, Funston, Taliaferro and Young.—4.

Excused: Cate, Dawson, Keating, Lambert, Murphy, Porter, Stipe, Tinsley and Vann.—9.

The bill passed.

SB 421 was referred for engrossment.

MOTION

Senator Field moved that Senator Roy Grantham be nominated and elected Assistant Dean of the Senate, which motion was declared adopted.

Senator Grantham accepted the office, expressing his appreciation to the members of the Senate for bestowing the honor upon him, and pledged to give Senator Field his full cooperation and support.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 16, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 11:25 a.m., to meet Monday, January 16, 1978, at 1:30 p.m.

The first part of the paper is devoted to a general discussion of the problem of the existence of solutions of the system of equations (1) for arbitrary values of the parameters α and β . It is shown that the system (1) has solutions for arbitrary values of the parameters α and β if and only if the condition $\alpha + \beta > 0$ is satisfied. In this case the solutions are unique and are given by the formulas

$$x = \frac{1}{\alpha + \beta} \left(\alpha \cos \theta + \beta \sin \theta \right), \quad y = \frac{1}{\alpha + \beta} \left(\alpha \sin \theta - \beta \cos \theta \right),$$

where θ is an arbitrary angle. The second part of the paper is devoted to a study of the properties of the solutions of the system (1) for arbitrary values of the parameters α and β . It is shown that the solutions of the system (1) are periodic functions of the angle θ with period 2π . The period of the solutions is independent of the values of the parameters α and β . The solutions of the system (1) are also shown to be bounded functions of the angle θ . The maximum and minimum values of the solutions are shown to be independent of the values of the parameters α and β . The solutions of the system (1) are also shown to be continuous functions of the angle θ . The solutions of the system (1) are also shown to be differentiable functions of the angle θ . The solutions of the system (1) are also shown to be analytic functions of the angle θ . The solutions of the system (1) are also shown to be harmonic functions of the angle θ . The solutions of the system (1) are also shown to be orthogonal functions of the angle θ . The solutions of the system (1) are also shown to be complete functions of the angle θ . The solutions of the system (1) are also shown to be linearly independent functions of the angle θ . The solutions of the system (1) are also shown to be linearly dependent functions of the angle θ . The solutions of the system (1) are also shown to be linearly independent functions of the angle θ . The solutions of the system (1) are also shown to be linearly dependent functions of the angle θ .

Eighth Legislative Day

Monday, January 16, 1978

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

Roll Call:

Present: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Pierce, Porter, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—39.

Excused: Berrong, Butler, Keating, Lambert, Martin, Murphy, Rozell, Vann and Wolfe.—9.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Roylia Aiken, Pastor, Missionary Baptist Church, Hugo, and incorporated into the Journal upon request of Senator Lane.

Most gracious God, we humbly beseech Thee, as for the people of these United States in general, so especially for their Senate and Representatives in Congress assembled; that Thou would'st direct and prosper all their consultations to the advancement of Thy glory, the good of Thy country, the safety, honor and welfare of

Thy people, upon the best and surest foundations; that peace and happiness, truth and justice, and religion may be established among us for all generations. These and all other necessities, for them, for us, and Thy whole country, we humbly beg in the name and mediation of Jesus Christ, our blessed Lord and Saviour, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Wadley, on behalf of Senator Rozell, introduced C. T. Morgan, M.D., Tahlequah, as Doctor of the Day.

Senator Clifton introduced Twilla Morris, R.N., Shawnee, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 463 — Appropriations and Budget, as coauthored by Murphy of the Senate.

FIRST READING

The following were introduced and read the first time.

SB 515 — By Howard of the Senate and Willis of the House.

An Act relating to the Oklahoma State Regents for Higher Education; amending Sections 1 and 2, Chapter 1, O.S.L. 1977 (70 O.S. Supp. 1977, Sections 3218 and 3219); prescribing maximum amount of fees and tuition that may be collected at institutions in the Oklahoma State System of Higher Education; and declaring an emergency.

SB 516 — By Stipe.

An Act relating to the State Bureau of Investigation and making an appropriation thereto; stating purpose; making appropriation nonfiscal; and declaring an emergency.

SB 517 — By Helm of the Senate and Monks of the House.

An Act relating to schools; stating legislative findings and purpose; defining terms; providing for nonemployment, suspension, dismissal or nonreemployment of teachers, student teachers and teachers' aides engaging in certain public homosexual activity or conduct; directing codification; and declaring an emergency.

SB 518 — By Howell.

An Act relating to schools; amending Section 1, Chapter 77, O.S.L. 1972, as amended by Section 1, Chapter 84, O.S.L. 1977 (70 O.S. Supp. 1977, Section 35e); modifying provisions for reporting of school dropouts; and defining school dropout.

SB 519 — By Funston.

An Act relating to mental health; amending 43A O.S. 1971, Sections 13, 14, 15, 18, 341, 342, 391, 392 and 653; providing for appointment and removal of certain officers within the Department; modifying the qualifications, powers and duties of such officers; modifying procedures to secure sterilization and discharge of certain persons; providing for drug treatment and rehabilitation; and setting an effective date for certain provisions.

SB 520 — By Smith.

An Act relating to the Municipal Code; amending Section 47-116, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 47-116); requiring certain plats, replats, subdivisions and deeds bear approval of the Commission; stating effect where not approved; stating exceptions; providing an effective date; and declaring an emergency.

SB 521 — By Smith and Terrill.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 1-134, 1-135, 1-136, 6-101, as last amended by Section 14, Chapter 3, 1st Ex. Sess., O.S.L. 1977 (47 O.S. Supp. 1977, Section 6-101), 6-107, as amended by Section 1, Chapter 343, O.S.L. 1975 (47 O.S. Supp. 1977, Section 6-107), 6-110, 40-105, as last amended by Section 1, Chapter 81, O.S.L. 1976 (47 O.S. Supp. 1977, Section 40-105), 22.1, as last amended by Section 2, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.1), and 22.5, as amended by Section 8, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.5); defining certain terms, including definition for motorized bicycle; providing for certain exclusions; stating certain requisites for holding certain licenses; stating amount of fees for certain licenses; authorizing Department of Public Safety and the Oklahoma Tax Commission to promulgate certain rules and regulations; providing procedure for distribution of certain fees; providing procedures and certain liabilities when minors apply for licenses; authorizing Department to issue special or restricted license to certain persons in certain instances, including the operation of a motorized bicycle; authorizing Department to cancel or suspend licenses for certain persons under certain circumstances; providing procedure for examinations of persons obtaining certain licenses including a license to operate a motorized bicycle; specifying certain equipment requirements, including addi-

tional provision that requirement for helmets apply to certain persons; stating amounts for certain license fees for certain vehicles including fees for motorized bicycles; providing for different license plates for certain vehicles; providing that certain provisions of the Motor Vehicle License and Registration Act and certain laws and regulations shall apply to motorized bicycles; prohibiting motorized bicycles from being operated on certain highways; directing codification; and providing an effective date.

SJR 47 — By Pierce.

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 Oklahoma Constitution relating to the powers and duties of the Pardon and Parole Board; authorizing the Legislature to establish Pardon and Parole Boards and set qualifications for the members thereof; setting the terms of office, compensation and duties of the Boards, authorizing the Governor to make commutations, pardons, paroles, reprieves and leaves of absence; requiring the Governor to make reports to the Legislature; providing ballot title; and directing filing.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 512 — Environmental and Natural Resources.

SB 513 — County, State and Federal Government.

SB 514 — Public and Mental Health.

HB 1539 — Appropriations and Budget.

HB 1542 — Appropriations and Budget.

HB 1543 — Appropriations and Budget.

HB 1549 — Appropriations and Budget.

HB 1575 — Appropriations and Budget.

RESOLUTION

Senator Howard introduced the following Resolution:

SCR 35 — By Howard of the Senate and Townsend of the House.

A Concurrent Resolution memorializing the outstanding career of Senator Hubert H. Humphrey; expressing deep regret over his recent death; and directing distribution.

WHEREAS, one of the nation's most beloved political figures recently lost a long and valiant battle with cancer; and

WHEREAS, hailed as a champion of the poor, the oppressed and the hungry, Senator Hubert H. Humphrey had come to occupy a place of special affection in the public's mind; and

WHEREAS, serving for many years as United States Senator, and as Vice President under President Lyndon B. Johnson, Senator Humphrey was known to political leaders throughout the world for his relentless enthusiasm, condemnation of social evil, compassion for the dispossessed and inclusive love of all mankind; and

WHEREAS, having sought but never won the United States Presidency, Senator Humphrey's influence over the United States Senate and country as a whole was nevertheless a vital force; and

WHEREAS, brought up in South Dakota, Senator Humphrey was forced to leave school and return to help out in his family's store when the Depression reached the area, and experiences such as this during the Depression had an everlasting impact on Senator Humphrey's liberal outlook; and

WHEREAS, Senator Humphrey was known as a champion of farsighted economic and social policies which were respected and felt throughout the world.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The life of Senator Hubert H. Humphrey is hereby memorialized as an example of tireless and devoted service to this nation's social and economic improvement.

SECTION 2. The State of Oklahoma, this country and millions of people throughout the world have suffered a tremendous loss in the death of a beloved statesman, who found a unique place in American politics and hearts.

SECTION 3. Copies of this Resolution shall be transmitted to Mrs. Muriel Humphrey, each member of the Oklahoma Congressional Delegation and the President of the United States.

Senator Howard asked unanimous consent that all Senators be made coauthors of SCR 35, which was the order.

SCR 35, as coauthored, was read at length, adopted upon motion of Senator Howard and ordered referred for engrossment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, January 13, 1978, of Enrolled SB 230.

EXECUTIVE SESSION

There being matters on the President's desk for the consideration of the Senate in

executive session, it was upon motion of Senator Lane that the Senate closed its doors and went into executive session.

The Senate reassembled in open session with Senator Luton presiding.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1229, requesting further Conference and naming Conferees as follows: Matheson, Rogers and Barker.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a further conference on HB 1229 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Dawson, Holden and Luton.

Senator Crow presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 421, 428, 459, 461, 462, 465, 467 and 469 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 17, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:10 p.m. to meet Tuesday, January 17, 1978, at 1:30 p.m.

Ninth Legislative Day

Tuesday, January 17, 1978

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

Roll Call:

Present: Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—39.

Excused: Berrong, Birdsong, Butler, Helm, Porter, Rozell, Stipe, Vann and Wolfe.—9.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Aiken and incorporated into the Journal upon request of Senator Lane.

Almighty God, our heavenly Father, who declarest Thy glory and showest forth Thy handiwork in the heavens and in the earth; deliver us, we beseech Thee, the nations of the world, into the way of justice and truth, that we may do the work which Thou givest us to do, in truth, in beauty, in honesty, and in righteousness, with singleness of heart as Thy servants, and to the benefit of our fellow man; for

the sake of Him who came among us as one that serveth, Thy Son Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

FIRST READING

The following were introduced and read the first time.

SB 522 — By Capps of the Senate and Bernard of the House.

An Act relating to corporations; amending 18 O.S. 1971, Sections 951 and 952, as amended by Sections 1 and 2, Chapter 168, O.S.L. 1977 (18 O.S. Supp. 1977, Sections 951 and 952); regulating farming and ranching by corporations and other entities; providing requirements for farming or ranching business corporations; requiring approval by State Board of Agriculture of articles of incorporation; providing for revocation of license of foreign corporation engaging in farming or ranching; providing for vacating franchises of domestic corporations; providing for enforcement by State Board of Agriculture; and declaring an emergency.

SB 523 — By Murphy.

An Act relating to state government; providing short title; defining certain terms; creating the Oklahoma Building Energy Conservation Commission; providing for membership; qualifications;

terms of office, meetings, compensation and administration; specifying the commission's duties; providing for certain codes, rules and regulations; providing for the issuance of certain permits under certain conditions; amending 74 O.S. 1971, Sections 324.8, 324.11, as amended by Section 1, Chapter 190, O.S.L. 1973 (74 O.S. Supp. 1977, Section 324.11), and 324.14; modifying standards for certain ordinances, rules and regulations; providing for certain building permits; modifying certain codes; expanding duties of the Attorney General; directing codification; and providing an effective date.

SB 524 — By Crow.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976, 1304 and 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1977, Sections 1303 and 1305); providing for apportionment of certain revenues; specifying items subject to sales tax; exempting certain items from sales tax including natural or artificial gas and electricity and limiting construction; providing an effective date; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 515 — Education, Higher.

SB 516 — Criminal Jurisprudence and then to Appropriations and Budget.

SB 517 — Education, Common and then to County, State and Federal Government.

SB 518 — Education, Common.

SB 519 — Public and Mental Health.

SB 520 — Municipal Government.

SB 521 — Revenue and Taxation.

SJR 47 — Public Safety and Penal Affairs and then to County, State and Federal Government.

BILL WITHDRAWN — REASSIGNED

Senator Lane asked unanimous consent, which was granted, that SB 512 be withdrawn from the Committee on Environmental and Natural Resources and re-assigned to the Committee on County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1476, 1541 and 1566.

HB 1476 — By Lawter.

An Act relating to wills and succession; amending 84 O.S. 1971, Section 213; providing for descent and distribution of an estate not disposed of by will or otherwise; and setting an effective date.

HB 1541 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma Department of Industrial Development and making appropriations thereto; stating the purposes; directing that markets for agricultural products be developed as part of the international development program; providing for the appointment and compensation of officers and employees; establishing salary schedule for certain employees; establishing limit on number of personnel used in Department operations; limiting expenditure for salaries and wages; providing for agreement with federal government; providing lapse dates; providing severability; and declaring an emergency.

HB 1566 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Council on Law Enforcement Education and Training and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; fixing the salary of the Director and As-

sistant Director; limiting the number of full-time-equivalent employees; limiting the amount of funds to be expended for salaries and wages; specifying approval of payroll claims; providing lapse date; providing severability; and declaring an emergency.

The above numbered HBs were read for the first time.

GENERAL ORDER

✓ SB 460 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 460 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 460 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 460 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—39.

Excused: Berrong, Birdsong, Butler, Helm, Porter, Rozell, Stipe, Vann and Wolfe.—9.

The bill and emergency passed.

SB 460 was referred for engrossment.

GENERAL ORDER

✓ SB 464 by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Murphy, SB 464 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 464 was considered engrossed and placed on third reading and final passage.

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

THIRD READING

SB 464 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—39.

Nay: Lambert.—1.

Excused: Berrong, Birdsong, Butler, Porter, Rozell, Stipe, Vann and Wolfe.—8.

The bill and emergency passed.

SB 464 was referred for engrossment.

GENERAL ORDER

✓ SB 466 by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Murphy, SB 466 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 466 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 466 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—37.

Nay: Helm, McCune and Pierce.—3.

Excused: Berrong, Birdsong, Butler, Porter, Rozell, Stipe, Vann and Wolfe.—8.

The bill and emergency passed.

SB 466 was referred for engrossment.

GENERAL ORDER

✓ SB 468 by Crow, Randle, Boatner and Berrong of the Senate and Davis (Don) and Barker of the House was read and considered.

Senator Helm asked to be made a co-author of SB 468, which was the order.

Upon motion of Senator Boatner, SB 468, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, SB 468, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 468 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—40.

Excused: Berrong, Birdsong, Butler, Porter, Rozell, Stipe, Vann and Wolfe.—8.

The bill and emergency passed.

SB 468 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 18, 1978, at 1:30 p.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 35 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Wednesday, January 18, 1978, at 1:30 p.m.

Tenth Legislative Day

Wednesday, January 18, 1978

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

Roll Call:

Present: Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, York and Young.—38.

Excused: Berrong, Butler, Cate, Porter, Rozell, Smith, Stipe, Vann, Watson and Wolfe.—10.

Senator Luton declared a quorum present.

The following prayer was offered by Reverent Aiken and incorporated into the Journal upon request of Senator Lane.

Almighty God, who has created man in Thine own image; grant us grace fearlessly to contend against evil and to make no peace with oppression; and that we may reverently use our freedom; help us to employ it in the maintenance of justice among men and nations, to the glory of Thy holy name; through Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 471 — Appropriations and Budget, as coauthored by Butler.

SB 472 — Appropriations and Budget, as coauthored by Butler.

SB 475 — Appropriations and Budget, as coauthored by Butler.

SB 476 — Appropriations and Budget, as coauthored by Butler.

SB 477 — Appropriations and Budget, as coauthored by Butler.

SB 478 — Appropriations and Budget, as coauthored by Butler.

SB 480 — Appropriations and Budget, as coauthored by Butler.

SB 511 — Rules, as coauthored by Nance and Bradshaw of the House.

DO PASS, as amended:

SB 470 — Appropriations and Budget, as coauthored by Butler.

SB 498 — Education, Common, as coauthored by Capps, Funston and Lamb.

WITHOUT RECOMMENDATION, as amended:

SB 486 — Environmental and Natural Resources, and be referred to Committee on Appropriations and Budget by previous order.

FIRST READING

The following were introduced and read the first time.

SB 525 — By Martin.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 116.13; providing for appointment, duties, badges and uniforms of certain revenue enforcement officers; modifying their number; and providing penalty.

SB 526 — By Dawson, Howard, Terrill, Randle, York and Birdsong of the Senate and Weichel of the House.

An Act relating to the Corporation Commission; defining terms; creating the Legislative Utility Consumers' Committee; providing for membership, tenure, qualifications, certain expenses and certain restrictions of members; prohibiting conflicts of interest; providing for certain powers and duties of the Committee; providing for a report; making an appropriation thereto; providing lapse date; directing codification and noncodification; providing an effective date; and declaring an emergency.

SB 527 — By Luton.

An Act providing penalties for discharging an employee required to serve on a jury panel; providing a civil remedy for employees discharged for serving on a jury panel; and declaring an emergency.

SB 528 — By Howard.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 137.3; providing for liability insurance coverage in certain amounts for county officers and employees for losses and damages arising from certain acts of negligence; providing for costs of such insurance to be within the approved budget of

office purchasing such insurance; prohibiting any recovery to exceed the amount of such insurance coverage.

SB 529 — By Pierce.

An Act relating to public health and safety; prohibiting the use of funds of a governmental entity of this state for certain abortions; providing exceptions; directing codification; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 522 — Agriculture and then to County, State and Federal Government.

SB 523 — County, State and Federal Government.

SB 524 — Revenue and Taxation.

HB 1476 — Judiciary.

HB 1541 — Appropriations and Budget.

HB 1566 — Appropriations and Budget.

RESOLUTION

Senator Dahl introduced the following Resolution:

SCR 36 — By Dahl, Tinsley, Stipe, Capps, Funston, Lane, Boatner, Holden, Crow, Field, Giles, McDaniel and Taliaferro of the Senate and Weichel, Bradley and Hammons of the House.

A Concurrent Resolution expressing the support of the Oklahoma Legislature for the American Agricultural Movement; recommending to the Oklahoma Congressional Delegation that they support legislation based on the American Agricultural Movement plan; expressing the support of the Legislature for the plan; and directing distribution.

WHEREAS, agriculture is the largest industry in America and American agriculture is an international power; and

WHEREAS, American agriculture is now uniformly suffering incomes which are far from sufficient for the continued economic well-being of the farmers and ranchers; and

WHEREAS, America is importing an excess of food into this country and importing two billion pounds of beef each year which deprives American producers of four billion dollars a year; and

WHEREAS, American reserves have held agricultural prices at an artificially low level; and

WHEREAS, the Department of Agriculture does not take into account the knowledge and expertise of American agricultural interests; and

WHEREAS, information relating to the planning and production of agriculture is not relayed to the producers in sufficient time for planning; and

WHEREAS, the great needs of American agriculture have caused the traditionally independent and unorganized farmers and ranchers in America to unite and take action against the insufficient income they received; and

WHEREAS, this united movement has developed a plan to improve the prices received for their products; and

WHEREAS, the adoption of this plan would have the advantages of improving the economy of America, for what assists American agriculture assists America; and

WHEREAS, the adoption of this plan would allow farmers and ranchers to pay their fair share of taxes to governments at all levels; and

WHEREAS, the adoption of this plan would improve the planning and information of the United States Department of Agriculture; and

WHEREAS, this plan will not price American agriculture out of the world market, for the world market uses the Chicago Board of Trade prices, so that the American price IS the world price; and

WHEREAS, the cost of this plan would not cause an overwhelming burden upon the American consumer, for it would raise the cost of food to the average American family only three and one-tenth percent of their income, making the food price in America still the lowest food price in the world; and

WHEREAS, this plan does not seek to guarantee a profit to agriculture, but only provides a fair law, similar to a minimum wage law, that will insure a minimum income to agriculture; and

WHEREAS, the need for this plan is urgent, for without it the family farm may disappear, allowing groups from foreign lands to take over the property involved, depriving America of the power of our agriculture; and

WHEREAS, for these reasons, and because of the importance of agriculture to the State of Oklahoma, the Oklahoma Legislature strongly urges the consideration of this resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. The Oklahoma Legislature supports the American Agricultural Movement in its efforts to seek equal economic justice for farmers and ranchers.

SECTION 2. The Oklahoma Legislature urgently recommends to the Oklahoma Congressional Delegation that they introduce and support legislation for the implementation of the plan formulated by the American Agricultural Movement.

SECTION 3. The united program of American agriculture is supported by the Oklahoma Legislature. That plan consists of the following demands:

1. A guaranteed minimum price for agricultural products consisting of a price at 100% of parity price;

2. All agricultural products held in reserve by the United States should not be released except at a price consisting of a price equal to 100% parity;

3. A Board of Agricultural Producers, selected by the farmers and ranchers of America, should be created and given a powerful role in the creation and implementation of rules and regulations by the United States Department of Agriculture;

4. All imports of products, produced in the United States, should be prohibited until full parity price has been reached, and then allowed into this nation only at the full parity price in the amounts the American farmer cannot supply; and

5. Announcements relating to planning and production of agricultural products should be made at as early a date as possible, so that agriculture in America can plan on a businesslike basis.

SECTION 4. Copies of this Resolution shall be distributed to every member of the Oklahoma Congressional Delegation for his urgent consideration.

Senator Grantham asked to be made a coauthor of SCR 36, which was the order.

SCR 36, as coauthored, was read at length, adopted upon motion of Senator Dahl and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1328, requesting Conference and nam-

ing Conferees as follows: Matheson, Fitzgibbon and Rogers.

GENERAL ORDER

SB 463 by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 463 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 463 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 463 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, York and Young.—38.

Excused: Berrong, Butler, Cate, Porter, Rozell, Smith, Stipe, Vann, Watson and Wolfe.—10.

The bill and emergency passed.

SB 463 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 460, 464, 466 and 468 and SCR 36 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Wadley presiding.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 36 as coauthored by Abbott, Baughman, Bradshaw, Briscoe, Converse, Craig, Cummings, Floyd, Harper, Henry, Holt, Hopkins, Johnson (Don), Joiner, Kamas, Lancaster, McKee, Manning, Milacek, Nance, Parris, Robinson, Stephenson, Townsend, Vaughn, Whorton, Wickersham, Wilson and Winn of the House.

The above numbered Resolution was referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 19, 1978, at 1:00 p.m., which motion prevailed.

Senator Tinsley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 36 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

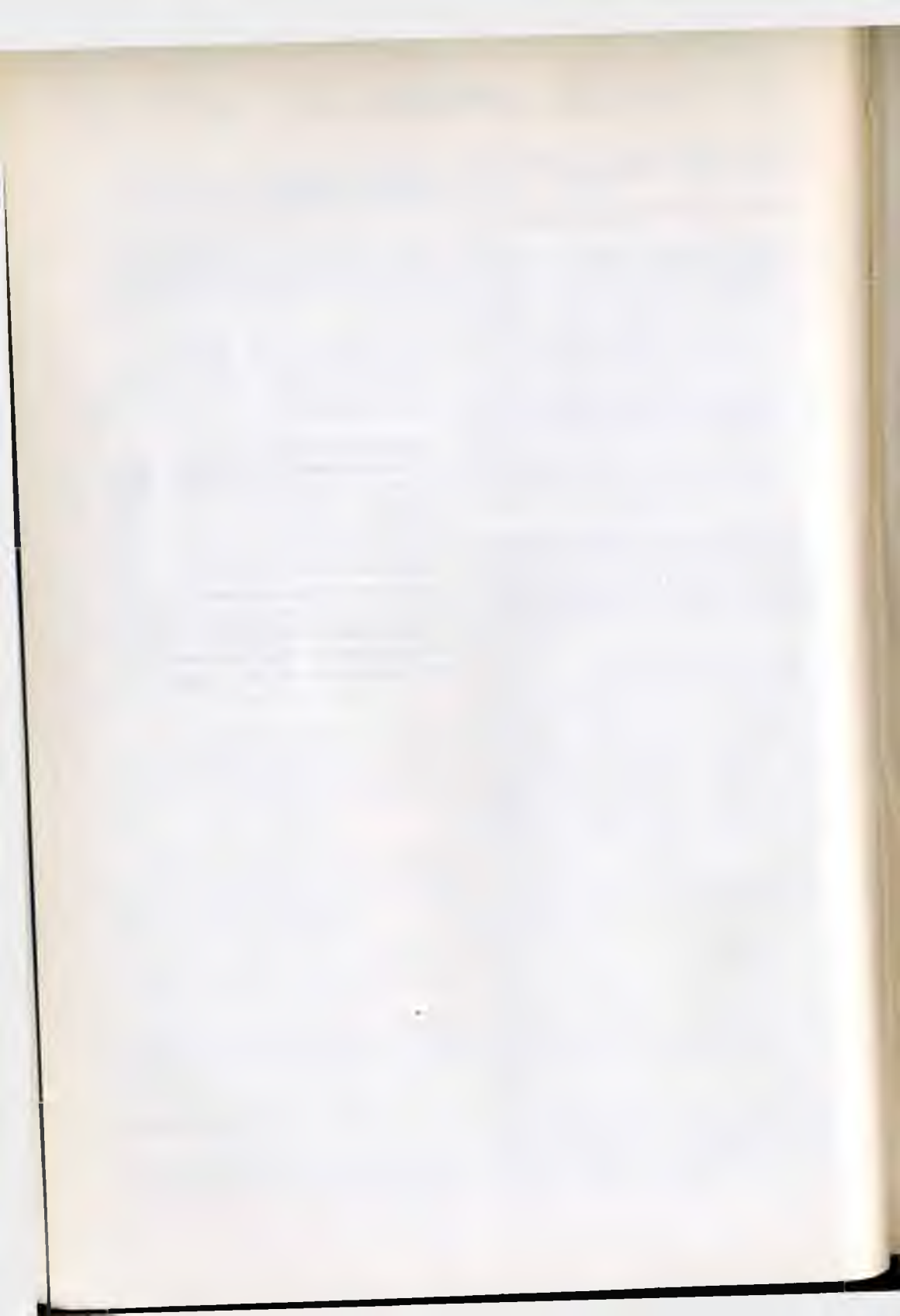
Advising signing of and returning Enrolled SCR 36.

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

BILL RELEASED

HCR 1024 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:30 p.m. to meet Thursday, January 19, 1978, at 1:00 p.m.



Eleventh Legislative Day

Thursday, January 19, 1978

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

Roll Call:

Present: Birdsong, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—34.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Keller, Lamb, Martin, Randle, Rozell, Smith, Taliaferro and Wolfe.—14.

Senator Luton declared a quorum present.

The prayer was offered by Senator Watson.

The following prayer was incorporated into the Journal on behalf of Reverend Aiken, upon request of Senator Lane.

Almighty God, who has given us this good land for our heritage; we humbly beseech Thee that we may always prove ourselves a people mindful of Thy favor and glad to do Thy will. Bless our land with honorable industry, sound learning,

and pure heart. Save us from violence, discord and confusion. Defend our liberties, endue with the spirit of wisdom those to whom, in Thy name, we entrust the authority of government, that there may be justice and peace at home; and that through obedience to Thy law we may show forth Thy praise among the nations of the earth. In time of prosperity, fill our hearts with thankfulness; and in the day of trouble, suffer not our trust in Thee to fail; all of which we ask through Jesus Christ our Lord, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Schuelein introduced Phil Simon, M.D., Miami, as Doctor of the Day.

Senator Watson introduced Sharon Broomfield, R.N., Edmond, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SJR 46 — Education, Common, as co-authored by Stephenson of the House and be referred to Committee on Appropriations and Budget by previous order.

DO PASS, as amended:

SB 473 — Appropriations and Budget, as coauthored by Butler.

SB 474 — Appropriations and Budget, as coauthored by Butler.

CS for SB 479 — Appropriations and Budget, as coauthored by Butler.

FIRST READING

The following were introduced and read the first time.

SB 530 — By York.

An Act relating to land titles; amending 12 O.S. 1971, Sections 180 and 180.1, as amended by Section 1, Chapter 207, O.S.L. 1977 (12 O.S. Supp. 1977, Section 180.1), 42 O.S. 1971, Sections 142, 143 and 150, as amended by Sections 7, 8 and 11, Chapter 207, O.S.L. 1977 (42 O.S. Supp. 1977, Sections 142, 143 and 150); providing for notice under certain circumstances; clarifying certain notice provisions; providing for liens by certain persons; requiring filing of a statement for certain liens; providing for content of the statement; providing certain time limitations; providing for mechanics' lien journal and its form; clarifying additional filing location by county clerk; providing certain guidelines as to payments; and providing an effective date.

SB 531 — By Schuelein of the Senate and Vaughn of the House.

An Act relating to mines and mining; amending 45 O.S. 1971, Section 1; providing for the State Mining Board; providing for appointment, qualifications, duties and reimbursement of members; providing for meetings and voting; providing certain guidelines for hearings of the board; and expanding board and changing qualifications.

SB 532 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 50001, as last amended by Section 1, Chapter 34, O.S.L. 1977 (68 O.S. Supp. 1977, Section 50001); providing for a tax on gross fire premium receipts of fire insurance companies; establishing a revolving fund; providing certain procedures for administration of the fund; providing salaries for certain officers and employees; increasing certain salaries; providing guidelines for administration of salaries; and declaring an emergency.

SB 533 — By Smith.

An Act relating to the Municipal Code; amending Section 44-104, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 44-104); providing for powers of the board of adjustment to include authorization of variances as to use; stating an effective date; and declaring an emergency.

SB 534 — By Smith.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 324.3, as amended by Section 1, Chapter 23, O.S.L. 1972 (74 O.S. Supp. 1977, Section 324.3); providing for compensation and reimbursement of expenses of members of the State Fire Marshal Commission; and raising such compensation.

SJR 48 — By Stipe.

A Joint Resolution making an appropriation to the Oklahoma Tourism and Recreation Department for the purchase of designated bonds; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 525 — Revenue and Taxation.

SB 526 — Rules.

SB 527 — Judiciary.

SB 528 — County, State and Federal Government.

SB 529 — Public and Mental Health.

UNANIMOUS CONSENT REQUEST

Senator Howard asked unanimous consent, which was granted, that SB 443, presently assigned to the Committee on Elections and Privileges, be also referred to the Committee on County, State and Federal Government on second referral.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1179 and 1514.

HB 1179 — By Sparkman, et al, of the House and Young of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1303, as last amended by Section 1, Chapter 96, O.S.L. 1976 (68 O.S. Supp. 1976, Section 1303); providing for all sales tax revenue to the State Assistance Fund; eliminating portion of sales tax revenue to General Revenue Fund; and providing effective date.

HB 1514 — By Smith of the House and Wolfe of the Senate.

An Act relating to court records; amending 20 O.S. 1971, Section 1005, as amended by Section 1, Chapter 66, O.S.L. 1972 (20 O.S. Supp. 1977, Section 1005); providing procedures for court clerks authorized by certain judges to dispose of certain judicial records, including criminal records filed for a certain period of time; providing for cost of certain equipment to be paid from certain fund; providing for legal efficacy of microfilmed records; and providing an effective date.

The above numbered HBs were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 463 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 511 by Holden, Lane and York of the Senate and Nance and Bradshaw of the House was read and considered.

Senators Terrill and Smith asked to be made coauthors of SB 511, which was the order.

Upon motion of Senator Holden, SB 511, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, SB 511, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 511 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—33.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Keller, Lamb, Martin, Randle, Rozell, Smith, Taliaferro and Wolfe.—15.

The bill and emergency passed.

SB 511 was referred for engrossment.

Senator Wadley presiding.

Senators Smith, Keller and Lamb asked to be shown present, which was the order.

GENERAL ORDER

✓ SB 470 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 470 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 470 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 470 was read for the third time at length.

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

Aye: Birdsong, Clifton, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—33.

Nay: Helm.—1.

Excused: Berrong, Boatner, Butler, Capps, Cate, Crow, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—14.

The bill and emergency passed.

SB 470 was referred for engrossment.

GENERAL ORDER

✓ SB 471 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 471 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 471 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 471 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—35.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—13.

The bill and emergency passed.

SB 471 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1024.

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

GENERAL ORDER

✓ **SB 472** by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 472** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 472** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 472 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—34.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Smith, Stipe, Taliaferro and Wolfe.—14.

The bill and emergency passed.

SB 472 was referred for engrossment.

GENERAL ORDER

✓ **SB 475** by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 475** was advanced to engrossment.

By unanimous consent, upon request of

Senator Crow, **SB 475** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 475 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McDaniel, Murphy, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, York and Young.—26.

Nay: Green, Helm, Keating, Keller, Lamb, Lambert, McCune, Pierce and Watson.—9.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—13.

The bill passed.

Senators Lamb and Lambert desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 28. Nay: 7. Excused: 13.

The emergency failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby the Emergency section of **SB 475** failed.

GENERAL ORDER

✓ **SB 476** by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 476** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 476** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 476 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—35.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—13.

The bill and emergency passed.

SB 476 was referred for engrossment.

GENERAL ORDER

SB 477 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 477** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 477** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 477 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—35.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—13.

The bill and emergency passed.

SB 477 was referred for engrossment.

GENERAL ORDER

SB 478 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 478** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 478** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 478 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl,

Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—35.

Excused: Berrong, Boatner, Butler, Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—13.

The bill and emergency passed.

SB 478 was referred for engrossment.

GENERAL ORDER

SB 480 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 480 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 480 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 480 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—35.

Excused: Berrong, Boatner, Butler,

Capps, Cate, Dawson, Field, Martin, Randle, Rozell, Stipe, Taliaferro and Wolfe.—13.

The bill and emergency passed.

SB 480 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on HB 1328 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Crow, Dawson and Wadley.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Wadley presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of PAULINE MAYER, Coalgate, as a member of the State Board of Registration for Social Workers, to serve a 5-year term ending June 1, 1982. Ms. Mayer succeeds herself.

The Senate, in executive session, and upon motion of Senator Lambert, advised and consented to the confirmation of JAMES E. WALKER, Oklahoma City, as Chairman of the Oklahoma Tax Commission, to serve an unexpired 6-year term ending January 8, 1979. Mr. Walker succeeds D. M. Berry, Oklahoma City.

Senator Lane moved that, when the

clerk's desk is clear, the Senate stand adjourned to meet Monday, January 23, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Monday, January 23, 1978, at 1:30 p.m.

Twelfth Legislative Day

Monday, January 23, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Green, Keating, Keller, Stipe and Terrill.—5.

Senator Wadley declared a quorum present.

The following prayer was offered by Dr. Johnnie Curtsinger, Pastor, Memorial Baptist Church, Ada, and incorporated into the Journal upon request of Senator McDaniel.

Our Heavenly Father, we thank You for the promise You have given: 'If any man lack wisdom, let him ask of God, who giveth to all men liberally and upbraideth not, and it shall be given him.'

We confess that we need Your wisdom today. Lead us to make the decisions You

would have us make. Help us to express Your love toward all men. Help us to uphold Your righteousness.

For we pray in the name of Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Helm introduced Terry Anderson, M.D., Oklahoma City, as Doctor of the Day.

Senator Capps introduced Patsy Conn, R.N., Roosevelt, and LaDonna Dempsey, student nurse, as Nurses of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

CS for SB 482 — Appropriations and Budget.

FIRST READING

The following were introduced and read the first time.

SB 535 — By York.

An Act relating to civil procedure; providing procedures for continuing garnishment in support actions; authorizing deductions; setting priorities among orders; providing for service of notice; directing codification; and providing an effective date.

SB 536 — By York.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.24, as amended by Section 45, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.24); providing for confidentiality of certain motor vehicle information; providing exceptions; providing an additional exception; and declaring an emergency.

SB 537 — By Rozell.

An Act relating to game and fish; authorizing the Oklahoma Wildlife Conservation Commission to charge an application fee for participation in any controlled hunts declared by the Commission; defining controlled hunt; and directing codification.

SB 538 — By Vann.

An Act relating to roads and highways; amending 69 O.S. 1971, Section 304, as last amended by Section 10, Chapter 245, O.S.L. 1976 (69 O.S. Supp. 1977, Section 304); and expanding powers of the Transportation Commission with regard to maintenance of the State Highway System.

SB 539 — By Smith.

An Act relating to labor; amending 40 O.S. 1971, Section 237, as amended by Section 11, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1977, Section 237); permitting non-profit employers to elect to pay unemployment compensation contributions on reimbursing method; stating procedures for such election; eliminating requirement of bond or deposit in certain amounts; stating an effective date; and declaring an emergency.

SB 540 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1901, 1904 and 1910; defining real estate mortgage; providing for mortgages on any interest in real property; providing for the amount of tax payable by the mortgagee; and providing for allocation of real estate mortgage tax.

SB 541 — By Randle.

An Act relating to employment security; amending 40 O.S. 1971 Section 220 as last amended by Section 1, Chapter 255 O.S.L. 1976 (40 O.S. Supp. 1977 Section 220); establishing the Oklahoma Employment Security Commission; providing for its composition; providing qualifications for membership; providing for appointment, tenure, removal procedures and compensation of said members; stating certain procedural rules for said commission; creating a Board of Review; providing for the appointment, tenure, compensation and removal of members of the Board of Review, including a salary increase; prohibiting certain activities; providing for alternative members and their compensation under certain circumstances; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 530 — Judiciary.

SB 531 — Environmental and Natural Resources.

SB 532 — Revenue and Taxation.**SB 533 — Municipal Government.**

SB 534 — County, State and Federal Government.

SJR 48 — Appropriations and Budget.

HB 1179 — Revenue and Taxation and then to County, State and Federal Government.

HB 1514 — Judiciary.

ANNOUNCEMENT

Senators McCune and Funston announced the death of Mr. Clarence Green, father of Senator Green; funeral services will be held at Mannford, on Wednesday, January 25, 1978.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1455, 1456 and 1464.

HB 1455 — By Holden and Wilson of the House and Butler of the Senate.

An Act relating to public health and safety; repealing 63 O.S. 1971, Section 683.7, which created the Oklahoma Emergency Resources Planning Committee; providing operative date; and declaring an emergency.

HB 1456 — By Holden and Wilson of the House and Butler and Boatner of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1004; recreating the Committee of Plumbing Examiners in accordance with the Sunset Law and continuing membership, tenure, qualifications, duties and compensation provisions; and declaring an emergency.

HB 1464 — By Rogers and Willis.

An Act relating to state government; providing for special joint Retirement Laws Committee of the Legislature; providing for membership and procedures; directing codification; and declaring an emergency.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCRs 1020 and 1027.

HCR 1020 — By Rogers, et al.

A Concurrent Resolution to amend the Joint Rules to provide a procedure for the functioning of a Joint Conference Committee on Retirement Laws.

HCR 1027 — By Wickersham, et al, of the House and Dahl, Stipe, Crow and Capps of the Senate.

A Concurrent Resolution expressing the praise and appreciation of the Oklahoma Legislature for Warden Richard A. Crisp; expressing the sense of loss of the Oklahoma Legislature; inviting Richard A. Crisp back at any date; and directing distribution.

PENDING SENATE ACTION — RESOLUTIONS

HCRs 1020 and 1027 were referred to the Committee on Rules.

GENERAL ORDER

SB 473 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Senator Giles moved to amend **SB 473**, Page 2, Line 16, by striking after the word "monthly" and before the word "The" all remaining language on Page 2, plus Lines 1 and 2 and ending after the word "monthly" on Line 3, Page 3, which amendment was declared adopted.

Senator Giles moved to amend **SB 473**, Page 3, Line 6, by striking the words and figures "two hundred thirty-five (235)" and substituting therefor the words and figures "two hundred thirty-two (232)", which amendment was declared adopted.

Senator Giles moved to amend **SB 473**, Page 3, Line 12, by substituting after the word "exceed" and including all of Line 13, the following: "Three Million Two Thousand Nine Hundred Fifty Dollars

(\$3,002,950.00)", which amendment was declared adopted.

Upon motion of Senator Crow, SB 473, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 473, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 473 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Green, Keating, Keller, Porter, Stipe and Terrill.—6.

The bill and emergency passed.

SB 473 was referred for engrossment.

Senators Terrill and Keller asked to be shown present, which was the order.

GENERAL ORDER

✓ SB 474 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 474 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 474 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 474 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Butler, Green, Keating, Porter and Stipe.—5.

The bill and emergency passed.

SB 474 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 470, 471, 472, 476, 477, 478, 480 and 511 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 479 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 479 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 479 was considered en-

grossed and placed on third reading and final passage.

THIRD READING

SB 479 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Field, Funston, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, and York.—33.

Nay: Dawson, Giles, Grantham, Helm, Lambert, McCune, Pierce, Watson and Wolfe.—9.

Excused: Capps, Green, Keating, Porter, Stipe and Young.—6.

The bill and emergency passed.

SB 479 was referred for engrossment.

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

BILL WITHDRAWN — REREFERRED

Senator Howell asked unanimous consent, which was granted, that SB 339 be withdrawn from the Calendar and rereferred to the committee on Insurance.

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 1111.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1111 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1111, and Engrossed Senate Amendments thereto, by Matheson of the House and Randle of the Senate, entitled:

An Act relating to elections; amending Section 5-112, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1976, Section 5-112); and increasing filing fees for candidates for certain offices.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House accept Engrossed Senate Amendment No. 1.
2. That the Senate recede from Engrossed Senate Amendment No. 2.
3. Page 1, line 32, by adding the emergency section, and amend title to include emergency section.

Respectfully submitted,

FOR THE HOUSE: Matheson, Denman and Deatherage.

FOR THE SENATE: Randle, Luton and Murphy.

MOTION TO RECONSIDER VOTE

Senator Crow asked for consideration of his motion to reconsider the vote whereby the emergency section of SB 475 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, and York.—35.

Nay: Helm, Keller, McCune, Pierce, Watson and Wolfe.—6.

Excused: Green, Holden, Howard, Murphy, Porter, Stipe and Young.—7.

THIRD READING

On the question of passage of the emergency section of SB 475, the roll call resulted as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, and York.—34.

Nay: Berrong, Helm, Keller, Lambert, McCune, Pierce, Watson and Wolfe.—8.

Excused: Green, Johnson, Murphy, Porter, Stipe and Young.—6.

The emergency passed.

SB 475 was referred for engrossment.

DECLARATION OF VOTE

Senator Berrong asked that the record show had he been present when the vote was taken on the following bills, he would have voted "aye", which was the order: SBs 460, 463, 464, 466, 468, 470, 471, 472, 476, 477, 478, 480 and 511.

GENERAL ORDER

SB 498 by Field, Capps, Funston and Lamb of the Senate and Bradshaw of the House was read and considered.

Senators Howell, Tinsley and Grantham asked to be made coauthors of SB 498, which was the order.

Upon motion of Senator Field, SB 498, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, SB 498, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 498 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howell, Keller, Kilpatrick, Lamb, Lane, McCune, McDaniel, Martin, Murphy, Porter, Taliaferro, Terrill, Tinsley, Wadley, and Watson.—27.

Nay: Birdsong, Cate, Clifton, Helm, Johnson, Keating, Lambert, Luton, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Vann, Wolfe, York and Young.—18.

Excused: Green, Howard and Stipe.—3.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Smith moved that the vote be reconsidered by which SB 498 passed.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SB 469, as coauthored by Glover and Kardokus of the House.

The above numbered Bill was referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand ad-journed to meet Tuesday, January 24, 1978, at 1:30 p.m., which motion pre-vailed.

Upon motion of Senator Lane, the Sen-ate adjourned at 2:45 p.m. to meet Tues-day, January 24, 1978, at 1:30 p.m.



Thirteenth Legislative Day

Tuesday, January 24, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, and York.—46.

Excused: Green and Young.—2.

Senator Wadley presiding.

Senator Wadley declared a quorum present.

The following prayer was offered by Dr. Curtsinger, and incorporated into the Journal upon request of Senator McDaniel.

Our Father, we thank You for all the good You have given us. For the fruit of our land, For the right to disagree, For the joy of working together to solve our common problems, For the opportunity to share ideas, For the privilege of worship, For freedom.

We acknowledge these gifts as flowing from Your grace. Accept our thanks, and guide us this day.

We pray in the name of Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keller introduced Mae Merideth, R.N., Oklahoma City, as Nurse of the Day.

Senator Lambert introduced Leonard R. Diehl, M.D., Oklahoma City, as Doctor of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 441 — Public Safety and Penal Affairs, as coauthored by Schuelein, Dahl, Clifton and Porter.

CS for SB 512 — County, State and Federal Government, as coauthored by Crutcher.

FIRST READING

The following were introduced and read the first time.

SB 542 — By Dahl of the Senate and Bernard of the House.

An Act relating to peanut growers; amending 2 O.S. 1971, Sections 1103, 1104, 1105, 1106, 1107, 1108, 1109 and 1113; providing for the creation of the Oklahoma Peanut Growers Association and the Oklahoma Peanut Commission; providing certain procedures for the Peanut Growers Association and the Oklahoma Peanut Commission; providing for the establishment of certain districts; providing procedure for appointment of commissioners; providing for qualifications of commission members; providing grounds for dismissal from Commission; providing for compensation and per diem; providing for certain powers and duties of Commission; providing for the election of certain officers; providing for a certain increase in the assessment; providing procedure and consequences for requesting refunds; providing procedure for liens; providing procedures for deposit of assessments, disbursements and audits; providing procedure for referendum; providing procedure when levy of assessment is disapproved; and providing an effective date.

SB 543 — By Holden and Howard of the Senate and Fried and Townsend of the House.

An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 2010, as last amended by Section 5, Chapter 267, O.S.L. 1974 (6 O.S. Supp. 1977, Section 2010); providing boards of directors, credit committees and supervisory committees for credit unions; providing elections; authorizing employment of a general manager; requiring bonds; providing procedures for meetings; granting powers; specifying the duties of the boards of directors, credit committees and supervisory committees; and declaring an emergency.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 535 — Judiciary.

SB 536 — Revenue and Taxation.

SB 537 — Wildlife.

SB 538 — Roads and Highways.

SB 539 — Business, Industry and Labor Relations.

SB 540 — Revenue and Taxation.

SB 541 — County, State and Federal Government.

HB 1455 — County, State and Federal Government.

HB 1456 — Professions and Occupations.

HB 1464 — County, State and Federal Government.

RESOLUTION

Senator Howell introduced the following Resolution:

SCR 37 — By Howell.

A Concurrent Resolution directing the State Supreme Court to prepare and submit recommendations to the Legislature on reapportionment of judicial districts for district courts; imposing due date; and directing distribution.

President Pro Tempore Howard, citing Rule 12(b), asked that SCR 37, giving rise to debate, be laid over for one legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HB 1467.

HB 1467 — By Frates, et al, of the House and Howell of the Senate.

An Act relating to insurance; amending 36 O.S. 1971, Section 1827, as renumbered by Section 12, Chapter 316, O.S.L. 1975 (36 O.S. Supp. 1977, Section 1927); providing for the priority of claims in the distribution of assets when an insurance company goes into receivership; and providing an effective date.

The above numbered HB was read for the first time.

SPECIAL INTRODUCTION

President Pro Tempore Howard introduced Mr. Harry Guterman, owner of Fabricut, Inc., Tulsa, and a personal friend, who recently escorted Senator Howard to the Middle East to attend peace talks with President Anwar Sadat and Prime Minister Begin. Senator Howard asked unanimous consent, which was granted, that Mr. Guterman be escorted to the Senate Chamber and granted privileges of the floor to address the Senate, and asked that Mr. Guterman's remarks be spread in full in the Journal for this Legislative day.

President Pro Tempore and members of the Senate:

I have had many highlights of my life, but giving me the privilege to speak before you today is the greatest honor that I have ever received.

Thirty-one years ago I came to this country as a Jewish refugee, seeking and pleading for freedom. It is a coincidence that I should talk to you today. On January 24, 1947, my wife, Ursula, and I arrived on the Liberty Ship, Ernie Pyle, in New York City. After spending 7 years in New York, I teamed up with a friend of mine, a GI, whom I met in Germany. He was one of the first Americans that I met. We decided to start a textile business in Oklahoma. The odds were very much against us, being that Oklahoma is not very well known for textiles — more popular are oil and real estate.

Today we have in excess of 600 employees, with a payroll of 6½ million dollars and an additional 7 million dollars of expenditures other than textiles.

Lady and gentlemen, I am not saying this to brag. I speak with pride. Pride that I live in a country where the opportunities are unlimited and free enterprise is still

working. I am proud to be an American and very proud to live in Oklahoma.

Now, let's talk about a trip to Egypt and Israel.

On August 26th I wrote a letter to President Sadat and, among other things, told him that I have followed his political expressions about peace in the Middle East and feel that we are missing a great opportunity in not exploring some of his ideas. Being that I was going to be in Egypt in October, I wondered if there would be a possibility for Mrs. Guterman and me to meet with him for a few minutes. If so, if he would let me know and I would arrange my trip accordingly. I also told him that I am in the textile business and that I am Jewish and I was in a concentration camp.

On October 7, six weeks later, I received a telegram, which read as follows:

"Reference your letter to President Sadat, in which you and your wife request a meeting with His Excellency, on your arrival to Cairo, please inform of President's approval. You are kindly requested to contact us on arrival to define date and plan of meeting. With our best wishes, Hassan Kamel, Chief of Presidential Cabinet, Office of the President, Abdeen Palace, Cairo."

And so I started making arrangements to make a trip. Please keep in mind that this was weeks before President Sadat announced his trip to Jerusalem.

On October 15 we left on our way to Cairo. As we arrived in Milan, we received word that my partner, Joe Finer, had had a heart attack. So we had to cancel our trip and return to the United States.

In expressing my regrets to President Sadat for not being able to continue my

trip and keep my appointment, I requested to again be invited to meet with him at some future time.

And then, I received a response to this letter, leaving the invitation open. In the meantime I sent him a very fine book from the Gilcrease Museum "Art of the Old West." I had wanted to hand this book to him personally, but since I was not able to continue and meet with him, I sent it by mail. I received a very nice thank you note.

On December 15th I heard that Senator Howard had received an invitation to visit President Sadat and I thought it would be a good idea for us to go together. I had never met Senator Howard before and it was not until the day before we left, December 20th, that I had this pleasure.

I am sure by now most of you read about our trip. But I would like to share with you a few of the real highlights of the trip.

When we arrived in Egypt, we were picked up by the representative of the American Embassy, who checked us into the Nile Hilton Hotel and the following day we met with the American Ambassador, Mr. Herman Eilt. We drove out by limousine to Ismailia, to meet President Sadat at his home. We presented him with the flag of Oklahoma, a certificate making him an Honorary Citizen of Oklahoma, signed by Governor Boren, a rose rock, which is the State Rock, and a Resolution from the State Senate and House of Representatives, the Legislative Council, commending him and Prime Minister Begin for their peace efforts.

After this presentation we sat down in his study in a very relaxed atmosphere. I found him to be a very pleasant and sincere person. President Sadat is a very religious man and I feel he is very sincere in his statements that he wants peace. We

geared our discussions mainly to appreciation for his peace efforts, for a dialog that he started, for the doors that he has opened for peace, in that direction.

In the return, President Sadat spoke about a new concept, a new approach to some of the problems. We feel that with the trip to Jerusalem he has broken down the barriers of hatred, violence and distrust. We assured him that the American people are certainly behind him and Prime Minister Begin in their continuing efforts to promote peace in the Middle East. At one point, when we discussed camps and refugees, our conversation became a little emotional. When he heard the names of the concentration camps where I spent 5½ years — Dachau, Auschwitz, and others. When he heard the name Dachau, he cried out "Dachau!" and took out his beads and started praying.

We felt that the meeting with President Sadat and Prime Minister Begin to be held in the same place three days later would be a success.

The next day we had a one and one-half hour meeting with the President of the Cabinet, Mr. Kamel. He, too, expressed his desire, and of his people, for peace, and hoped that an agreement between Egypt and Israel would be reached very soon.

One of his expressions was, and I quote, "With Israel's technology, and our people, we could do a lot of things together. We have fought our wars and we accomplished nothing."

We also left this meeting feeling that the time for peace is now.

When we were in Cairo, we had an opportunity to tour the city, visit the shops and see the people — how poor they are. It was obvious that what they need is peace,

so that they can spend their money for better things than arms.

We were recognized wherever we went, since we had been on television newscasts, showing the visit with President Sadat the day before. All the newspapers, including Egyptian and others, all the foreign newspapers, had carried the story as first page news.

We departed Egypt via Athens, Greece, for Jerusalem. There is still no direct service from Egypt to Israel, therefore what could be a 30-minute flight if relations were peaceful now takes several hours.

We arrived in Israel on Christmas Eve and again we received the very same VIP treatment as we did in Egypt. We were picked up by the representative of the United States Embassy and checked into the Hilton Hotel in Jerusalem.

In the lobby of the hotel was the most beautifully decorated Christmas tree. There was a little sign underneath, asking for donations for children of all faiths.

When you enter Israel from Egypt you feel you have leaped ahead 100 years. You are suddenly in a Western environment of Democracy.

On Christmas Day we toured Jerusalem, visiting the main shrines and mosques. From there we went to Bethlehem, visiting the churches in all the places where Christianity began.

Our original plan called for us to see Prime Minister Begin on Monday morning, to present to him the same mementos we had given President Sadat earlier. However, Prime Minister Begin had stayed overnight in Ismailia and was not due back until late afternoon. Therefore, we were advised to see the Deputy Prime Minister, Professor Yageal Yadin. Our appointment was at 11 o'clock and when

we arrived he, his staff and all his advisors were watching television, the press conference of President Sadat and Prime Minister Begin from Ismailia. After the televised conference was over, we made the presentations of the mementos to the Deputy Prime Minister and met with some of the other Israeli leaders.

While in Jerusalem we met Senator Birch Bayh, from Indiana, and his wife, who is a native of Enid, Oklahoma, so, of course, we had a big Oklahoma reunion. After this we again toured some of Jerusalem. We visited at Mt. Scopus, the Mount of Olives and the Knesset, which is the Parliament. One of the places we visited in Jerusalem was Yad-va-shem. It is the memorial for the six million Jews who died in the gas chambers in the holocaust. I have visited these places many, many times. For me it is a reminder of what I lived through. If you haven't lived through it or you haven't seen the pictures of the atrocities committed, it is hard to understand what really happened. While watching Senator Howard and seeing his emotional feelings as he went through, room by room, picture by picture, I realized that you don't have to be Jewish to understand or be hurt by the atrocities committed against the Jewish people. It is hard to believe that it happened in our lifetime, when some democracies stood by helpless and some others purposely to stop the murders of millions and millions of people — mothers, children, young and old, none were spared.

I hope that all of you will one day have the opportunity to visit Israel and when you do I hope that you will make it a point to visit this memorial.

In the evening we had an appointment with Teddy Kellek, the Mayor of Jerusalem. He has done a fantastic job of rebuilding the city. He is probably one of the most loved and respected citizens in Israel and he really appreciated our visit,

since he has a lot of friends from Oklahoma.

Gentlemen, lady, this was a very emotional trip for us. First of all, we were the first state in the Union to present to the two leaders a declaration, and I was very, very proud to see the way Senator Howard made the presentations, the way he expressed the feelings of the American people, especially here in Oklahoma. And I can say to you, as I say it to every one I meet, that we should be very proud of the way Senator Howard conducted this presentation.

I would like to conclude with my personal observations about the prospects of peace in the Middle East.

President Sadat made a tremendous impact upon the world and gained a popularity with his dramatic move in making the trip to Jerusalem. I would hope he would not try to take advantage of this popularity and feel that because of it he could not do wrong and ask for anything. Israel at this time certainly welcomes his move toward peace, but they cannot risk their security. I am sure Prime Minister Begin realizes if he is sincere in his peace efforts he cannot insist on holding on to a lot of territory.

They are both smart men. I feel they are both sincere in their peace efforts. There will be some ups and downs and a lot of negotiations. Some will be frustrating and some will be encouraging, however, they must be realistic. If both countries want peace, there will be peace. Thank you.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 473, 474, 475 and 479 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 469 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ SB 482 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

✗ Senator Crow moved to amend SB 482, Page 9, Line 15, by striking all the words and figures on Lines 15, 16 and 17 and adjusting the total on Line 18 accordingly, which amendment was declared adopted.

✗ Senators Berrong, Lambert and Murphy moved to amend SB 482, Page 6, Line 6½, by adding a new Section 9, and renumbering subsequent sections, as follows:

“Section 9. No state funds shall be expended for the payment of judgments for wrongful incarceration without the issuance of a written opinion of the Attorney General in which said expenditure is declared to be a legal expenditure of state monies.”,

which amendment was declared adopted.

Upon motion of Senator Crow, SB 482, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 482, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 482 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, and York.—44.

Nay: Boatner.—1.

Excused: Field, Green and Young.—3.

The bill and emergency passed.

SB 482 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 428, as coauthored by Anderson, Cotner and Dunn of the House.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 35, as coauthored by Willis, Wickersham, Davis (Don) and all other members of the House.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 469.

The above numbered Enrolled Bill was referred to the Governor.

DECLARATION OF VOTE

Senator Murphy asked that the record show had he been present at the time of third reading and final passage of SBs 465, 467 and 469 he would have voted "Aye", which was the order.

Senator Lane presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 428 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 428.

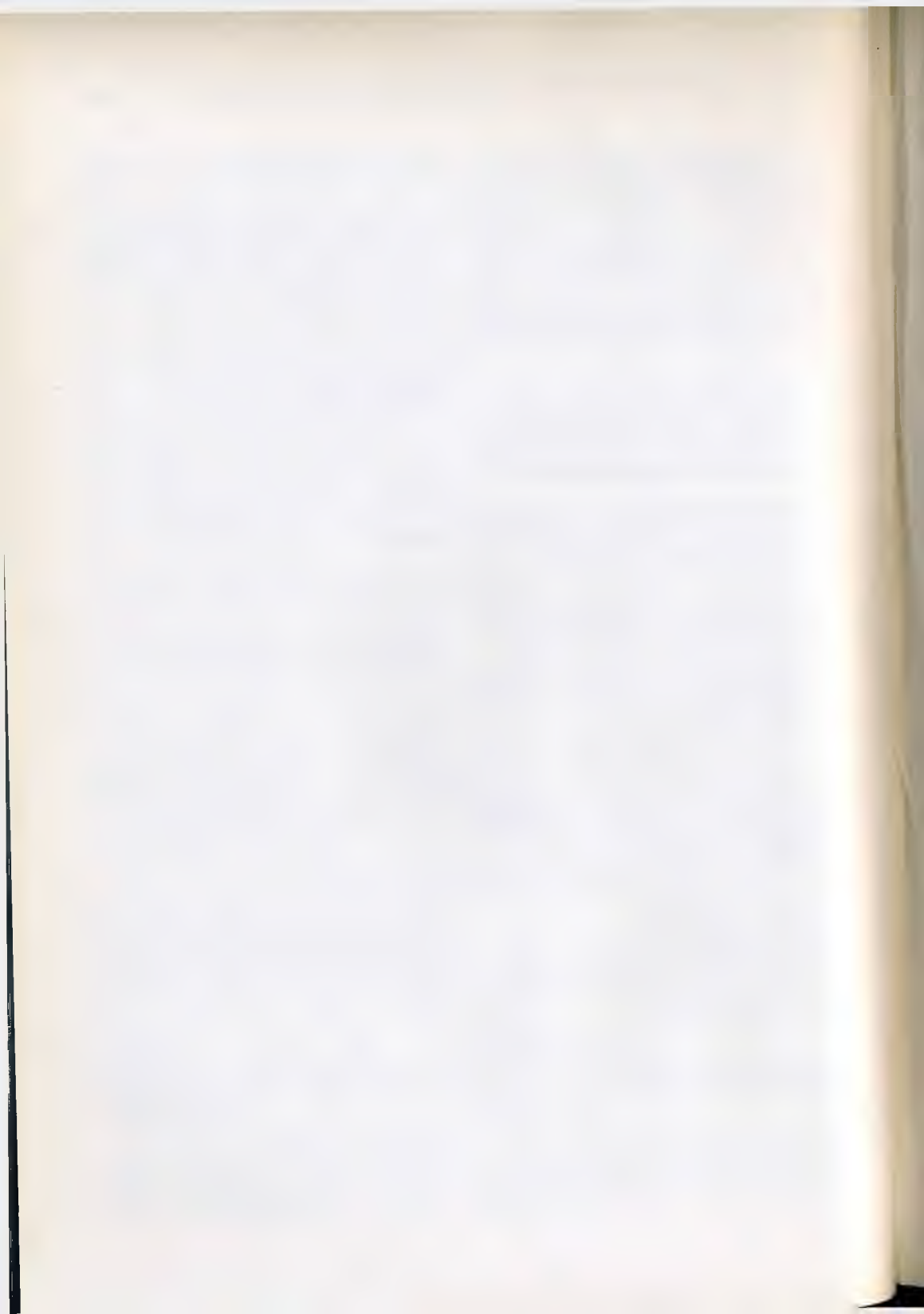
The above numbered Enrolled Bill was referred to the Governor.

DECLARATION OF VOTE

Senator Boatner asked that the record show had he been present at the time of third reading and final passage he would have voted "Aye" on the following bills: SBs 470, 471, 472, 476, 478, 480 and 511; and would have voted "nay" on SB 475, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, January 25, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:50 p.m. to meet Wednesday, January 25, 1978, at 1:30 p.m.



Fourteenth Legislative Day

Wednesday, January 25, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Green.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Curtsinger and incorporated into the Journal upon request of Senator McDaniel.

Our Heavenly Father, we thank You for the opportunities of this day. Help us to use the privileges You give us for Your glory.

Give us wisdom and guidance in our decisions.

We pray in Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keller introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

Senator Howell introduced Wilbur C. Lewis, M.D., Midwest City, as Doctor of the Day.

Senator Luton introduced former President Pro Tempore of the Oklahoma Senate and former Congressman Clem McSpadden, Chelsea, and welcomed him to the Senate.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 446 — Appropriations and Budget, as coauthored by Terrill.

DO PASS, as amended:

CS for SB 396 — Judiciary, as coauthored by Wolfe, York, Howell and Kil-

patrick of the Senate and Hood of the House.

SB 444 — Appropriations and Budget, as coauthored by Terrill.

SB 518 — Education, Common, as coauthored by Abbott.

FIRST READING

The following were introduced and read the first time.

SB 544 — By Grantham of the Senate and Holt, et al, of the House.

An Act relating to Police Pension and Retirement System; amending Section 50-112, Chapter 256, O.S.L. 1977; providing for requirements for membership in pension systems; providing an effective date; and declaring an emergency.

SB 545 — By Rozell.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 812; providing regulations for towing persons on certain water devices; modifying hours for towing persons; exempting certain persons from the towing regulations; and providing an effective date.

SB 546 — By Rozell.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 808; providing regulations for mufflers on motorboats; changing type of acceptable muffler; exempting certain motorboats from certain prohibited mufflers; and declaring an emergency.

SB 547 — By Funston.

An Act relating to torts; declaring a short title; establishing a statute of limitations; providing defenses and presumptions; requiring certain reports; allowing certain facts to be admitted into evidence; authorizing periodic payments of damages over a certain sum; and directing codification.

SB 548 — By Murphy.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 489.1; providing for certain certificates for limited institutional practice; providing procedures for certification; stating requirements and qualifications for certification; increasing the participating state agencies; authorizing renewal or cancellation of certificate under certain circumstances; and stating amounts of fees.

SB 549 — By Keating.

An Act relating to schools; requiring instruction in cardiopulmonary resuscitation; providing for administration of the instruction program by the State Department of Education; directing codification; and providing an effective date.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 542 — Agriculture.

SB 543 — Banks and Banking.

HB 1467 — Insurance.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1520, 1570 and 1628.

HB 1520 — By Smith, et al, of the House and Wolfe of the Senate.

An Act relating to crimes and punishments; prohibiting certain acts relating to minors; prohibiting the consent to certain acts by the parent, guardian or individual having custody of a minor; declaring consent of certain persons does not constitute a defense to prohibited acts; stating penalties, directing codification; and declaring an emergency.

HB 1570 — By Davis (Don), et al, of the House and Crow and Randle of the Senate.

(Department of Transportation — Appropriation — Emergency.)

HB 1628 — By Elder of the House and Grantham of the Senate.

An Act relating to the State Insurance Fund; repealing Sections 1 and 2, Chapter 209, O.S.L. 1974 (85 O.S. Supp. 1977, Sections 152 and 153), which relate to liquidation of instruments of investment sufficient to transfer certain excess surplus funds for appropriation by the Legislature; and providing an effective date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCRs 1025 and 1026.

HCR 1025 — By Dunn and Weichel of the House and Giles of the Senate.

A Concurrent Resolution Memorializing Congress to review the Food and Agriculture Act of 1977 in light of continued farmer discontent; and directing distribution.

HCR 1026 — By Hammons, et al, of the House and Randle of the Senate.

A Concurrent Resolution designating April 15, 1978, as Free Enterprise Day in Oklahoma.

Consideration of HCR 1025 was deferred for this legislative day.

PENDING SENATE ACTION — RESOLUTION

Senator Randle asked for immediate consideration of HCR 1026, which was the order.

Senators Watson and Tinsley asked to be made coauthors of HCR 1026, which was the order.

HCR 1026, as coauthored, was read at length, adopted upon motion of Senator Randle, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 482 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 35 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 512 by Johnson of the Senate and Crutcher of the House was read and considered.

Senators Wadley and Dahl asked to be made coauthors of SB 512, which was the order.

Senator Johnson asked unanimous consent, which was granted, that consideration of SB 512 be deferred temporarily.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Luton presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of VESTAL D. AVERY, Norman, as a member of the Oklahoma State Credit Union Board, to serve a 4-year term ending October 11, 1981. Mr. Avery succeeds himself.

The Senate, in executive session, and upon motion of Senator Helm, advised

and consented to the confirmation of HOWARD BOZARTH, Oklahoma City, as a member of the Oklahoma Industrial Finance Authority, to serve a 6-year term ending October 11, 1983. Mr. Bozarth succeeds himself.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of JOHN T. HANNAH, Muskogee, as a member of the State Banking Board, to serve an unexpired 1-year term ending July 1, 1978. Mr. Hannah succeeds Robert Earl Young.

The Senate, in executive session, and upon motion of Senator Taliaferro, advised and consented to the confirmation of H. E. LEONARD, Oklahoma City, as Commissioner of the State Banking Department, to serve a 4-year term ending June 1, 1981.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of JAMES WILSON, Durant, as the banker member of the Securities Commission, to serve a 6-year term ending July 22, 1983. Mr. Wilson succeeds himself.

BILLS WITHDRAWN — REREFERRED

Senator Lane asked unanimous consent, which was granted, that HB 1296 be withdrawn from the Calendar and referred to the committee on County, State and Federal Government; and that HB 1308 be withdrawn from the Calendar and rereferred to the committee on Business, Industry and Labor Relations.

GENERAL ORDER

✓ SB 512 was considered further.

Senators Taliaferro and Rozell asked to be made coauthors of SB 512, which was the order.

Upon motion of Senator Johnson, SB 512, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, SB 512, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 512 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Keating, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—39.

Nay: Dawson, Helm, Lambert, Pierce, Schuelein, Stipe and Watson.—7.

Excused: Green and Kilpatrick.—2.

The bill and emergency passed.

SB 512 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

✓ SCR 37, introduced on page 102, was called up for consideration.

Senator Lambert asked to be made a coauthor of SCR 37, which was the order.

SCR 37, as coauthored, was read at length, adopted upon motion of Senator Howell and ordered referred for engrossment.

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 passage of and returning Engrossed SB 463, as coauthored by Roberts and Wilson of the House.

The above numbered Bill was referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, January 26, 1978, at 1:00 p.m., which motion prevailed.

Senator Wadley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 512 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Upon motion of Senator Lane, the Senate adjourned at 2:45 p.m. to meet Thursday, January 26, 1978, at 1:00 p.m.



Fifteenth Legislative Day

Thursday, January 26, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Capps, Keller, Randle and Stipe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Curtsinger and incorporated into the Journal upon request of Senator McDaniel.

Our Heavenly Father, we ask You to help us keep our perspective. Help us to recognize that You are supreme. Help us to acknowledge Your sovereignty.

Guide us as we work together to solve those problems which You chose to place under our authority.

Give us wisdom to know when to act, and when to be still and know that Thou art God.

In Jesus' name I pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Murphy introduced Donald L. Cooper, M.D., Stillwater, as Doctor of the Day.

Senator Clifton introduced Elizabeth Reifsnider, R.N., Shawnee, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 445 — Appropriations and Budget, as coauthored by Terrill.

SB 447 — Appropriations and Budget, as coauthored by Terrill.

SB 448 — Appropriations and Budget, as coauthored by Terrill.

SB 481 — Appropriations and Budget, as coauthored by Butler.

SB 483 — Appropriations and Budget.**FIRST READING**

The following were introduced and read the first time.

SB 550 — By Luton.

An Act relating to motor vehicles; amending 12A O.S. 1971, Section 9-302, as amended by Section 1, Chapter 223, O.S.L. 1977 (12A O.S. Supp. 1977, Section 9-302), and 47 O.S. 1971, Section 23.3, as amended by Section 2, Chapter 223, O.S.L. 1977 (47 O.S. Supp. 1977, Section 23.3); providing for filing for perfection of notice of security interest; providing certain exceptions; expanding and modifying exceptions; restricting issuance of license plates; providing certain rules regarding titles; providing for content of forms; requiring security interest on forms and title; providing for vehicle identification numbers; providing fees; providing for certain miscellaneous requirements; providing rules regarding perfection, release and filing of certain security interests, liens or encumbrances; changing certain provisions relating to perfection release and affidavit requirements; providing penalties; modifying penalties; changing certain procedures for the effective date of the implementation of the recording of lien provisions; providing an effective date; and declaring an emergency.

SB 551 — By Crow.

A Bill making an appropriation for subsequent allocation to the county general fund of each county.

SB 552 — By Howard and Rozell of the Senate and Willis of the House.

An Act relating to higher education; establishing a Self-Liquidating Facilities Revolving Loan Fund for institutions in the Oklahoma State System of Higher Education; providing for administration of fund; authorizing Oklahoma State Regents for Higher Education to adopt rules

and regulations for operation of fund; providing for purchase of self-liquidating facilities; making an appropriation to capitalize fund; making appropriation nonfiscal; directing codification; and declaring an emergency.

SB 553 — By Terrill of the Senate and Joiner of the House.

An Act relating to insurance; amending 36 O.S. 1971, Sections 1510 and 4029, as amended by Sections 1 and 2, Chapter 31, O.S.L. 1974 (36 O.S. Supp. 1977, Sections 1510 and 4029); providing for valuations of certain life insurance policies, dividends and other obligations; providing certain standards therefor; modifying certain interest rates; modifying provisions for certain reserves; providing for certain term insurance; prohibiting the issuance of certain policies, under certain conditions; providing penalty; specifying required contents of certain life insurance policies; providing for calculation of certain values, paid-up nonforfeiture benefits, adjusted premiums and equivalent uniform amounts; modifying certain interest rates; providing exceptions; and declaring an emergency.

SB 554 — By Watson of the Senate and Denman of the House.

An Act relating to the Capitol-Medical Center Improvement and Zoning District; amending 73 O.S. 1971, Sections 82.1, 83 and 83.1, as amended by Sections 1 and 2, Chapter 309, O.S.L. 1975, 83.2, 83.3, 83.4, 83.5, 83.6, 83.7, as amended by Section 3, Chapter 309, O.S.L. 1975, 83.8, 83.9, 83.10 and 83.11 (73 O.S. Supp. 1977, Sections 83, 83.1 and 83.7); stating purpose; creating the Capitol-Medical Center Improvement and Zoning District and setting the boundaries; creating a Commission, its membership, qualifications and terms; creating an Advisory Committee, its membership and duties; providing for Commission and Committee authority over zoning and utilization of certain property; providing for master plan of district and re-

lated agreements; authorizing prescribing of rules and regulations and zoning regulations; continuing certain existing uses; providing procedures for implementing comprehensive plan; providing for payment of certain expenses; declaring Commission a body corporate; directing codification; and declaring an emergency.

SB 555 — By Tinsley.

An Act relating to game and fish; amending Section 4-111, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 4-111); requiring license for fur dealers and fixing fees; requiring certain notice to Director of the Department of Wildlife; providing penalties for violations; and providing an effective date.

SB 556 — By Tinsley.

An Act relating to game and fish; amending Section 5-405, Chapter 17, O.S.L. 1974, as amended by Section 3, Chapter 171, O.S.L. 1977, and Sections 5-502, 5-503 and 5-504, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Sections 5-405, 5-502, 5-503 and 5-504); specifying permissible traps for taking wildlife and regulating manner of trapping; providing for penalty and civil liability for violations; requiring reports by fur takers and fur dealers to the Director of the Department of Wildlife; and fixing penalties for violations.

SB 557 — By Tinsley.

An Act relating to game and fish; amending Section 4-119, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 4-119); requiring license to take or possess furbearers, and providing certain exceptions; fixing fees and expiration dates; and providing penalties for violation.

SB 558 — By Smith.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 32, O.S.L. 1977 (68 O.S. Supp. 1977, Section 2358); providing certain adjustments to

arrive at Oklahoma taxable income and Oklahoma adjusted gross income; providing net operating loss carryback for taxable years prior to 1971; and declaring an emergency.

SJR 49 — By Terrill.

A Joint Resolution relating to the University Hospital Board of Trustees; authorizing extension of referring physician appointments to certain physicians; and directing distribution.

SJR 50 — By Cate.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Article X of the Oklahoma Constitution, by adding a new section to be designated as Section 39; providing for a bond issue for capital improvements for educational and health care purposes; providing for a ballot title; and directing filing.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 544 — County, State and Federal Government.

SB 545 — Public Safety and Penal Affairs.

SB 546 — Public Safety and Penal Affairs.

SB 547 — Judiciary.

SB 548 — Public and Mental Health.

SB 549 — Education, Common.

HB 1520 — Criminal Jurisprudence.

HB 1570 — Appropriations and Budget.

HB 1628 — Insurance and then to Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HB 1611.

HB 1611 — By Hood of the House and Cate of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 991a and 991c, as amended by Sections 1 and 3, Chapter 160, O.S.L. 1976 (22 O.S. Supp. 1977, Sections 991a and 991c); providing procedures for sentencing after a determination of guilt; requiring a separate sentencing hearing; specifying evidence that may be considered; limiting evidence that may be considered in aggravation; requiring instructions by the trial judge to the trial jury; providing procedures for concurrent and consecutive sentencing; requiring compilation and distribution of certain statistical information; providing the powers of the judge or jury in sentencing; providing a deferred judgment procedure; repealing 21 O.S. 1971, Section 61, and 22 O.S. 1971, Sections 926, 975 and 976; directing codification; and setting an effective date.

The above numbered **HB** was read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1022**.

HCR 1022 — By Monks, et al, of the House and Dahl of the Senate.

A Concurrent Resolution urging the President of the United States and Congress to retain the Panama Canal and Canal Zone for the use, benefit and protection of the United States; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

PENDING SENATE ACTION — RESOLUTION

HCR 1025, introduced on page 111, was called up for consideration.

Senators McDaniel and Pierce asked to be made coauthors of **HCR 1025**, which was the order.

HCR 1025, as coauthored, was read at length, adopted upon motion of Senator Giles, properly signed and ordered returned to the Honorable House.

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 passage of and returning Engrossed **SBs 459, 460 and 461** (emergency failed on **SB 461**).

The above numbered Bills were referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 37 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 463 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 444 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 444** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 444** was considered en-

grossed and placed on third reading and final passage.

THIRD READING

SB 444 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Capps, Keller, Randle and Stipe.—4.

The bill and emergency passed.

SB 444 was referred for engrossment.

GENERAL ORDER

SB 446 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 446 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 446 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 446 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Capps, Keller, Randle and Stipe.—4.

The bill and emergency passed.

SB 446 was referred for engrossment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, January 25, 1978, of Enrolled SBs 428 and 469.

GENERAL ORDER

SB 518 by Howell of the Senate and Abbott of the House was read and considered.

Upon motion of Senator Howell, SB 518 was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, SB 518 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 518 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Cate, Crow, Dahl, Dawson, Field, Funston, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter,

Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—33.

Nay: Boatner, Giles, Green, Helm, Keating, Lamb, McCune, Pierce, Watson and Wolfe.—10.

Excused: Capps, Clifton, Keller, Randle and Stipe.—5.

The bill passed.

SB 518 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 463.

The above numbered Enrolled Bill was referred to the Governor.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, January 30, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 498 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 2:00 p.m. to meet Monday, January 30, 1978, at 1:30 p.m.

Sixteenth Legislative Day

Monday, January 30, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—48.

Senator Wadley declared a quorum present.

The following prayer was offered by Reverend Charles Vaught, Pastor, First Methodist Church, Bokoshe, and incorporated into the Journal upon request of Senator Johnson.

Eternal God, our Father, we pray with this responsible group because we know unless our life cometh from Thee we do not truly live. Thou knowest us altogether. Thou seest us not as we seem to be but as we are. We seek Thee as the flowers seek the sun, not to give but to receive the en-

folded light. Illumine Thou our hearts. So shed Thy light upon our inner self that impure thoughts and low desires may find no shelter there. May all that is within us praise Thee. Illumine Thou our minds. May pride and prejudice and the half-truths that lure but deceive make room for Him who is the truth. Illumine Thou our path. Keep us from the broad and easy road that leadeth to destruction and help us find the narrow way that leads to the abundant life. Thus walking in the light may we have fellowship with Thee through Him who is the Light of the World.

In Thy Holy name we pray, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 405 — Public Safety and Penal Affairs, as coauthored by Dahl and Johnson of the Senate.

SB 440 — Public Safety and Penal Affairs, as coauthored by Dahl, Johnson and McCune of the Senate.

SB 534 — County, State and Federal Government.

HB 1464 — County, State and Federal Government, as coauthored by Young and Howard.

DO PASS, as amended:

CS for **SB 280** — Appropriations and Budget, as coauthored by Howard and Dahl.

CS for **SB 449** — Appropriations and Budget, as coauthored by Terrill.

FIRST READING

The following were introduced and read the first time.

SB 559 — By Stipe.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.4, as last amended by Section 6, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.4); providing for certificate of registration and license plate; providing procedure for numbering; providing certain specifications for license plates and decals; providing for temporary license plate under certain conditions; providing for certain monies to be deposited in the Industries Revolving Fund for the Department of Corrections; providing for disbursement of certain monies; and providing for the allocation of certain monies to the Department of Corrections.

SB 560 — By Green.

An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.12, as last amended by Section 30, Chapter 103, O.S.L. 1977, 22.13, as amended by Section 34, Chapter 103, O.S.L. 1977, 22.15a, as last amended by Section 36, Chapter 103, O.S.L. 1977, and 22.17, as amended by Section 38, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 22.12, 22.13, 22.15a and 22.17); providing for registration and licensing procedures for certain motor vehicles under terms of Motor Vehicle License and Registration Act; providing

certain deadlines for registration; providing forms, fees and penalties; providing exceptions to registration licensing, fees and penalties; reducing certain penalties; providing system for staggered registration of certain motor vehicles; providing for registration and licensing procedures for certain commercial establishments related to motor vehicles; and providing procedures relating to repossessed motor vehicles.

SB 561 — By Howell.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 567.4 and 567.7; establishing the Oklahoma Board of Nurse Registration and Nursing Education; providing for qualifications, appointment, meetings, compensation and expenses of members thereof; expanding powers of certain members; providing for adoption of rules and regulations; providing for an Executive Director; providing for renewal of licenses; providing for temporary retirement from practice of nursing; and modifying certain fees.

SB 562 — By Capps.

An Act relating to farming and ranching; limiting farming or ranching or ownership of farmland except by certain persons or entities; providing exceptions; directing codification; and providing an effective date.

SB 563 — By Martin.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 632 and 637; setting examination standards for osteopathic physicians and osteopathic physicians and surgeons; providing for reexamination under certain circumstances; authorizing the revocation of licenses for certain acts; providing appeals; requiring notice and hearing; granting subpoena powers to the State Board of Osteopathy.

SB 564 — By Berrong.

An Act relating to roads and highways; amending 69 O.S. 1971, Sections 1271, 1273, as amended by Section 2, Chapter 240, O.S.L. 1972, (69 O.S. Supp. 1977, Section 1273), 1274 and 1279; providing for control of highway signs by State Highway Department; stating legislative finding that certain highway signs are beneficial; defining terms; prohibiting erection of signs in certain areas and providing exceptions; and directing compensation of owners of condemned signs.

SB 565 — By Berrong of the Senate and Cotner of the House.

An Act relating to schools; amending 70 O.S. 1971, Section 8-102, as last amended by Section 1, Chapter 106, O.S.L. 1976 (70 O.S. Supp. 1977, Section 8-102); providing basis for transfer of students between school districts; providing exceptions; and providing for emergency transfers.

SB 566 — By Lane.

An Act relating to public meetings; amending Section 4, Chapter 214, O.S.L. 1977 (25 O.S. Supp. 1977, Section 304); defining certain terms; providing for certain exclusions, including the Corporation Commission in certain instances; and declaring an emergency.

SB 567 — By Keller.

An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 79, O.S.L. 1977; defining terms used in the dependent, delinquent and neglected children's act; expanding definition of child in need of supervision; placing certain other persons under supervision of court; requiring assistance to court; providing penalties; and declaring an emergency.

SB 568 — By McCune.

An Act relating to prisons and reformatories; expanding staff of Pardon and Parole Board; prescribing their qualifications and duties; and directing codification.

SB 569 — By Cate.

An Act relating to labor; amending 40 O.S. 1971, Sections 236 and 237, as amended by Sections 10 and 11, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1977, Sections 236 and 237); providing financing benefits to employees of the state and employees of nonprofit organizations under terms of the Oklahoma Employment Security Act; making certain exceptions to bond requirements for financing benefits for employees of the state; modifying provisions for the appropriate rate after termination of election; and declaring an emergency.

SB 570 — By McCune.

An Act relating to intoxicating beverages; amending 37 O.S. 1971, Section 8, as last amended by Section 1, Chapter 223, O.S.L. 1976 (37 O.S. Supp. 1977, Section 8); prohibiting intoxication in certain public places; providing penalty; and modifying provisions for approval and utilization of certain public inebriate alternative programs.

SB 571 — By Wolfe.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 142; providing venue for collection upon certain debts; and expanding such provisions.

SB 572 — By Smith of the Senate and Nance of the House.

An Act relating to securities; amending 71 O.S. 1971, Section 401, as last amended by Section 1, Chapter 82, O.S.L. 1977 (71 O.S. Supp. 1977, Section 401), and Sections 405 and 407; exempting certain securities and transactions from registration and approval procedures; providing for investigations; providing for procedures; and providing for penalties.

SB 573 — By Smith of the Senate and Matheson of the House.

An Act relating to elections; amending Sections 3-106 and 7-127, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Sections 3-

106 and 7-127); providing for payment of certain election costs incurred by counties with voting machines; providing rules for counting votes; directing codification; and declaring an emergency.

SB 574 — By Smith and Terrill.

An Act relating to public safety; amending 47 O.S. 1971, Section 2-102, as last amended by Section 1, Chapter 249, O.S.L. 1977 (47 O.S. Supp. 1977, Section 2-102); and providing for qualifications, appointment, compensation, certain expenses, oath and bond of the Commissioner of Public Safety, including additional qualifications and increased salary.

SB 575 — By Grantham of the Senate and Elder, Conaghan, Johnson (Don) and Kennedy of the House.

An Act relating to state officers and employees; transferring duties, funds, property and personnel of constitutionally abolished offices of State Auditor and State Examiner and Inspector to new constitutional office of State Auditor and Inspector; and providing an effective date.

SB 576 — By Funston.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2481.3; providing for revaluation budgets of county assessors; providing for minimum and maximum revaluation budget amounts; providing for at least one field deputy; setting an effective date; and declaring an emergency.

SB 577 — By Clifton.

An Act relating to courts; amending 20 O.S. 1971, Section 1102; specifying qualifications and providing procedures for retirement eligibility and filling vacancies in the judiciary; providing an effective date; and declaring an emergency.

SB 578 — By Young.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 302-1,

as amended by Section 11, Chapter 230, O.S.L. 1977 (68 O.S. Supp. 1977, Section 302-1); providing an additional cigarette tax; setting the rates of taxation; specifying the revenues shall not be used in determining cigarette tax collections for certain building bond funds; apportioning revenues; directing appropriations to the Highway Department; and providing procedures for the collection of the tax.

SB 579 — By York.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 1148.3 and 1148.6, and 20 O.S. 1971, Section 123, as last amended by Section 1, Chapter 14, O.S.L. 1974 (20 O.S. Supp. 1977, Section 123); expanding jurisdiction of special judges and actions in forcible entry and detainer; stating certain procedural requirements; and providing an effective date.

SB 580 — By York.

An Act relating to damages; amending Section 1, Chapter 30, O.S.L. 1973 (23 O.S. Supp. 1977, Section 11); providing a defense of comparative negligence; providing contributory negligence does not bar all recovery; diminishing the award proportionately to the plaintiff's negligence; providing an instruction for comparative negligence cases; and setting an effective date.

SJR 51 — By Howard.

A Joint Resolution waiving the immunity of the state and authorizing the bringing of suit by Gina Pauline Cummings, individually, and as surviving spouse of Royal Gene Cummings, deceased, and natural mother and next friend of Gene Paul Cummings, a minor, against the State of Oklahoma, ex rel, Department of Highways, now known as the Department of Transportation, for money damages caused by the death of Royal Gene Cummings, deceased as a result of the collapse of the Allen G. Nichols bridge on May 21, 1976; providing for service of

summons; providing for venue; directing the payment of any judgment or judgments rendered in said suit out of the appropriate fund of the State of Oklahoma, ex rel, Department of Highways now known as the Department of Transportation; and declaring an emergency.

SJR 52 — By Howard.

A Joint Resolution waiving the immunity of the State and authorizing the bringing of suit by Janet Mills, individually, and as the surviving spouse of Kenny Joe Mills, deceased, and the natural mother and next friend of Joe Lynn Mills and Ricky Wayne Mills, minors, against the State of Oklahoma, ex rel, Department of Highways (now Department of Transportation) for money damages caused by the death of Kenny Joe Mills, deceased, as a result of the collapse of the Allen G. Nichols bridge, on May 21, 1976, providing for venue; directing the payment of any judgment rendered in said suit out of the appropriate fund of the State of Oklahoma, ex rel, Department of Highways (now Department of Transportation); and declaring an emergency.

SJR 53 — By Funston of the Senate and Morgan 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 33 of Article V of the Oklahoma Constitution relating to bills for raising revenue and requiring approval of the people to increase certain taxes; providing ballot title; and directing filing.

SJR 54 — By McCune.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 10 of Article VI of the Oklahoma Constitution; creating a Pardon and Parole Board; expanding its powers by imposing therein final authority over grants of paroles; reducing powers of the Governor thereby; requir-

ing reports to the Legislature; providing ballot title; and directing filing.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 550 — Revenue and Taxation.

SB 551 — County, State and Federal Government and then to Appropriations and Budget.

SB 552 — Appropriations and Budget.

SB 553 — Insurance.

SB 554 — Municipal Government.

SB 555 — Wildlife.

SB 556 — Wildlife.

SB 557 — Wildlife.

SB 558 — Revenue and Taxation.

SJR 49 — Public and Mental Health.

SJR 50 — Constitutional Revision and Regulatory Services.

HB 1611 — Criminal Jurisprudence.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1488, 1522, 1560, 1561, 1565, 1573 and 1577.

HB 1488 — By Riggs, Duckett and Elder of the House and Terrill of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 980, 57 O.S. 1971, Section 95 and Section 10, Chapter 285, O.S.L. 1974 (57 O.S. Supp. 1977, Section 530); modifying certain duties of a sheriff with regard to delivery of certain convicted persons; modifying manner of processing new prisoners; and declaring an emergency.

HB 1522 — By Wickersham and Hammons.

An Act relating to motor vehicles; amending Section 6, Chapter 112, O.S.L. 1973, as amended by Section 1, Chapter 57, O.S.L. 1974 (47 O.S. Supp. 1977, Section 12-

102), 47 O.S. 1971, Sections 12-218, 12-227 and 12-228, as amended by Section 3, Chapter 112, O.S.L. 1973 (47 O.S. Supp. 1977, Section 12-228); defining church bus; providing procedure for meeting or overtaking church bus; providing certain regulations and procedures for lettering and visual signals for church bus; providing certain procedures for converting school buses; providing for certain audible and visual signals on certain motor vehicles; providing for certain obligations upon drivers when encountering certain signal equipment; providing for certain restrictions on certain illuminating devices upon motor vehicles; providing authority for Commissioner of Public Safety and the State Board of Education to prescribe certain lighting equipment for school buses; prohibiting the use of certain signal devices for certain motor vehicles; directing codification; and providing an effective date.

HB 1560 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma Department of Public Safety; making appropriations thereto; stating the purposes; providing for appointment and compensation of personnel; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; specifying salary increases; providing for uniform maintenance and cleaning allowances; making allocations of funds; appropriating funds for capital expenditures; authorizing use of all funds appropriated for federal matching purposes; amending 47 O.S. 1971, Sections 14-116, as last amended by Section 13, Chapter 248, O.S.L. 1977 and 22.2, as last amended by Section 3, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 14-116 and 22.2), pertaining to collection of fees; directing codification; prescribing an effective date; providing lapse dates; providing for severability; and declaring an emergency.

HB 1561 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to motor vehicles and the Department of Public Safety; amending 47 O.S. 1971, Sections 2-102, 2-104, 2-105, 2-106, 116.12 and 377.1, as last amended by Sections 1, 2, 3, 4, 7 and 5, Chapter 249, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 2-102, 2-104, 2-105, 2-106, 116.12 and 377.1) and 63 O.S. 1971, Section 825.1, as last amended by Section 6, Chapter 249, O.S.L. 1977 (63 O.S. Supp. 1977, Section 825.1); pertaining to members, positions, salaries, qualifications, longevity and retirement; providing for the appointment and compensation of the Commissioner of Public Safety; establishing positions, qualifications for appointment, duties, employment and amount of compensation of employees within certain divisions of the Department of Public Safety; providing for retirement and pension allowances; establishing conditions of employment; providing severability; setting operative date; and declaring an emergency.

HB 1565 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Office of Civil Defense and making an appropriation thereto; stating the purpose; providing for the appointment, duties and compensation of employees; fixing the salary of the Director; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

HB 1573 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma Conservation Commission and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating

Executive Director's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; allowing for assistance to Soil and Water Conservation Districts; amending Section 7, Chapter 178, O.S.L. 1977 (82 O.S. Supp. 1977, Section 1501-605), which relates to district director's per diem; modifying per diem rate; providing lapse date; providing severability; and declaring an emergency.

HB 1577 — By Willis, Duckett, Caldwell, Monks, Vaughn and Whorton of the House and Howard of the Senate.

An Act relating to state government; amending 74 O.S. 1971, Section 284, as last amended by Section 2, H.J.R. No. 1066, O.S.L. 1976, and Section 817.3, as last amended by Section 2, Chapter 293, O.S.L. 1974 (74 O.S. Supp. 1977, Sections 284 and 817.3); providing minimum wage policy; modifying responsibilities of Wage Adjustment and Salary Board and the State Personnel Board; requiring Employment Review Board to approve certain pay grade adjustments; providing basis for merit system of personnel administration salary schedule to be effective July 1, 1978; directing certain merit system salary increases with certain restrictions; directing codification; directing noncodification; providing severability; and declaring an emergency.

The above numbered HBs were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 444, 446, 498 and 518 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 459, 460 and 461 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted

to the Honorable House for the signature of the Speaker.

DECLARATION OF VOTE

Senator Clifton asked unanimous consent, which was granted, that the record show had he voted on SB 518, he would have voted "Aye."

GENERAL ORDER

✓ **SB 441** by Johnson, Schuelein, Dahl, Clifton and Porter of the Senate and Nance of the House was read and considered.

X Senator Dawson moved to amend SB 441, Page 2, Lines 5 through 8, by striking all language and substituting the following: "with intent thereby to facilitate the escape of any prisoner confined therein, shall be guilty of a felony and subject to imprisonment in the state penitentiary for a period not exceeding ten (10) years."

Senator Lamb moved to table the Dawson amendment, which motion to table was declared adopted.

Senator Murphy moved that SB 441 be referred to the committee on Criminal Jurisprudence for further study, which motion was tabled upon motion of Senator Johnson.

Upon motion of Senator Johnson, SB 441 was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, SB 441 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 441 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Green, Helm, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, McCune, Pierce, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley, Watson, and York.—26.

Nay: Berrong, Butler, Cate, Dawson, Field, Funston, Giles, Grantham, Holden, Howell, Lane, Luton, McDaniel, Martin, Murphy, Shatwell, Smith, Stipe, Terrill, Wolfe and Young.—21.

Excused: Porter.—1.

The bill passed.

SB 441 was referred for engrossment.

GENERAL ORDER

✓ SB 445 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

X Senator Berrong moved to amend SB 445, Page 4, Line 5½, by adding after the word "responsibilities." the following: "In event federal funds are discontinued or withdrawn, such employees funded under this section shall be terminated.", which amendment was declared adopted.

Upon motion of Senator Terrill, SB 445, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 445, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 445 was read for the third time at length.

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

Aye: Birdsong, Butler, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, and York.—40.

Nay: Berrong, Boatner, Capps, Field, Keating, Martin and Young.—7.

Excused: Porter.—1.

The bill and emergency passed.

SB 445 was referred for engrossment.

GENERAL ORDER

✓ SB 483 by Howard of the Senate and Willis of the House was read and considered.

Upon motion of Senator Howard, SB 483 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 483 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 483 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin,

Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—37.

Nay: Boatner, Giles, Green, Keating, Lamb, McCune, Pierce, Vann and Wolfe.—9.

Excused: Helm and Porter.—2.

The bill passed.

Senator Green desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 8. Excused: 2.

The emergency passed.

SB 483 was referred for engrossment.

GENERAL ORDER

✓ SB 448 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Terrill, SB 448 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 448 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 448 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm,

Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Nay: Boatner.—1.

Excused: Murphy.—1.

The bill and emergency passed.

SB 448 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1025.

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

GENERAL ORDER

✓ SB 447 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Terrill, SB 447 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 447 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 447 was read for the third time at length.

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

Aye: Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Holden, Howard, Howell,

Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, Pierce, Rozell, Shatwell, Smith, Terrill, Tinsley, Wadley, and York.—28.

Nay: Berrong, Birdsong, Capps, Field, Giles, Helm, Lamb, McCune, McDaniel, Martin, Porter, Randle, Schuelein, Taliaferro, Vann, Watson, Wolfe and Young.—18.

Excused: Murphy and Stipe.—2.

The bill passed.

Senators Stipe, Birdsong, Vann, Martin, Capps, Taliaferro, Randle and Schuelein desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 11. Excused: 1.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Shatwell moved that the vote be reconsidered whereby SB 447 passed.

RESOLUTION

Senator Smith introduced the following Resolution:

SCR 38 — By Smith of the Senate and Hopkins of the House.

A Concurrent Resolution acknowledging the 35th anniversary of the play, "Oklahoma!"; recognizing production of "Oklahoma!" by Webster High School students; and designating said production as Oklahoma's official event celebrating the anniversary of the play.

Senator Smith asked unanimous consent, which was granted, that all Senators be made coauthors of SCR 38, which was the order.

SCR 38, as coauthored, was read at length, adopted upon motion of Senator Smith and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading and returning Enrolled SBs 459, 460 and 461.

The above numbered Enrolled Bills were referred to the Governor.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, January 31, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 2:40 p.m., to meet Tuesday, January 31, 1978, at 1:30 p.m.

Seventeenth Legislative Day

Tuesday, January 31, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, and Young.—45.

Excused: Butler, Randle and York.—3.

Senator Wadley declared a quorum present.

The following prayer was offered by Reverend Vaught and incorporated into the Journal upon request of Senator Johnson.

Almighty God, our Father, whose grace and mercy are always around our lives and who has expressed the endless extent of Thy love for mankind in sending Jesus Christ to be the Savior of the World, we beseech Thee to guide us to meaningful observance of this gift.

Bring us the awareness of Thy presence and will which is characteristic of Jesus. Help us to see Thee near the fallen sparrow, the wounded spirit, the wayward world as in the shining sun, the resplendent sky, and the persons who are whole.

Grant us awareness of Thy voice above all the sounds of earth so that we may always be mindful that we are meant for Thee in time and eternity.

Help us to have Jesus' awareness of Thy purpose for the world. Save us from living by public opinion polls or according to the wishes and ways of the crowd and lead us to act at all times and in all issues according to Thy will. Prevent us from fear of or deference to any power of this world and enable us to share our Lord's experience of going forth to be and dare and do for Thy kingdom in the power of Thy Spirit.

We thank Thee Lord for the privilege of living, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lambert introduced Johnny Roy, M.D., Oklahoma City, as Doctor of

the Day. Senator Keller introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

SB 492 — Social Welfare.

SB 499 — Banks and Banking.

SB 515 — Education, Higher.

FIRST READING

The following were introduced and read the first time.

SB 581 — By Murphy.

An Act relating to insurance; defining automobile insurance policy; defining renewal of such policy; defining nonpayment of premium; requiring notice and statement of reasons to policyholder before cancellation of policy; requiring notice of intent not to renew policy, subject to certain exceptions; specifying what constitutes proof of notice; creating privilege with respect to cancellation statements; directing codification; and providing an effective date.

SB 582 — By Johnson.

An Act relating to insurance; repealing 36 O.S. 1971, Section 1325, which relates to licensing of adjusters, qualifications to be licensed, certain provisions for individuals or firms, and providing certain exemptions; and declaring an emergency.

SB 583 — By Dahl.

An Act relating to game and fish; providing for reimbursement of State for certain illegally taken wildlife; providing schedule of replacement value; providing

for use of funds; directing codification; and providing an effective date.

SB 584 — By Dahl.

An Act relating to agriculture; amending 2 O.S. 1971, Section 6-195; providing exemptions for certain slaughterhouses from inspections; exempting retail stores and restaurants; requiring sanitary conditions; and prohibiting adulteration or misbranding.

SB 585 — By McCune.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.7; modifying provisions for review by the Pardon and Parole Board of an inmate's case who will be eligible for parole.

SB 586 — By Grantham of the Senate and Davis (Don), Cunningham, Poulos, Johnson (Don) and Kennedy of the House.

An Act relating to torts; providing for a Political Subdivision Tort Claims Act; providing for short title; defining terms; specifying areas of and limits of liability of certain political subdivisions; excluding liability under certain conditions; providing claim and judgment collection procedures; authorizing indemnification of employees by political subdivisions; providing procedures for employee indemnification in certain civil rights actions; providing for jurisdiction venue and method of service and other procedural matters; authorizing insuring by certain entities and providing procedures therefor; providing for general repealer; repealing Sections 23-201 through 23-213, Chapter 256, O.S.L. 1977; directing codification; providing for severability; providing an effective date; and declaring an emergency.

SB 587 — By Terrill.

An Act relating to state government; amending 74 O.S. 1971, Section 913, as last amended by Section 5, Chapter 147, O.S.L. 1977 (74 O.S. Supp. 1977, Section 913); pro-

viding for the Oklahoma Public Employees Retirement System; and modifying provisions for crediting of prior and participating service.

SB 588 — By Taliaferro.

An Act relating to state government; amending 74 O.S. 1971, Section 1253, as last amended by Section 1, Chapter 110, O.S.L. 1976 (74 O.S. Supp. 1977, Section 1253); providing for temporary interchange of state employees; deleting maximum time limitation on such exchanges; and stating an effective date.

SB 589 — By McDaniel.

An Act relating to elections; amending Sections 2-117, Chapter 153, O.S.L. 1974, 2-118, Chapter 153, O.S.L. 1974, as last amended by Section 5, Chapter 228, O.S.L. 1976, and Sections 3-104, 3-110 and 3-111, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Sections 2-117, 2-118, 3-104, 3-110 and 3-111); providing for duties of secretary of county election board; providing for appointment of assistant secretary, chief clerk and certain other employees; providing for compensation of certain employees; providing compensation to be paid from state funds; providing for all expenses of county election board with certain exceptions, to be paid from state funds; providing for certain training programs for certain persons; authorizing reimbursement for training programs from state funds; repealing Section 3-105, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Section 3-105); providing an effective date; and declaring an emergency.

SB 590 — By McDaniel.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 24311 and 24323; authorizing the sale of certain real property for delinquent taxes and special assessments; specifying what interests are not subject to sale; authorizing delinquent personal property taxes to be included in the sale; providing for the issuance of a tax deed at a certain time:

restricting the interest conveyed; requiring service of notice; authorizing notice by publication in certain cases; and setting an effective date.

SB 591 — By Howell.

An Act relating to courts; repealing 20 O.S. 1971, Sections 92a through 92b1, 92b2, as amended by Section 1, Chapter 125, O.S.L. 1974, 92c through 92d, 92e, as amended by Section 1, Chapter 208, O.S.L. 1975, Section 2, Chapter 61, O.S.L. 1975, 92f through 92f4, Sections 1 and 3, Chapter 61, O.S.L. 1975, 92g through 92g3, 92h, as amended by Section 2, Chapter 208, O.S.L. 1975, and 93 (20 O.S. Supp. 1977, Sections 92b2, 92e, 92e4, 92f4.1, 92f4.2 and 92h), relating to the apportionment of district court judicial districts.

SB 592 — By Johnson.

An Act relating to game and fish; amending Section 5-205, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 5-205); requiring certain clothing for hunting; deleting certain allowable colors; and providing penalties.

SB 593 — By Helm and Young.

An Act relating to schools; permitting voluntary prayer; directing codification; and declaring an emergency.

SB 594 — By Field.

An Act relating to schools; providing legislative intent; setting certain limitations on tuition and fees to be fixed by the Oklahoma State Regents for Higher Education and stating effective date of such limitations; directing codification; and declaring an emergency.

SJR 55 — By Dahl of the Senate and Kennedy of the House.

A Joint Resolution relating to designating and naming the State correctional institution to be established at Hominy, Oklahoma, in Osage County as the R.B. (Dick) Conner Corrections Center.

SECOND READING

The following were read the second time and referred to the committees indicated.

- SB 559 — Revenue and Taxation.
- SB 560 — Revenue and Taxation.
- SB 561 — Professions and Occupations.
- SB 562 — Agriculture.
- SB 563 — Professions and Occupations.
- SB 564 — Roads and Highways.
- SB 565 — Education, Common.
- SB 566 — County, State and Federal Government.
- SB 567 — Social Welfare.
- SB 568 — Public Safety and Penal Affairs.
- SB 569 — County, State and Federal Government.
- SB 570 — Criminal Jurisprudence.
- SB 571 — Judiciary.
- SB 572 — Banks and Banking.
- SB 573 — Elections and Privileges.
- SB 574 — Public Safety and Penal Affairs and then to Appropriations and Budget.
- SB 575 — County, State and Federal Government.
- SB 576 — Revenue and Taxation.
- SB 577 — Judiciary.
- SB 578 — Revenue and Taxation.
- SB 579 — Judiciary.
- SB 580 — Judiciary.
- SJR 51 — Roads and Highways.
- SJR 52 — Roads and Highways.
- SJR 53 — Constitutional Revision and Regulatory Services and then to County, State and Federal Government.
- SJR 54 — Public Safety and Penal Affairs and then to County, State and Federal Government.
- HB 1488 — Criminal Jurisprudence.
- HB 1522 — Public Safety and Penal Affairs and then to County, State and Federal Government.
- HB 1560 — Appropriations and Budget.
- HB 1561 — Appropriations and Budget.

HB 1565 — Appropriations and Budget.
 HB 1573 — County, State and Federal Government and then to Appropriations and Budget.

HB 1577 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1469, 1512, 1594, 1626 and 1627.

HB 1469 — By Elder.

An Act relating to probate procedure; amending 58 O.S. 1971, Sections 411 and 412; providing for sale of real and personal property of the estate by the administrator, under certain conditions; and providing procedures for petitions for sale of real property.

HB 1512 — By Parris, et al, of the House and Dawson and Watson of the Senate.

An Act relating to State Auditor and Inspector; amending 2 O.S. 1971, Sections 2-10, as amended by Section 7, Chapter 251, O.S.L. 1977, 157.7, as amended by Section 1, Chapter 68, O.S.L. 1973 (2 O.S. Supp. 1977, Sections 2-10 and 157.7), 1036, 1109, 1214, Section 14, Chapter 164, O.S.L. 1973 (2 O.S. Supp. 1977, Section 1514) and Section 12, Chapter 181, O.S.L. 1973 (2 O.S. Supp. 1977, Section 1562), 3 O.S. 1971, Section 91, Section 4, Chapter 252, O.S.L. 1973, as amended by Section 5, Chapter 262, O.S.L. 1974 (6 O.S. Supp. 1977, Section 222), 7 O.S. 1971, Sections 21 and 74, 8 O.S. 1971, Sections 139 and 204, 9 O.S. 1971, Section 34, 10 O.S. 1971, Sections 155 and 363, Sections 17-105, 17-107, 49-120, 49-121 and 49-133, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Sections 17-105, 17-107, 49-120, 49-121 and 49-133), 12 O.S. 1971, Section 1193, 18 O.S. 1971, Section 1.22, 19 O.S. 1971, Sections 122, Section 1, Chapter 198, O.S.L. 1972 (19 O.S. Supp. 1977, Section 155.2), Sections 2 and 3, Chapter 232, O.S.L. 1972 (19 O.S. Supp. 1977, Sections 155.4 and 155.5), 171, 173, 174.1, 177.2, 177.4,

177.5, 177.7, 178.4, 180.43, as amended by Section 1, Chapter 180, O.S.L. 1974 (19 O.S. Supp. 1977, Section 180.43), Section 2, Chapter 73, O.S.L. 1976, as amended by Section 4, and renumbered by Section 5, Chapter 40, O.S.L. 1977 (19 O.S. Supp. 1977, Section 215.28), 248, 254, 289, 410.16, 633, as amended by Section 1, Chapter 118, O.S.L. 1974 (19 O.S. Supp. 1977, Section 633), 635, 693, 738, 768 and 794, 20 O.S. 1971, Sections 16.5, 16.6, as amended by Section 8, Chapter 271, O.S.L. 1976 (20 O.S. Supp. 1977, Section 16.6), 104, 1210, as amended by Section 1, Chapter 68, O.S.L. 1972 (20 O.S. Supp. 1977, Section 1210), Section 12, Chapter 55, O.S.L. 1975 (20 O.S. Supp. 1977, Section 1225), Section 1, Chapter 128, O.S.L. 1975 (20 O.S. Supp. 1977, Section 1309), 1312 and 1405, 21 O.S. Supp. 1971, Sections 348 and 1586, 22 O.S. 1971, Section 1332, Section 3-107, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Section 3-107), 28 O.S. 1971, Sections 113 and 115, Sections 3-105 and 3-302, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Sections 3-105 and 3-302), 34 O.S. 1971, Section 17, 36 O.S. 1971, Sections 312.1, as last amended by Section 1, Chapter 34, O.S.L. 1975 (36 O.S. Supp. 1977, Section 312.1), 2126.1 and 2126.4, 40 O.S. 1971, Sections 229, as last amended by Section 7, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1977, Section 229), 43A O.S. 1971, Section 34, Section 5, Chapter 224, O.S.L. 1974 (44 O.S. Supp. 1977, Section 235.1), 47 O.S. 1971, Sections 11-1403, Section 9, Chapter 3, 1st Ex. Sess., O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.30 1-4), 22.30n, as last amended by Section 13, Chapter 3, 1st Ex. Sess., O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.30n) and 563, as amended by Section 2, Chapter 14, O.S.L. 1977 (47 O.S. Supp. 1977, Section 563), 51 O.S. 1971, Section 42, 52 O.S. 1971, Sections 207, 376 and 420.11, Sections 5 and 7, Chapter 182, O.S.L. 1975 (53 O.S. Supp. 1977, Sections 47.5 and 47.7), 53 O.S. 1971, Sections 64.7, 147, 167, 264, 287, 309 and 349, 56 O.S. 1971, Sections 26.10, 96, 179, 180, 183 and 202, 57 O.S. 1971, Section 332.4, as last amended by Section 5, Chapter 233, O.S.L. 1975 (57

O.S. Supp. 1977, Section 332.4), Section 13, Chapter 285, O.S.L. 1974 (57 O.S. Supp. 1977, Section 531), Sections 20 and 22, Chapter 325, O.S.L. 1975 (57 O.S. Supp. 1977, Sections 537 and 539) and Section 24, Chapter 325, O.S.L. 1975, as last amended by Section 1, Chapter 78, O.S.L. 1977 (57 O.S. Supp. 1977, Section 541), 58 O.S. 1971, Sections 673 and 676, 59 O.S. 1971, Sections 45.17, 65, 140, 164, as amended by Section 3, Chapter 250, O.S.L. 1972 (59 O.S. Supp. 1977, Section 164), 199.15, 328.42, 353.8, as amended by Section 2, Chapter 83, O.S.L. 1976 (59 O.S. Supp. 1977, Section 353.8), 396.14, 495c, 567.4, 624, 626, 746, 802, Section 205, Chapter 121, O.S.L. 1974, as amended by Section 1, Chapter 182, O.S.L. 1977 (59 O.S. Supp. 1977, Section 858-205), Section 207, Chapter 121, O.S.L. 1974 (59 O.S. Supp. 1977, Section 858-207), 905, 1209, 1263, 1337, 1404, 1456, Section 14, Chapter 255, O.S.L. 1972 (59 O.S. Supp. 1977, Section 1513), and Sections 2 and 15, Chapter 182, O.S.L. 1973 (59 O.S. Supp. 1977, Sections 1552 and 1565), 60 O.S. 1971, Section 180.2, as amended by Section 8, Chapter 222, O.S.L. 1976 (60 O.S. Supp. 1977, Section 180.2), 62 O.S. 1971, Sections 2, 7.6, 41.1, 41.5, 41.8, 41.18, 41.19, 41.21, 41.27, 57.1, as amended by Section 4, Chapter 317, O.S.L. 1975 (62 O.S. Supp. 1977, Section 57.1), 79, Section 3, Chapter 233, O.S.L. 1976 (62 O.S. Supp. 1977, Section 89.5), 111 through 117, 139.44, as amended by Section 7, Chapter 230, O.S.L. 1975 (62 O.S. Supp. 1977, Section 139.44), 139.49, Sections 2, 3 and 4, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1977, Sections 156, 157 and 158), Section 4, Chapter 217, O.S.L. 1974 (62 O.S. Supp. 1977), Section 159), Section 11, Chapter 223, O.S.L. 1974 (62 O.S. Supp. 1977, Section 160), 166, 168, Section 2, Chapter 193, O.S.L. 1975 (62 O.S. Supp. 1977, Section 192.2), 211 through 213, 252a through 252c, 261, 275.1, 275.2, 275.6, 275.9, 310.2, as amended by Section 5, Chapter 75, O.S.L. 1977 (62 O.S. Supp. 1977, Section 310.2), 310.6, 332, 365.3, 365.5, 398, 413, 423, 488, 503, 516.2, 516.3, 516.6 and 525, Section 5, Chapter 217, O.S.L. 1973, as amended by

Section 1, Chapter 216, O.S.L. 1976 (63 O.S. Supp. 1977, Section 1-112), Section 4, Chapter 172, O.S.L. 1974 (63 O.S. Supp. 1977, Section 1-934), Section 7, Chapter 126, O.S.L. 1976 (63 O.S. Supp. 1977, Section 98.1), 63 O.S. 1971, Section 683.17, 685.4 and Section 7, Chapter 134, O.S.L. 1972 (63 O.S. Supp. 1977, Section 2057), 64 O.S. 1971, Sections 1, 65 through 69, 87c, as amended by Section 1, Chapter 141, O.S.L. 1973 (64 O.S. Supp. 1977, Section 87c), 121, 123 through 125, 128, 352, 355 and 357, 65 O.S. 1971, Sections 3-112 and 4-105, 68 O.S. 1971, Sections 106, 205, as amended by Section 1, Chapter 123, O.S.L. 1976 (68 O.S. Supp. 1977, Section 205), 1103, as amended by Section 3, Chapter 63, O.S.L. 1974 (68 O.S. Supp. 1977, Section 1103), 2001, 2373, 2451, 2456, 2463, 2472, as amended by Section 1, Chapter 41, O.S.L. 1973 (68 O.S. Supp. 1977, Section 2472), 2473, 2474, 2488, 2490, 24102, 24103, as amended by Section 1, Chapter 268, O.S.L. 1973 (68 O.S. Supp. 1977, Section 24103), 24104, 24106, 24109, 24112, 24113, 24203, 24207, 24210, 24306, as amended by Section 1, Chapter 186, O.S.L. 1975 (68 O.S. Supp. 1977, Section 24306), 24306.1, 24319, 24321, 24339 and 24340, 69 O.S. 1971, Section 315, 70 O.S. 1971, Section 3-104, as last amended by Section 1, Chapter 344, O.S.L. 1975 (70 O.S. Supp. 1977, Section 3-104), 4-103, 5-127, 7-103, 7-104, as amended by Section 2, Chapter 215, O.S.L. 1972 (70 O.S. Supp. 1977, Section 7-104), 18-105, 18-116, 19-112, 22-108, 611, 618, Sections 7 and 14, Chapter 125, O.S.L. 1972 (70 O.S. Supp. 1977, Sections 695.7 and 695.14), Section 7, Chapter 271, O.S.L. 1975, as amended by Section 12, Chapter 212, O.S.L. 1976 (70 O.S. Supp. 1977, Section 697.7), Section 8, Chapter 271, O.S.L. 1975 (70 O.S. Supp. 1977, Section 697.8), 3205, as amended by Section 1, Chapter 307, O.S.L. 1974 (70 O.S. Supp. 1977, Section 3205), 3210, 3305, Section 7, Chapter 103, O.S.L. 1973 (70 O.S. Supp. 1977, Section 3306.7), Section 3, Chapter 184, O.S.L. 1974 (70 O.S. Supp. 1977, Section 3306.19), 3412, 3419, 3905 and 4006, 72 O.S. 1971, Sections 67.11, 67.14, 205.1, Section 8, Chapter 100, O.S.L.

1972 (72 O.S. Supp. 1977, Section 228), Sections 5 and 6, Chapter 255, O.S.L. 1975 (72 O.S. Supp. 1977, Sections 233 and 234), 73 O.S. 1971, Section 72, 74 O.S. 1971, Sections 18b, as amended by Section 1, Chapter 130, O.S.L. 1976 (74 O.S. Supp. 1977, Section 18b), 18f, 19a, 34, Section 9, Chapter 230, O.S.L. 1976 (74 O.S. Supp. 1977, Section 63.1), 75, as amended by Section 9, Chapter 46, O.S.L. 1973 (74 O.S. Supp. 1977, Section 75), Section 4, Chapter 131, O.S.L. 1974 (74 O.S. Supp. 1977, Section 85.29), 212 through 217, 219, Section 4, Chapter 230, O.S.L. 1975, as amended by Section 4, Chapter 229, O.S.L. 1976 (74 O.S. Supp. 1977, Section 219.1), 223, 224, 226, 227.3, 227.5, 227.6, 227.8, 227.9, 250.6, 256, 352.11, 356.10, 364, 365, 564, as amended by Section 8, Chapter 280, O.S.L. 1975 (74 O.S. Supp. 1977, Section 564), 907, 1126, 1303, as amended by Section 1, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1977, Section 1303), Section 4, Chapter 111, O.S.L. 1975 (74 O.S. Supp. 1977, Section 1524), Section 3, Chapter 52, O.S.L. 1976 (74 O.S. Supp. 1977, Section 1705), Sections 14 and 15, Chapter 222, O.S.L. 1973 (74 O.S. Supp. 1977, Sections 1810.1 and 1811.1), Section 17, Chapter 7, 1st Ex. Sess., O.S.L. 1977 (74 O.S. Supp. 1977, Section 1811.5), Section 8, Chapter 153, O.S.L. 1972 (74 O.S. Supp. 1977, Section 2008) and Section 8, Chapter 1, O.S.L. 1974 (74 O.S. Supp. 1977, Section 3366), 75 O.S. 1971, Sections 26.1 and 26.2, 80 O.S. 1971, Section 34.6, as amended by Section 5, Chapter 46, O.S.L. 1973 (80 O.S. Supp. 1977, Section 34.6), 82 O.S. 1971, Sections 636, 649, 687, Section 7, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1977, Section 1085.7) and 1501-205; providing for statutory implementation of constitutional consolidation of offices of State Auditor and State Examiner and Inspector into the office of State Auditor and Inspector; changing statutory references from State Auditor and State Examiner and Inspector to State Auditor and Inspector; making various changes and updating obsolete statutory language and references; deleting certain repetitious language relating to

the expenditure of funds procedures; standardizing the revolving fund procedures language; revising certain provisions as to public finance procedures; making certain powers of State Auditor and Inspector more specific; establishing revolving fund procedures act; providing special references to established revolving funds; repealing 7 O.S. 1971, Sections 6.1 through 6.4, 17, 22 and 76, 19 O.S. 1971, Sections 172, 174, 177.1 and 177.6, 47 O.S. 1971, Sections 574 and 575, 56 O.S. 1971, Sections 319, 331 and 334, 59 O.S. 1971, Sections 45.18, 87, 104, 328.51, 328.52 and 902, 62 O.S. 1971, Sections 7.7, 41.20, 41.22, 41.24, Section 1, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1977, Section 155), Section 5, Chapter 310, O.S.L. 1974 (62 O.S. Supp. 1977, Section 157.1), 163, 164, 166a, 166b, 166c, 169, 171, 172, 184, 190, 262, 275.3 through 275.5, 275.10 and 310.7, Section 8, Chapter 134, O.S.L. 1972 (63 O.S. Supp. 1977, Section 2058), 64 O.S. 1971, Section 87d, 68 O.S. 1971, Sections 2005 and 2006, 70 O.S. 1971, Sections 17-112, 615, 619, 1742 and Section 9, Chapter 103, O.S.L. 1973 (70 O.S. Supp. 1977, Section 3306.9), 72 O.S. 1971, Sections 54.1, 54.2, 55, 56, 59, 61.1 through 61.5, 63.4, 67.1 through 67.3, 67.12, 67.13, 67.15, Sections 2, 3 and 4, Chapter 255, O.S.L. 1975 (72 O.S. Supp. 1977, Sections 230 through 232) and Section 7, Chapter 255, O.S.L. 1975 (72 O.S. Supp. 1977, Section 235), 74 O.S. 1971, Sections 73.1, 73.2, 74, 211, 225, 352.12, 678, 865 through 867, Section 24, Chapter 222, O.S.L. 1973 (74 O.S. Supp. 1977, Section 1130), 1413, 1414 and Section 9, Chapter 1, O.S.L. 1974 (74 O.S. Supp. 1977, Section 3367) and 75 O.S. 1971, Sections 326 and 327; directing codification; directing noncodification; and providing an effective date.

HB 1594 — By Matheson and Fitzgibbon of the House and Randle of the Senate.

An Act relating to intoxicating liquors; amending 37 O.S. 1971, Sections 505, 518, 519, 521, and 543, expanding exceptions to prohibition against certain dispositions of

alcoholic beverages; providing for a sacramental wine supplier's license; expanding the types of licenses which authorize certain dispositions of alcoholic beverages; providing for certain fees; authorizing the levying of a certain tax; modifying provisions for bonds for certain license holders; modifying scope and contents of a certain monthly report; and providing effective date.

HB 1626 — By Elder of the House and Grantham of the Senate.

An Act relating to crimes and punishments; repealing 21 O.S. 1971, Section 1729, which relates to the rebuttable presumptions concerning possession of certain amount of copper wire by person not in usual course of business of possessing such wire; and providing an effective date.

HB 1627 — By Elder of the House and Grantham of the Senate.

An Act relating to crimes and punishments; repealing Sections 1 through 4, Chapter 119, O.S.L. 1974 (21 O.S. Supp. 1977, Sections 1733 through 1736), which relate to unlawful thefts and certain acts of thievery; and providing an effective date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1029.

HCR 1029 — By Roberts, et al, of the House and Lane of the Senate.

A Concurrent Resolution urging the Bureau of Indian Affairs to continue educating Indians in boarding schools; urging the Bureau to redirect its efforts to conform to original purposes; deeming appropriate the choice of Indian children to seek education in boarding schools; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 441, 445, 448 and 483 and SCR 38 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 280 by Keating, Cate, Funston, Wolfe, Howard and Dahl of the Senate and Hood of the House was read and considered.

Senators Grantham, Schuelein, Johnson, Helm, McCune and Keller asked to be made coauthors of SB 280, which was the order.

X Senator Lamb moved to amend SB 280, Page 4, Lines 8 through 11, by striking all of paragraph 6 and renumbering, which amendment was declared failed of adoption.

X Senator McDaniel moved to amend SB 280, Page 11, Line 7, by striking after the word "for" all remaining language on Line 7 and all language on Lines 8 and 9, and adding new language as follows: "the people of Oklahoma.", which amendment was declared adopted.

X Senator Smith moved to amend SB 280, Page 11, Lines 13 through 15, by substituting after the "B." and before Line 16, the following sentence: "B. The Alcohol Services Revolving Fund shall be administered by the Authority in conformity with the annual appropriation thereof which will consider the following guidelines:", which amendment was declared adopted.

Senator Terrill moved to amend SB 280, Page 11, Lines 16 and 17, by striking after

X the word "Authority" the word "may" and substituting in its place the word "shall" and deleting after the word "services" the period and the language "Services to be purchased" and adding the word "which", which amendment was declared adopted.

X Senator Terrill moved to amend SB 280, Page 12, Lines 3, 4 and 5, by deleting after the word "on" and before the word "The" the language "predetermined fees for such services. Such fees shall be determined and published according to the provisions of Section 25 of this act." and inserting in its stead the following: "actual costs incurred for providing such services."

Senator Terrill asked unanimous consent to amend his amendment by adding after the word "services" the following: "which shall not exceed predetermined costs for such services. Such costs shall be determined and published according to the provisions of Section 26 of this act.", which was the order.

The Terrill amendment, as amended, was declared adopted.

X Senator Terrill moved to amend SB 280, Page 12, Lines 8 through 10, by deleting after the figure "2." all language and inserting the following: "No more than three percent (3%) of these funds may be used by the Authority for administration of the provisions of this act; in no instance shall any of these funds be used for research purposes by any employee of the Department of Mental Health.", which amendment was declared adopted.

X Senator McDaniel moved to amend SB 280, Page 12, Line 15, by striking all language on lines 15, 16, 17 and 18 and Line 1 on Page 13, which amendment was withdrawn upon request of Senator McDaniel.

X Senator Keating moved to amend SB 280, Page 12, Line 11, by striking after the word "be" and before the word "to" the word "allocated" and substituting the word "paid", which amendment was declared adopted.

X Senator Cate moved to amend SB 280, Pages 13 and 14, by striking SECTION 6 of the bill and renumbering succeeding sections, which amendment was declared adopted.

X Senator Terrill moved to amend SB 280, Pages 14 and 15, by deleting subsection "B." and inserting in place thereof the following new subsection "B." to read as follows:

"B. The regions shall be the eleven (11) substate planning districts of the Department of Economic and Community Affairs established in Section 1108(a) of Title 74 of the Oklahoma Statutes. A region may be subdivided at the discretion of the Authority if two or more planning bodies from the region submit alcohol services plans which comply with the provisions of this act."

X Senator Terrill asked unanimous consent to amend his amendment by striking the language "eleven (11) substate planning districts of the Department of Economic and Community Affairs established in Section 1108(a) of Title 74 of the Oklahoma Statutes. A region" and inserting in lieu thereof "five (5) Health Planning Areas of the Oklahoma Health Planning Commission. An area", which was the order.

The Terrill amendment, as amended, was declared adopted.

X Senator Terrill moved to amend SB 280, Page 16, Lines 16, 17 and 18, by deleting after the word "costs." all language on Lines 16, 17 and 18 and Line 1 of Page 17 and inserting in its stead the language:

"Such recommendations by the Council shall be considered binding upon all decisions made by the Authority regarding allocation of funds relating to the regional alcohol services plans.", which amendment was withdrawn upon the unanimous consent request of Senator Terrill.

X Senator Lamb moved to amend SB 280, Page 24, Line 12, by striking all of SECTION 11 and renumbering succeeding sections, which amendment was declared failed of adoption.

X Senator Lamb moved to amend SB 280, Page 25, Line 13, by striking after the word "himself" all language through Line 15.

Senator Keating moved to table the Lamb amendment, which motion to table was declared adopted.

X Senator Keating moved to amend SB 280, Pages 26 and 27, by striking after the word "admission" on Line 17 all of Line 18 on Page 26 and Lines 1 through 8 on Page 27, which amendment was declared adopted.

X Senator Terrill moved to amend SB 280, Page 27, Line 18, by inserting after the word "or" and before the word "any" on page 28, the language "the District Attorney or", which amendment was declared adopted.

X Senator Keating moved to amend SB 280, Page 34, Line 13, by striking after the words "shall be" and before the word "to" the words "an attorney" and substituting the words "a licensed clinical psychologist", which amendment was declared adopted.

X Senator Grantham moved to amend SB 280, Page 34, Line 14, by adding after the word "person" and before the semicolon the following: "but in the event a licensed clinical psychologist is not available, then

a physician or osteopath may be substituted to serve in his place", which amendment was declared adopted.

Upon motion of Senator Keating, SB 280, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, SB 280, as coauthored and amended, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, and Young.—41.

Nay: Lamb.—1.

Excused: Boatner, Butler, Capps, Randle, Smith and York.—6.

The bill passed.

SB 280 was referred for engrossment.

DECLARATION OF VOTE

Senator Boatner asked unanimous consent, which was granted, that had he voted on SB 280, he would have voted "AYE".

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 37, as coauthored by Elder and McCaleb.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 512, as coauthored by Roberts, Thompson (Mick) and Wilson.

The above numbered Bill was referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 1, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:10 p.m. to meet Wednesday, February 1, 1978, at 1:30 p.m.

Eighteenth Legislative Day

Wednesday, February 1, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—48.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Vaught and incorporated into the Journal upon request of Senator Johnson.

Christ is the definition of God's purpose, and His purpose is absolute. Nothing will ever supersede it. Nothing will prevent it. It is absolute because Christ is real. He is the reality of God's personal, purposeful love. Because He is real, only in communion with Him can we become real.

He is given to man. Our subjection with all creation under Him gives us humility. His sovereignty over all the universe gives us confidence. He destroys our conceit because in judging us He reveals our weakness. Thou hast put Christ over us, we want Him, not our opinions, tastes, and wishes, to decide our actions. May we thus truly become a fellowship of people receiving Thy gift of Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Shatwell introduced Rudolph J. Wolf, D.O., Skiatook, and Senator Clifton introduced Paul Bissell, McCloud, medical student, as Doctors of the Day. Senator McCune, on behalf of Senator Keller, introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

CS for SB 247 — Professions and Occupations, as coauthored by Draper, Bennett, Bradshaw, Monks, Parris, Fried and Hopkins of the House.

SB 415 — Education, Common, and be referred to Committee on Appropriations and Budget by previous order.

SB 522 — Agriculture, and be referred to County, State and Federal Government by previous order.

FIRST READING

The following were introduced and read the first time.

SB 595 — By Howard, Young, Birdsong, Luton and Stipe.

An Act relating to state officers and employees; amending Section 2, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1977, Section 1320); providing for state employees group health and life insurance; authorizing the hiring of an administrator and other personnel; and declaring an emergency.

SB 596 — By Taliaferro.

An Act relating to officers; amending 51 O.S. 1971, Section 10; providing method of filling vacancies in certain offices; and declaring an emergency.

SB 597 — By McCune.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991a, as amended by Section 1, Chapter 160, O.S.L. 1976 (22 O.S. Supp. 1977, Section 991a); expanding powers of court with regard to sentencing of persons convicted of a crime to include incarceration of felons in the county jail over a period of one or more nights or weekends; and providing for certain costs.

SB 598 — By McCune.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 512; modifying provisions for supervision of inmates released from state penal institutions; providing for violations of the terms for such release.

SB 599 — By Berrong of the Senate and Cotner of the House.

An Act relating to state government; amending 74 O.S. 1971, Sections 564, as amended by Section 8, Chapter 230, O.S.L. 1975 (74 O.S. Supp. 1977, Section 564) and 565; creating Archives and Records Commission; providing for its powers, duties and personnel, including State Auditor and Inspector; permitting members to designate representatives; and providing for disposition of certain records.

SB 600 — By Lamb.

An Act relating to children; amending 10 O.S. 1971, Section 5, as amended by Section 1, Chapter 185, O.S.L. 1975 (10 O.S. Supp. 1977, Section 5), and Section 60.16; providing for custody services and earnings of certain children; providing for visitation rights of grandparents including after adoption, under certain circumstances; and making certain exceptions to the provisions as to effect of final decree of adoption.

SB 601 — By Lamb of the Senate and Twidwell of the House.

An Act relating to crimes and punishments; prohibiting certain acts toward designated persons at athletic contests; providing penalties; directing codification; and providing an effective date.

SB 602 — By Lamb.

An Act relating to crimes and punishments; prohibiting throwing or projecting objects at athletic or other public entertainment events; providing exceptions; providing penalties; directing codification; and providing an effective date.

SB 603 — By Lamb of the Senate and Twidwell of the House.

An Act relating to crimes and punishments; prohibiting certain acts toward designated persons at athletic contests; providing penalties; directing codification; and providing an effective date.

SB 604 — By Smith.

An Act relating to elections; amending Section 2-118, Chapter 153, O.S.L. 1974, as last amended by Section 5, Chapter 228, O.S.L. 1976 (26 O.S. Supp. 1977, Section 2-118); providing for compensation of secretaries of each county election board; increasing such secretaries' compensation; deleting certain additional annual compensation amounts for such secretaries; providing an effective date; and declaring an emergency.

SB 605 — By Smith.

An Act relating to revenue and taxation; amending 40 O.S. 1971, Section 217, as amended by Section 4, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1977, Section 217); providing for payment; providing for reduced contribution rates; providing for certain formulas; and providing for procedures.

SB 606 — By Smith.

An Act relating to children; amending 10 O.S. 1971, Sections 1101 and 1116, as last amended by Sections 1 and 3, Chapter 79, O.S.L. 1977 (10 O.S. Supp. 1977, Sections 1101 and 1116), Sections 2 and 4, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Sections 1102.1 and 1103.1) and Sections 1103, 1110, 1115, 1128, 1130 and 1131, as last amended by Sections 3, 11, 12, 16, 17 and 18, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Sections 1103, 1110, 1115, 1128, 1130 and 1131); defining terms to include certain causes to have adjudicatory hearings; providing for termination of parental rights in divorce or juvenile proceedings; providing certain procedures including notice, right to jury trial, conduct of hearings, and evidence in certain juvenile proceedings; providing for dispositional hearings including evidence and permitting certain orders therein; authorizing home investigations under certain circumstances and requiring such reports be accessible to all parties; specifying requirements for termination of

parental rights; and stating an effective date.

SB 607 — By Smith.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-101, as last amended by Section 14, Chapter 3, 1st Ex. Sess., O.S.L. 1977 (47 O.S. Supp. 1977, Section 6-101); providing procedures for issuance and renewal of certain licenses for motor vehicle operators; providing fees; providing for Department of Public Safety to provide certain administration of procedure for issuance of licenses; removing Department of Public Safety from certain areas of administration; providing apportionment of fees collected; and declaring an emergency.

SB 608 — By Terrill.

An Act relating to the Municipal Code; amending Section 47-119, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 47-119); providing for issuance of certain building permits and use of certain private roadways under certain circumstances; stating an effective date; and declaring an emergency.

SB 609 — By Terrill.

An Act relating to public finance; providing for sale of certain revenue bonds, notes and other evidences of indebtedness; requiring notice of sale; specifying certain exemptions; and directing codification.

SB 610 — By Terrill.

An Act relating to prisons and reformatories; providing for certain checking and/or savings accounts for inmates confined at community treatment centers; requiring the case manager of each center to assist the inmates with their accounts; directing codification; and declaring an emergency.

SB 611 — By Terrill.

An Act relating to prisons and reformatories; amending Section 24, Chapter 325,

O.S.L. 1975, as last amended by Section 1, Chapter 78, O.S.L. 1977 (57 O.S. Supp. 1977, Section 541); providing for an industries revolving fund for the Department of Corrections; providing procedures for operation of such fund; providing for costs and prices of certain items; modifying amount of compensation to be paid to certain inmates; and declaring an emergency.

SB 612 — By Terrill.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-851 through 1-855 and 1-857 through 1-895; modifying legislative intent; defining long-term care service; modifying provisions for application for certificate of need and investigations thereon; modifying provisions for certain findings and hearings; expanding powers and duties of the Oklahoma Health Planning Commission; modifying conditions requiring a certificate of necessity; modifying certain time limitations; requiring a certain report; modifying certain penalties; providing for certain other laws; repealing 63 O.S. 1971, Section 1-856 and Section 3, Chapter 216, O.S.L. 1976 (63 O.S. Supp. 1977, Section 1-861); directing codification; providing effective date; and declaring an emergency.

SB 613 — By Terrill.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 332.2 and 332.8; providing for meetings of the Pardon and Parole Board, authorizing examination and recommendations of applications; requiring suitable employment as a condition of parole; authorizing the Board to require a parole adviser; authorizing the parole officer to render assistance; and declaring an emergency.

SB 614 — By Terrill.

An Act relating to public health and safety; amending Sections 1 through 3, 5 and 6, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1977, Sections 2651 through 2653,

2655 and 2656); modifying legislative intent; expanding definition of institutional health service; modifying powers and duties of the Oklahoma Health Planning Commission; modifying requirements for applications for a certificate of need; requiring certain investigations and hearings; modifying provisions for certain findings; providing for length of effectiveness of the certificate of need; modifying provisions for necessity of the certificate; modifying certain penalties; providing for adoption of certain rules and regulations; requiring a certain report; repealing Section 10, Chapter 293, O.S.L. 1976 and Section 4, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1977, Sections 2651.1 and 2654); directing codification; providing effective date; and declaring an emergency.

SB 615 — By Terrill.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991c, as amended by Section 3, Chapter 160, O.S.L. 1976 (22 O.S. Supp. 1977, Section 991c); providing procedures for deferred judgment sentencing; changing certain procedures to include assignments to community treatment centers; limiting applicability of deferred judgment sentencing to certain defendants; and declaring an emergency.

SB 616 — By Lamb.

An Act relating to children; amending 10 O.S. 1971, Section 25; defining terms, including the term child; and declaring an emergency.

SB 617 — By Cate.

An Act relating to public finance; amending 68 O.S. 1971, Section 2352, as last amended by Section 1, Chapter 26, O.S.L. 1976 (68 O.S. Supp. 1977, Section 2352); providing for purpose; providing for distributions of revenues; providing for revenues; providing for transfer of funds, under certain conditions; creating the Oklahoma Tax Commission Audit Ad-

justment Fund; providing for disbursement of funds under certain conditions; providing for severability; and declaring an emergency.

SB 618 — By Luton.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 701; establishing the "Oklahoma Diesel Fuel Tax Code"; establishing the "Oklahoma Diesel Fuel Importer for Use Tax Code"; levying a tax on diesel fuels and apportioning the revenue; levying a tax on diesel fuels imported in vehicle supply tanks used in Oklahoma; defining terms; prescribing procedures, remedies, liens, requiring reports and fixing penalties; requiring licenses or permits and providing for continuity of same; providing for codification; and setting an effective date.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 581 — Insurance.

SB 582 — Insurance.

SB 583 — Wildlife.

SB 584 — Agriculture.

SB 585 — Public Safety and Penal Affairs.

SB 586 — Judiciary.

SB 587 — County, State and Federal Government.

SB 588 — County, State and Federal Government.

SB 589 — Elections and Privileges and then to Appropriations and Budget.

SB 590 — Revenue and Taxation and then to Oil and Gas.

SB 591 — Judiciary.

SB 592 — Wildlife.

SB 593 — Education, Common and then to County, State and Federal Government.

SB 594 — Education, Higher and then to County, State and Federal Government.

SJR 55 — Public Safety and Penal Affairs.

HB 1469 — Judiciary.

HB 1512 — County, State and Federal Government.

HB 1594 — County, State and Federal Government.

HB 1626 — Criminal Jurisprudence.

HB 1627 — Criminal Jurisprudence.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1462, 1478, 1496 and 1524.

HB 1462 — By Parris and Wilson of the House and Rozell of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 863; providing for appointment, terms, qualifications, compensation and meetings of the Board of the Grand River Dam Authority, including the change to requiring one member to be a city official and one member to be an official of a rural electric co-op corporation.

HB 1478 — By Parris of the House and Johnson of the Senate.

An Act relating to prisons and reformatories and duties of the Commissioner of Charities and Corrections; amending 10 O.S. 1971, Sections 432, 434 and 435, 18 O.S. 1971, Sections 552.2, 552.3, as amended by Section 1, Chapter 200, O.S.L. 1976 (18 O.S. Supp. 1977, Section 552.3), 552.5, 552.6, 552.7, 552.8, 552.9, 552.13, 552.14 and 553.1, 40 O.S. 1971, Section 71, 43A O.S. 1971, Section 14, 57 O.S. 1971, Sections 1, 2, 4, 19, 41, 43, 47, 51, 52, 53 and 55, 63 O.S. 1971, Sections 1-811, 330.27, 472 and 477, 69 O.S. 1971, Section 617, 70 O.S. 1971, Section 3422, 74 O.S. 1971, Sections 171, 172, 173, 174, 175, 177, 178, 179, 180, 181, 182, 186 and Sections 1 through 3, Chapter 137, O.S.L. 1977 (74 O.S. Supp. 1977, Sections 192 through 194); deleting certain powers and duties of Commissioner of Charities and Corrections; providing duties and responsibil-

ities of State Department of Public Welfare relating to youth supervision, eleemosynary institutions and certain penal facilities; providing duties and responsibilities and powers of the State Auditor and Inspector relating to charitable organizations; prohibiting and regulating certain labor actions of certain children; providing certain powers and duties of the Director of Mental Health; changing certain duties and powers of sheriffs, jailers, district judges and county commissioners, relating to operation and management of jail facilities; providing for the inspection of city and county jail facilities by certain persons; establishing guidelines for jail inspection standards; providing penalties; requiring prosecution of certain criminal offenses revealed by inspections; exempting certain facilities under enumerated conditions; providing for the publication, distribution and compliance with jail standards for the operation of jail facilities; providing for various reports and disposition of certain reports; providing certain powers and duties relating to certain schools; providing for certain extensive investigative powers; providing for employment of inspectors and necessary personnel; providing additional power of Attorney General; repealing 19 O.S. 1971, Section 741, 56 O.S. 1971, Section 187, 57 O.S. 1971, Sections 3, 8, 11, 44, 45 and 46, 63 O.S. 1971, Sections 471, 473, 474 and 478, Section 5, Chapter 137, O.S.L. 1977 (74 O.S. Supp. 1977, Section 196), and 74 O.S. 1971, Section 184; and providing an effective date.

HB 1496 — By Frates, et al, of the House and Clifton of the Senate.

An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2, as last amended by Section 3, Chapter 234, O.S.L. 1977, and 2b and 149, as amended by Sections 5 and 51, Chapter 234, O.S.L. 1977, (85 O.S. Supp. 1977, Sections 2, 2b, and 149); modifying coverage of certain state employees; providing for workers' compensation for employees engaged in

certain hazardous employments; defining terms; modifying provisions for insurance against liability by certain governmental entities; repealing Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 2.1); providing effective date; and declaring an emergency.

HB 1524 — By Davis (Don), et al, of the House and McDaniel and Lamb of the Senate.

An Act relating to displaced homemakers; providing short title; declaring intent; defining terms; authorizing the Board of Vocational and Technical Education to establish multipurpose service center; providing for certain powers and duties of the Board of Vocational and Technical Education; stating certain criteria for establishing location of multipurpose service center; providing for sources of funding; providing for job counseling and job-training programs; establishing duties for center staff, including certain programs to be explored for feasibility of use; establishing certain programs; authorizing establishment of certain regulations; providing procedure for reporting evaluation of the program; making an appropriation thereto; providing lapse date; directing codification; directing noncodification; and providing an effective date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCRs 1030, 1031 and 1032.

HCR 1030 — By Parris, et al.

A Concurrent Resolution designating and naming a certain highway in Sequoyah County as Maynard Blackard Boulevard; and directing distribution.

HCR 1031 — By Parris, et al.

A Concurrent Resolution designating and naming certain highways in Sequoyah County as the Noble Stewart Parkway; and directing distribution.

HCR 1032 — By Converse and Sanders of the House and Dahl of the Senate.

A Concurrent Resolution commending Sean O'Grady; recommending to the Governor of the State of Oklahoma that he name Sunday, February 5, "Sean O'Grady Day"; and directing distribution.

Consideration of the Resolutions was deferred for this Legislative day.

PENDING SENATE ACTION — RESOLUTION

HCR 1029, introduced on page 134, was called up for consideration.

HCR 1029 was read at length, adopted upon motion of Senator Lane, properly signed and ordered returned to the Honorable House.

RESOLUTION

Senator Dahl introduced the following Resolution:

SCR 39 — By Dahl of the Senate and Bradshaw, et al, of the House.

A Concurrent Resolution thanking Lloyd E. Rader for his services to the State of Oklahoma; encouraging Lloyd E. Rader to continue to remain in the post of Director of the Department of Institutions, Social and Rehabilitative Services; and directing distribution.

Senators Wadley, Lane, Grantham, Capps and Field asked to be made co-authors of **SCR 39**, which was the order.

Senator Pierce raised a point of order stating that **SCR 39** would give rise to debate and should lay over for one legisla-

tive day under Rule 12(B-2), which point of order the Chair sustained.

DECLARATION OF VOTE

Senator Capps asked unanimous consent, which was granted, that the record show had he voted on SB 280, he would have voted "Aye".

RESOLUTION

Senator Berrong asked unanimous consent that the Rules be suspended for the purpose of immediately considering **SCR 39**.

Senators Howard, Luton, Stipe, Howell, Dawson, York, Kilpatrick, Birdsong, Berrong and Smith asked to be made co-authors of **SCR 39**, which was the order.

Senator Berrong asked unanimous consent to withdraw his motion to suspend the rules, which was the order.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1111** was called up for consideration.

The **CCR** on **HB 1111** was adopted upon motion of Senator Randle.

HB 1111, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley and York.—36.

Nay: Crow, Helm, Keating, Keller, McCune, Martin, Pierce, Stipe, Watson, Wolfe and Young—11.

Excused: Taliaferro.—1.

The bill and emergency passed.

HB 1111, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 280 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 512 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 37 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Crow presiding.

GENERAL ORDER

SB 534 by Smith was read and considered.

Senator Smith moved to amend SB 534, Page 2, by adding the emergency clause, which amendment was declared adopted.

Upon motion of Senator Smith, SB 534, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 534, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 534 was read for the third time at length.

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

Aye: Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Funston, Holden, Johnson, Kilpatrick, Lane, Luton, Martin, Randle, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley and Young.—23.

Nay: Berrong, Birdsong, Capps, Field, Giles, Grantham, Green, Helm, Howell, Keating, Keller, Lamb, Lambert, McCune, McDaniel, Murphy, Pierce, Porter, Rozell, Schuelein, Vann, Watson, Wolfe and York.—24.

Excused: Howard.—1.

The bill failed.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent to suspend the Rules for the purpose of requesting Legal Services to draft a proposed Senate Bill, which request was adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—48.

GENERAL ORDER

SB 499 by Boatner was read and considered.

Senator Boatner, citing Rule 8(d), asked unanimous consent that Representative Bradley be made House author of SB 499, which was the order.

Senator Howell moved to amend SB 499, Page 9, Line 17, by adding after the word "protestants" and before the word "to" a period and striking the balance of the sentence, which amendment was declared adopted.

Upon motion of Senator Boatner, SB 499, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, SB 499, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 499 was read for the third time at length.

On the question of passage of the bill, the roll resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Smith.—1.

The bill passed.

SB 499 was referred for engrossment.

GENERAL ORDER

HB 1464 by Rogers and Willis of the House and Young and Howard of the Senate was read and considered.

Senator Grantham asked to be made a coauthor of HB 1464, which was the order.

Upon motion of Senator Young, HB 1464, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, HB 1464, as coauthored, 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 the bill and emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Smith.—1.

The bill and emergency passed.

HB 1464 was ordered withheld pursuant to Rule 19(f).

Senator Watson presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 477.

The above numbered Bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 37.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 512.

The above numbered Enrolled Bill was referred to the Governor.

GENERAL ORDER

✓ SB 396 by Funston, Wolfe, York, Howell and Kilpatrick of the Senate and Hood of the House was read and considered.

X Senator Kilpatrick moved to amend SB 396, Line 2, Page 13, by striking all of Section 4 and inserting a new Section 4 to read as follows:

“SECTION 4. The additional judges authorized by Sections 1, 2 and 3 of this act shall serve four-year terms and shall be nominated and elected in the same manner as all other district judges. The term of office shall commence on the second Monday of January, 1979.”,

which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Hol-

den, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Nay: Clifton, Grantham, Howard and Martin.—4.

Excused: Smith and Terrill.—2.

Upon motion of Senator Funston, SB 396, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 396, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 396 was read for the third time at length.

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

Aye: Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Porter, Rozell, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—38.

Nay: Berrong, Boatner, Johnson, Lamb, Murphy, Taliaferro and Young.—7.

Excused: Pierce, Randle and Smith.—3.

The bill and emergency passed.

SB 396 was referred for engrossment.

RESOLUTION

Senator Boatner introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 40 — By Boatner.

A Concurrent Resolution memorializing Congress to support Federal legislation providing for deferred payment of interest on certain farm loans; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand

adjourned to meet Thursday, February 2, 1978, at 1:00 p.m., which motion prevailed.

BILL RELEASED

HB 1464 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:30 p.m., to meet Thursday, February 2, 1978, at 1:00 p.m.

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Nineteenth Legislative Day

Thursday, February 2, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Porter, Randle, Stipe, Wadley and York.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Vaught and incorporated into the Journal upon request of Senator Johnson.

Oh! Lord our great Redeemer.

We greet Thee with a feeling of gratitude for the privilege of living. We are

awestruck when we recognize Thy omnipotent power.

Ride with us as we return to our homes today so that we will not only arrive safely and be assured of eternal life with Thee, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Capps introduced Bill Mask, D.O., Hobart, and Senator Martin introduced Ronnie Martin, medical student, Davis, as Doctors of the Day. Senator McDaniel introduced June Cope, R.N., Ada, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 453 — Appropriations and Budget.
SB 457 — Appropriations and Budget.
SB 552 — Appropriations and Budget.

DO PASS, as amended:

CS for SB 455 — Appropriations and Budget.

SB 456 — Education, Common, and be referred to Committee on Appropriations and Budget by previous order.

SB 529 — Public and Mental Health, as coauthored by Riggs.

FIRST READING

The following were introduced and read the first time.

SB 619 — By Lambert.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as amended by Section 1, Chapter 23, O.S.L. 1975 (68 O.S. Supp. 1977, Section 1305); providing for certain exemptions from state sales tax; including under such exemptions the sale of prescription drugs and medicines; setting an effective date; and declaring an emergency.

SB 620 — By Lambert.

An Act relating to moneys received by criminals as a result of notoriety; providing for payment to victims under certain conditions; and providing for notice to victims.

SB 621 — By Lambert.

An Act relating to intoxicating liquors; allowing civil actions for damages suffered from injuries caused by intoxication; and directing codification.

SB 622 — By Lambert.

An Act relating to state regulated retirement systems; amending Sections 49-129 and 50-106, Chapter 256, O.S.L. 1977, 20 O.S. 1971, Section 1108, 47 O.S. 1971, Section 2-311, as amended by Section 8, Chapter 365, O.S.L. 1975 (47 O.S. Supp. 1977, Section 2-311), 70 O.S. 1971, Section 17-107, as last amended by Section 2, Chapter 353, O.S.L. 1975 (70 O.S. Supp. 1977, Section 17-107) and 74 O.S. 1971, Section 909; provid-

ing for certain powers and duties of boards of trustees of certain state regulated retirement systems including authorization to make telephonic fund investment decisions; providing codification; providing an effective date; and declaring an emergency.

SB 623 — By Funston.

An Act relating to workers' compensation; amending Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 2.1); and excluding certain employees from the Workers' Compensation Act until a certain specified date.

SB 624 — By Kilpatrick.

An Act relating to schools; amending 70 O.S. 1971, Section 7-101, as last amended by Section 1, Chapter 183, O.S.L. 1977 (70 O.S. Supp. 1977, Section 7-101); providing for procedures for approval of annexation of school districts, or parts thereof, by annexation election when boards of education of affected districts concur in holding the election; providing that when proposed area to be annexed comprises certain percentage of total area and there are no qualified electors residing in district, no election shall be held; providing procedures for appeal; providing procedures for annexation of certain percentage of independent school districts in certain cities or towns without approval of board of education of school district in which area to be annexed is located; modifying certain percentages for annexation of such independent school districts; providing an effective date; and declaring an emergency.

SB 625 — By Holden, Murphy, Funston, Capps and Lane of the Senate and Bernard, Morgan, Parris and Cotner of the House.

An Act relating to waters and water rights; amending Section 27 and 28, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1977, Sections 1085.27 and 1085.28); creating the Oklahoma Water Development Authority

Act; providing for short title; creating the Oklahoma Water Development Authority with its powers, duties and reimbursement of expenses; defining terms; creating the Oklahoma Water Development Fund and the Oklahoma Water Development Bond Fund with procedures relating thereto; providing procedures for the acceptance and disbursement of funds including loans and grants; providing for rules and regulations for distribution of funds; providing procedures and restrictions for issuance of obligations; limiting personal liability of Authority members; providing for state pledges as to Authority obligations; providing for tax exemptions; specifying duties of State Treasurer as to Authority obligations; abolishing the Water Conservation Storage Commission; providing for supplying legal services to Authority; authorizing certain contracts; repealing Sections 22 through 26, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1972, Section 1085.22 through 1085.26); directing codification; and declaring an emergency.

SB 626 — By Holden, Cate and Green of the Senate and Floyd, Duckett, Hastings, Whorton, Kennedy, Murphy, Morgan, Vaughn, Townsend and Roberts of the House.

An Act relating to communications; providing a short title; declaring legislative purpose; defining terms; creating Division of Communications Planning, Management and Services within the Board of Public Affairs; providing for advisory committee, its membership and terms of members; prescribing duties of Board of Public Affairs and advisory committee; providing for Director of the division and prescribing his duties; providing for exemption; providing for severability; and declaring an emergency.

SB 627 — By Grantham of the Senate and Elder and Kennedy of the House.

An Act relating to contracts; providing short title; providing for validity of arbi-

tration agreements; providing for judicial determination of existence of arbitration agreement, and for court order to proceed with or stay arbitration proceedings; providing for appointment of arbitrators by agreement or by order of the court; prescribing procedures for arbitration hearing with respect to notice, evidence, and quorums; providing for right to attorney at arbitration proceedings and making waiver of such right ineffective; stating power of arbitrators to issue subpoenas, administer oaths and take depositions; fixing witnesses' fees; specifying requirements of arbitration awards as to form, delivery and time limits; providing for modification, correction, confirmation or vacation of the award by the court under certain circumstances; providing for payment of fees and expenses; directing court clerk to enter decree; providing for application of the parties to the court by motion; designating venue and jurisdiction of the court; allowing appeals from certain orders of the court; limiting application of the act; stating rules of construction; and providing an effective date.

SB 628 — By Howell.

An Act relating to professions and occupations; providing short title; defining terms; providing for certification of animal technicians by the State Board of Veterinary Examiners; prohibiting certain acts; providing for certain disciplinary actions; specifying grounds therefor; stating certain exemptions; providing for examinations; specifying certain fees; requiring the adoption of rules and regulations by the State Board of Veterinary Examiners; directing codification; and providing effective date.

SB 629 — By Howell.

An Act relating to schools and school districts; amending Sections 5, 7, 8 and 14, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1977, Sections 6-103.1, 6-103.3, 6-103.4 and 6-103.10); modifying certain exemptions

from dismissal, suspension and nonreemployment procedures for teachers; modifying provisions for a teacher's suspension; specifying procedure for dismissal or nonreemployment of a teacher; modifying certain notice requirements; providing for compensation of hearing panel members; providing for certain cost; and modifying responsibility with regard to a certain official transcript.

SB 630 — By Lane.

An Act relating to state government; amending Section 20, Chapter 152, O.S.L. 1972, as amended by Section 19, Chapter 289, O.S.L. 1974 (74 O.S. Supp. 1977, Section 1819); granting the Special Commission on the Reorganization of State Government certain powers conferred upon the Oklahoma Planning and Resources Board; limiting interest cost; and allowing Commission to operate certain facilities.

SB 631 — By Terrill and Howell.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2210; modifying provisions for eye enucleation by certain persons; expanding powers of the Chief Medical Examiner or his designee during autopsies, under certain conditions; providing for liability thereof; and directing codification.

SB 632 — By Terrill.

An Act relating to state officers and employees; creating Division of Legislative Review of the State Legislative Council; providing for members, chairman and vice-chairman, terms, duties and powers; and directing codification.

SB 633 — By Boatner.

An Act relating to public education; making an appropriation to the State Board of Vocational and Technical Education for specified capital expenditures; making appropriation nonfiscal; and declaring an emergency.

SB 634 — By Boatner.

An Act relating to agriculture; stating legislative purposes; providing for control and eradication of bovine brucellosis; authorizing State Department of Agriculture to cooperate with United States in controlling brucellosis; designating types of control areas; requiring vaccination of cattle in certain areas, and providing penalty for failure to comply; providing for certification of modified brucellosis free areas; providing penalty for transporting cattle into such area without permit; authorizing searches by Department of Agriculture; requiring cooperation with Department in testing and vaccination; providing for certification of brucellosis free areas; repealing 2 O.S. 1971, Sections 6-91 through 6-93, 6-94, as last amended by Section 1, Chapter 107, O.S.L. 1976 (2 O.S. Supp. 1977, Section 6-94), 6-95 through 6-101, 6-102, as last amended by Section 2, Chapter 107, O.S.L. 1976 (2 O.S. Supp. 1977, Section 6-102) and 6-103 through 6-105; directing codification; and providing an effective date.

SB 635 — By Lane.

An Act relating to blind persons; amending Title 7, Oklahoma Statutes 1971, Section 6.5, 71, 72, 73, 74, 75, 77, 81 and 82, Title 56, Section 329, Oklahoma Statutes 1971; Title 74 O.S. 1971, Section 929, as amended by Section 1, Chapter 9, O.S.L. 1974 (74 O.S. Supp. 1977, Section 929) and Title 74 O.S. 1971, Section 1317; creating State Committee of Blind Vendors; repealing Sections 6.1 through 6.4 and 7 of Title 7, Oklahoma Statutes; making provisions of act severable; and declaring an emergency.

SB 636 — By Howell.

An Act relating to trade marks and labels; amending 78 O.S. 1971, Sections 53 and 54; expanding acts which constitute deceptive trade practices; and expanding remedies available to persons damaged by certain deceptive trade practices.

SB 637 — By Stipe.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 567.2, 567.3, 567.4, 567.5, 567.6, 567.8, 567.10, 567.11 and 567.13; stating the purpose; defining unlawful use of titles; defining terms; establishing Oklahoma Board of Nurse Registration and Nursing Education; providing for appointment, membership, terms and qualifications of members; stating duties of Board; providing procedures; providing for licensing registered and practical nurses; providing for denial, revocation or suspension of licenses and appeal therefrom; providing for review; providing for exceptions to act; setting standards for schools of nursing and providing penalties for failure to maintain standards; establishing the Advisory Council to the Board and providing for membership and duties; repealing 59 O.S. 1971, Section 567.12; providing codification; providing for severability; and declaring an emergency.

SB 638 — By Howard.

An Act relating to revenue and taxation; providing for an annual publication of a list of all real property taxpayers in each independent school district in each county; legal description of the taxpayer and net assessed valuation thereof; providing procedure for publication of such list; and providing for method of payment, collection and disbursement of funds for such publications.

SB 639 — By Butler.

An Act relating to cities and towns; amending Section 49-117, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 49-117); providing basis for forfeiture of pensions and allowances from Firemen's Relief and Pension Fund; deleting certain basis for forfeiture; providing an effective date; and declaring an emergency.

SB 640 — By Butler.

An Act relating to oil and gas; amending 52 O.S. 1971, Sections 521 and 523; pro-

viding for appointment of receivers for certain unknown mineral owners; expanding application of provisions to all minerals; providing for negotiations by receiver; providing certain guidelines for leases; providing procedures for monies received; and declaring an emergency.

SJR 56 — By Vann.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to the Oklahoma Constitution repealing Article VII-B, pertaining to the selection of Justices of the Supreme Court and Judges of the Court of Criminal Appeals and their retention in office; providing by reason of such repeal that Justices of the Supreme Court and Judges of the Court of Criminal Appeals be elected at nonpartisan elections; providing for a ballot title; and ordering a special election.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 595 — Insurance.

SB 596 — County, State and Federal Government.

SB 597 — Criminal Jurisprudence.

SB 598 — Public Safety and Penal Affairs.

SB 599 — County, State and Federal Government.

SB 600 — Judiciary.**SB 601 — Criminal Jurisprudence.****SB 602 — Criminal Jurisprudence.****SB 603 — Criminal Jurisprudence.**

SB 604 — Elections and Privileges and then to Appropriations and Budget.

SB 605 — Business, Industry and Labor Relations.

SB 606 — Judiciary.

SB 607 — Public Safety and Penal Affairs.

SB 608 — Municipal Government.

SB 609 — Banks and Banking.

SB 610 — Public Safety and Penal Affairs.

SB 611 — Public Safety and Penal Affairs and then to Appropriations and Budget.

SB 612 — Public and Mental Health.

SB 613 — Public Safety and Penal Affairs.

SB 614 — Public and Mental Health.

SB 615 — Criminal Jurisprudence.

SB 616 — Criminal Jurisprudence.

SB 617 — Revenue and Taxation and then to Appropriations and Budget and then to County, State and Federal Government.

SB 618 — Revenue and Taxation.

HB 1462 — County, State and Federal Government.

HB 1478 — Public Safety and Penal Affairs.

HB 1496 — Business, Industry and Labor Relations and then to County, State and Federal Government.

HB 1524 — Education, Common and then to Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1450, 1451, 1498, 1551, 1552, 1557, 1599 and HJR 1050.

HB 1450 — By Matheson of the House and Boatner of the Senate.

An Act relating to labor; amending 40 O.S. 1971, Sections 197.3, 197.4, as amended by Section 3, Chapter 266, O.S.L. 1977 (40 O.S. Supp. 1977, Section 197.4), 197.6, 197.7, 197.8, 197.10, 197.11 and 197.12; terminating the Wage and Hour Commission and making certain transfers to the Commissioner of Labor under the Oklahoma Minimum Wage Act; establishing duties; defining terms; requiring posting of notice under the act; providing procedures for investigating complaints and making findings and obtaining payments; providing for assignment of wage claim;

authorizing establishing regulations for certain types of employees; authorizing adopting of rules and regulations to implement act; providing effective date; and declaring an emergency.

HB 1451 — By Matheson of the House and Boatner of the Senate.

An Act relating to labor; repealing 40 O.S. 1971, Section 56, which created an advisory council to the Department of Labor concerning private employment agencies; providing operative date; and declaring an emergency.

HB 1498 — By Riggs, Brunton, Hood, Cleveland, Johnston, Whorton and Denman of the House and Terrill of the Senate.

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991a, as amended by Section 1, Chapter 160, O.S.L. 1976 (22 O.S. Supp. 1977, Section 991a); providing for sentencing powers of courts; providing for restitution to victims or community service by convicts under certain circumstances; defining probation; and making Department of Corrections responsible for administration of restitution and community service programs.

HB 1551 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to state officers and employees; making an appropriation to the State Personnel Board; stating the purpose; limiting expenditures for salaries and wages; amending 74 O.S. 1971, Section 813, as last amended by Section 3, Chapter 245, O.S.L. 1977 (74 O.S. Supp. 1977, Section 813), relating to the cost of operating the Merit System; fixing the salary of the Director; fixing the number of authorized employees; making funds available to obtain or match federal funds; providing lapse date; providing severability; and declaring an emergency.

HB 1552 — By Davis (Don), Barker and Johnson (Don) of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma Department of Libraries and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees and fixing the salary of the Director; limiting the number of employees; limiting expenditures for salaries and wages; providing lapse dates; providing severability; and declaring an emergency.

HB 1557 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Health Planning Commission — Appropriations — Emergency).

HB 1599 — By Hood of the House and Terrill of the Senate.

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 521; providing procedures for persons committed to the custody of the Department of Corrections; requiring classification and assignment to certain institutions; and declaring an emergency.

HJR 1050 — By Dunn, Converse, Morgan, Monks, Bernard, McKee, Bengtson, Wilson and Harper of the House and Giles 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 Sections 26 and 27 of Article V of the Oklahoma Constitution; providing for biennial sessions of the Oklahoma Legislature; providing for ballot title; and directing filing.

The above numbered HBs and HJR were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 38.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1111.

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 1029.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 1, 1978, of Enrolled SBs 459, 460, 461 and 463.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 511, as coauthored by Mathe-son, Townsend and Wilson.

The above numbered Bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 396 and 499 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 477 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING SENATE ACTION — RESOLUTIONS

HCRs 1030, 1031 and 1032, introduced on pages 146 and 147, were referred to the Rules Committee.

SCR 39, introduced on page 147, and considered further on page 148, was called up for consideration.

Senators Porter, Funston, Terrill, Crow, Holden, Taliaferro, Schuelein, Giles, Cate, Martin, Shatwell, Lamb, Tinsley, Murphy, McDaniel, Rozell, Randle, Butler, Johnson, Young and Vann asked to be made coauthors of SCR 39, which was the order.

✕ Senators Pierce, McCune, Keating, Helm and Wolfe moved to amend SCR 39, Page 3, Line 3½, by adding a new Section 2 as follows:

“Be it further resolved that the Senate of the State of Oklahoma neither condemns nor condones the action of the Director of Public Welfare in utilizing first class air fare for travel in the conduct of state business until such time as the Attorney General rules on an opinion request dated February 1, 1978, asking whether such action was legal under the laws of the State of Oklahoma.”

Senator Cate presiding.

Senator Dahl moved to table the Pierce, et al, amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann and Young.—32.

Nay: Green, Helm, Keating, Keller, Lamb, McCune, Pierce, Watson and Wolfe.—9.

Excused: Funston, Lambert, Porter, Randle, Stipe, Wadley and York.—7.

Senators Stipe and Porter asked to be shown present, which was the order.

✓ SCR 39, as coauthored was read at length and adopted upon motion of Senator Dahl, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—41.

Nay: Helm, McCune and Pierce.—3.

Excused: Field, Randle, Wadley and York.—4.

SCR 39 was ordered referred for engrossment.

✓ SCR 40, introduced on page 151, was called up for consideration.

Senator Tinsley asked to be made a coauthor of SCR 40, which was the order.

SCR 40, as coauthored, was read at length as follows, adopted upon motion of Senator Boatner and ordered referred for engrossment.

SCR 40 — By Boatner and Tinsley.

A Concurrent Resolution memorializing Congress to support Federal legislation providing for deferred payment of interest on certain farm loans; and direct distribution.

WHEREAS, farmers in Oklahoma and throughout the nation have been experiencing increasing financial difficulties in securing adequate financing from banks for the operation of their farms, because of the lack of sufficient collateral; and

WHEREAS, such problem is of special concern to Oklahoma where agriculture is the state's number one industry; and

WHEREAS, Congressman Glenn English has introduced HR 10539 which would allow farmers who would not otherwise qualify for financial assistance from banks, to obtain loans from the Farmers Home Administration under a plan providing for the deferred payment of interest for a specified number of years; and

WHEREAS, such legislation would be a significant step towards the alleviation of current farm problems and the growth of agriculture in this state.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. Congress is hereby memorialized to support HR 10539 and the assistance it provides towards the continued operation of farms in this nation by insuring that farmers receive the necessary financing to meet their current obligations.

SECTION 2. Copies of this resolution shall be transmitted to each member of the Oklahoma Congressional delegation.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 477.

The above numbered Enrolled Bill was referred to the Governor.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 6, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 447 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 2:50 p.m., to meet Monday, February 6, 1978, at 1:30 p.m.

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Twentieth Legislative Day

Monday, February 6, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Keating.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Richard B. Douglass, Pastor, Putnam City Baptist Church, Oklahoma City, and incorporated into the Journal upon request of Senator Howard.

Our Heavenly Father, we confess our dependence upon You. We pray that You will give us the wisdom and strength that we need to live each day. Save us from the

selfishness and pride that could weaken our commitment to living worthwhile lives.

Father, we thank You that You have made it possible for us to live at this time in history. Help us not merely to long for better days but to build for them. Save us from the temptation to settle for being less than our best, and make us strive for excellence in our lives.

In Christ's name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Rozell introduced Stephen Baldwin, D.O., Wagoner, and Senator Lamb introduced Ken Smith, medical student, Plainview, Texas, as Doctors of the Day. Senators Taliaferro and Terrill introduced Lois Holeman, R.N., Lawton, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS, as amended:

CS for SB 531 — Environmental and Natural Resources, as coauthored by Wadley.

SECOND READING

The following were read the second time and referred to the committees indicated.

SB 619 — Revenue and Taxation and then to County, State and Federal Government.

SB 620 — Judiciary.

SB 621 — Judiciary.

SB 622 — County, State and Federal Government.

SB 623 — Business, Industry and Labor Relations.

SB 624 — Education, Common.

SB 625 — Environmental and Natural Resources and then to Appropriations and Budget.

SB 626 — County, State and Federal Government.

SB 627 — Judiciary.

SB 628 — Professions and Occupations.

SB 629 — Education, Common.

SB 630 — County, State and Federal Government.

SB 631 — Public and Mental Health.

SB 632 — Rules.

SB 633 — Education, Common and then to Appropriations and Budget.

SB 634 — Agriculture.

SB 635 — Social Welfare.

SB 636 — Business, Industry and Labor Relations.

SB 637 — Professions and Occupations.

SB 638 — Education, Common.

SB 639 — Municipal Government and then to County, State and Federal Government.

SB 640 — Oil and Gas.

SJR 56 — Judiciary.

HB 1450 — Business, Industry and Labor Relations.

HB 1451 — County, State and Federal Government.

HB 1498 — Criminal Jurisprudence.

HB 1551 — Appropriations and Budget.

HB 1552 — Appropriations and Budget.

HB 1557 — Appropriations and Budget.

HB 1599 — Public Safety and Penal Affairs.

HJR 1050 — Rules.

DECLARATION OF VOTE

Senator Field asked that the record show had he been present at the time the vote was taken on SCR 39, he would have voted "Aye", which was the order.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1558, 1563, 1569 and 1636.

HB 1558 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Board of Medicolegal Investigations and making appropriations thereto; stating the purposes; expanding certain duties of the Board; providing for appointment, duties and compensation of employees; requiring filing monthly payroll claims; specifying number and compensation of authorized officials and employees; authorizing filling of a designated position with position in lower job level; limiting expenditures for salaries and wages; providing for certain reimbursement; authorizing use of all funds appropriated for federal matching purposes; expressing legislative intent for expenditure of previously appropriated funds; providing lapse date; providing severability; and declaring an emergency.

HB 1563 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the State Bureau of Investigation and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; fixing the salary of the Director; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; allocating funds for the purchase of automobiles; allocating funds for use as evidence funds; authorizing use of all funds appropriated for federal matching purposes; providing lapse date; providing severability; and declaring an emergency.

HB 1569 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Bureau of Narcotics and Dangerous Drugs Control and making appropriations thereto; stating the purposes; providing for duties, compensation and maximum number of employees; limiting the salary of the Director; limiting the amount of funds that may be expended for salaries and wages; specifying merit system grades for agents; amending 63 O.S. 1971, Section 2-103, as last amended by Section 7, Chapter 177, O.S.L. 1977 (63 O.S. Supp. 1977, Section 2-103), pertaining to the appointment of the Director, qualifications, salary, probation, and longevity of agents; authorizing the expenditure of funds to obtain federal grants or assistance; providing lapse date; providing for severability; and declaring an emergency.

HB 1636 — By Craig, et al, of the House and Cate of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 6-113; providing for crime of assault on school district employee; providing penalty; expanding coverage; and providing an effective date.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1464.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 447 and SCRs 39 and 40 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 511 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 38 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 247 by Stipe and Smith of the Senate and Draper, Bennett, Bradshaw, Monks, Parris, Fried and Hopkins of the House was read and considered.

Upon motion of Senator Stipe, SB 247 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Butler, Cate, Clifton, Dahl, Funston, Grantham, Green, Holden, Howard, Howell, Kilpatrick, Lane, Luton, Martin, Porter, Randle, Shatwell, Smith, Stipe, Terrill, Tinsley, Wadley, York and Young.—25.

Nay: Berrong, Boatner, Capps, Crow, Field, Giles, Helm, Johnson, Keller, Lamb, Lambert, McCune, McDaniel, Murphy, Pierce, Rozell, Schuelein, Taliaferro, Vann, Watson and Wolfe.—21.

Excused: Dawson and Keating.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby SB 247 passed.

Senator Stipe asked unanimous consent that the Rules be suspended for the purpose of immediately considering his motion to reconsider, which was the order.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Nay: Holden.—1.

Excused: Dawson, Keating and Porter.—3.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby SB 247 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Stipe moved that the vote be reconsidered whereby SB 247 was advanced to engrossment, which motion was declared adopted.

SB 247 was thereby placed on General Order.

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

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 2, 1978, of Enrolled SB 512.

GENERAL ORDER

✓ SB 449 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

Senator Wadley presiding.

X Senator Young moved to amend SB 449, Page 2, Line 17, by striking Lines 17 and 18, which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keller, Lamb, Luton, McCune, Martin, Pierce, Porter, Randle, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—32.

Nay: Butler, Crow, Dawson, Funston, Holden, Kilpatrick, Lambert, Lane, McDaniel, Murphy, Rozell, Schuelein, Terrill and York.—14.

Excused: Keating and Smith—2.

The Chair advised the Senate that Senator Smith, having been present in the Chamber during the vote would be shown voting "no" on the Young amendment to SB 449 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 32. Nay: 15. Excused: 1.

X Senator Young moved to amend SB 449, Page 3, Lines 5 through 16, by striking the numbers 6,060 and 7,080 on Line 5 and substituting the numbers 7,200 and 8,000; and on Lines 6 through 16, strike the numbers 6,060, 6,360, and 6,660 where it appears and substitute the number 7,200, which amendment was declared adopted.

X Senator Young moved to amend SB 449, Page 4, Line 1, by inserting after the word "is" the following language: "hereby repealed." and by striking all the remaining language through Line 12 of Page 6, which amendment was withdrawn upon the unanimous consent request of Senator Young.

X Senator Stipe moved to amend SB 449, Page 6, Line 12½, by inserting a new paragraph as follows:

"D. If the office of administrator is not funded, the duties of the administrator shall be performed by the Court.", which amendment was declared adopted.

Upon motion of Senator Randle, SB 449, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 449, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Luton presiding.

SB 449 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Porter.—1.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lambert moved that the vote be reconsidered whereby SB 449 passed.

**UNANIMOUS CONSENT —
BILL REREFERRED**

Senator Smith asked unanimous consent, which was granted, that SB 605 be withdrawn from the committee on Business, Industry and Labor Relations and referred to the committee on Revenue and Taxation.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed HB 1328, requesting further Conference and naming same Conferees.

Senator Wadley presiding.

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 fourth reading of and returning Enrolled SB 511.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

The Honorable Senate is hereby requested to return Engrossed HB 1524 in order that the Engrossed Bill will state the authors and coauthors to reflect the action of the Committee of the Whole on January 31, 1978, page 170 of the House Journal, as follows: HB 1524 by Davis (Don), Deatherage, Floyd, Hood, Trent and Wilson of the House and Murphy, McDaniel and Lamb of the Senate.

GENERAL ORDER

✓ SB 453 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

✗ Senator Berrong moved to amend SB 453, Page 4, Line 14, by striking after the word "exceed" and before the word "per" the following: "Twenty Thousand Dollars (\$20,000.00)" and substituting therefor: "Seventeen Thousand Eight Hundred Forty Dollars (\$17,840.00)" which amendment was declared adopted.

✗ Senator Berrong moved to amend SB 453, Page 4, Line 5, by striking after the word "of" and before the word "or" the following: "Forty-six Thousand Eight Hundred Thirty-one Dollars (\$46,831.00)" and substituting the following: "Forty-four Thousand Six Hundred Seventy-one Dollars (\$44,671.00)", which amendment was declared adopted.

✗ Senator Berrong moved to amend SB 453, Page 5, Line 7, by striking after the word "exceed" and before the word "during" the following: "Twenty-nine Thousand Dollars (\$29,000.00)" and substituting therefor: "Twenty-six Thousand Eight Hundred Forty Dollars (\$26,840.00)", which amendment was declared adopted.

Upon motion of Senator Crow, SB 453, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 453, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 453 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—48.

The bill and emergency passed.

SB 453 was referred for engrossment.

GENERAL ORDER

✓ SB 457 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

X Senator Boatner moved to amend SB 457, Page 2, Lines 12 and 13, by striking the words and figure "\$25,000" and inserting in lieu thereof "\$23,800"; and on Page 2, Line 4, by striking "\$745,745" and inserting "\$744,545"; and on Page 3, Line 6, by striking "\$513,840" and inserting "\$512,640", which amendment was declared adopted.

Upon motion of Senator Crow, SB 457, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 457, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 457 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Nay: Boatner, Lambert and Stipe.—3.

Excused: Helm and Smith.—2.

The bill and emergency passed.

SB 457 was referred for engrossment.

EXECUTIVE SESSION

There being matters on the President's desk for the consideration of the Senate in

executive session, it was upon motion of Senator Lane that the Senate closed its doors and went into executive session.

The Senate reassembled in open session with Senator Wadley presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of JEWEL B. CALLAHAM, Broken Bow, as a member of the Oklahoma Water Resources Board, District 3, to serve an unexpired 6-year term ending May 14, 1978. Mr. Callahan succeeds Dr. Lloyd Church, Wilburton.

The Senate, in executive session, and upon motion of Senator Field, advised and consented to the confirmation of FRANK H. CLARK, Boise City, as a member of the Oklahoma Conservation Commission, District 1, to serve an unexpired 5-year term ending June 30, 1981. Mr. Clark succeeds Gene F. Earnest, Alva.

The Senate, in executive session, and upon motion of Senator Holden, advised and consented to the confirmation of JOHN RAY GREEN, Duncan, as public member (Chairman) of the Oklahoma Employment Security Commission, to serve a 6-year term ending July 2, 1983. Mr. Green succeeds himself.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of BILL HORNE, Ada, as a member of the State Board of Public Accountancy, to serve a 5-year term ending June 30, 1982. Mr. Horne succeeds himself.

The Senate, in executive session, and upon motion of Senator Terrill, advised and consented to the confirmation of J. C. KENNEDY, Lawton, as a member of the

State Transportation Commission, District 6, to serve an unexpired 8-year term ending February 15, 1983. Mr. Kennedy succeeds himself.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of FAYNE LINDSEY, Holdenville, as lay member of the Physician Manpower Training Commission, to serve an unexpired 5-year term ending July 1, 1981. Mr. Lindsey succeeds Olen Berrong, Clinton.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of JUD LITTLE, Ardmore, as a member of the Oklahoma Wildlife Conservation Commission, District 3, to serve an unexpired 8-year term ending July 1, 1983. Mr. Little succeeds Jack Stamper, Hugo.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of L. L. (RED) MALES, Cheyenne, as a member of the Oklahoma Water Resources Board, District 6, to serve a 7-year term ending May 14, 1984. Mr. Males succeeds himself.

The Senate, in executive session, and upon motion of Senator Terrill, advised and consented to the confirmation of GENE ROCHELLE, Lawton, as a member of the Oklahoma Educational Television Authority, District 4, to serve a 7-year term ending June 30, 1984. Mr. Rochelle succeeds himself.

The Senate, in executive session, and upon motion of Senator Young, advised and consented to the confirmation of GEORGE SPRAYBERRY, Prague, as a member of the Oklahoma Pecan Commission, to serve a 3-year term ending July 1, 1980. Mr. Sprayberry succeeds himself.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of DAVID STRATTON, Clinton, as a member of the State Board of Agriculture, District 1, to serve an unexpired 5-year term ending April 26, 1980. Mr. Stratton succeeds Jon Ford, Enid.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of DR. EDWARD STURGEON, Stillwater, as a member of the State Board of Registration for Foresters, to serve a 5-year term ending June 1, 1982. Dr. Sturgeon succeeds C. L. Clymer, Antlers.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of BOB TOWNSEND, Shawnee, as a member of the Occupational Health and Safety Standards Commission, to serve a 3-year term ending February 7, 1979. Mr. Townsend succeeds himself.

The Senate, in executive session, and upon motion of Senator Dawson, advised and consented to the confirmation of DURWARD TUCKER, Wewoka, as a member of the State Board of Mental Health, to serve a 7-year term ending December 31, 1984. Mr. Tucker succeeds Marie Rhodes, Muskogee.

The Senate, in executive session, and upon motion of Senator Berrong, advised and consented to the confirmation of HOWARD WAY, Fairview, as a member of the Oklahoma Motor Vehicle Commission, District 6, to serve a 6-year term ending June 30, 1983. Mr. Way succeeds himself.

PENDING SENATE ACTION — RECALL OF HB 1524

Upon motion of Senator Lane, the request of the Honorable House for the return of HB 1524 was ordered granted.

**PENDING SENATE ACTION ON
HOUSE REQUEST FOR CONFERENCE**

Upon motion of Senator Lane, the request of the Honorable House for further conference on HB 1328 was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

**UNANIMOUS CONSENT REQUEST —
SECOND COMMITTEE ASSIGNMENT**

Senator Lane asked unanimous consent, which was granted, that SB 547

be referred to the Committee on Insurance in addition to the assignment to the Committee on Judiciary.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 7, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:55 p.m. to meet Tuesday, February 7, 1978, at 1:30 p.m.



Twenty-first Legislative Day

Tuesday, February 7, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Lambert, Porter, Stipe and Vann.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglass and incorporated into the Journal upon request of Senator Howard.

Our Heavenly Father, there are so many reminders of the speed with which our lives pass by. Help us live with a sense of urgency. Help us to realize that simply

because our lives are short does not mean they have to be little.

Remind us, Father, that a life committed to You can make a real impact. Make our years really count. We realize we cannot do everything. Help us do all You empower us to do to bring Your righteousness to our world.

In Christ's name, Amen.

The Journal for the last legislative day was approved.

REQUESTS FOR LOBBY PERMITS

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

Mills B. Boon, 1240 Barton Hills Drive, # 218, Austin, Texas, 78704, representing National Federation of Independent Business.

Louis M. Bunch, 2716 N.E. 50th, Oklahoma City, 73111, representing Oklahoma State Firefighters Association.

Katie A. Chapman, 3126 Mayhew, Dallas, Texas, 75228, representing Household Finance Corporation.

Ralph Cousins, 3514 Cedar Springs, Dallas, Texas, representing Homemakers International Company.

J.D. Fleming, 1141 West Sheridan, Oklahoma City, 73106, representing Oklahoma Farmers Union.

Denzil D. Garrison, 415 E. 5th St. (P.O. Box 1217), Bartlesville, 74003, representing Phillips Petroleum Company.

Joe Huff, Suite 505, Federal National Bank Building, Shawnee, 74801, representing Oklahomans For Better Banking.

Joe F. Johnson, 501 N.E. 27th, Oklahoma City, 73105, representing Oklahoma State AFL-CIO.

Charles E. Jones, Box 20432, Oklahoma City, 73120, representing Oklahoma Savings League.

Steve Kelley, 212 Franklin Building, Tulsa, 74103, representing Oklahoma Independent Petroleum Association.

Peggy E. Marshall, 11912 Penn Plaza, Oklahoma City, 73120, representing Oklahoma Association of Denturists.

Vern V. McGrew, Jr., P.O. Box 2180, Houston, Texas, 77001, representing Exxon Company, U.S.A. (a Division of Exxon Corporation).

Veronica Montero, 200 East Madison, Oklahoma City, 73120, representing Oklahoma Common Cause.

Leigh Nichols, 1202 City National Bank Tower, Oklahoma City, 73102, representing Motor Vehicle Manufacturers Association.

Ted R. O'Shea, P.O. Box 1, Tulsa, 74193, representing First National Bank and Trust Company of Tulsa, and Oklahomans For Better Banking.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 530 — Judiciary, as coauthored by Elder.

DO PASS, as amended:

SB 510 — Judiciary, as coauthored by Elder.

SB 535 — Judiciary, as coauthored by Deatherage.

SB 625 — Environmental and Natural Resources and be referred to committee on Appropriations and Budget by previous order.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1558 — Appropriations and Budget.

HB 1563 — Appropriations and Budget.

HB 1569 — Appropriations and Budget.

HB 1636 — Education, Common.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1457, 1562, 1568, 1597 and 1608; and HJRs 1040 and 1048.

HB 1457 — By Twidwell of the House and Keller of the Senate.

An Act relating to cities and towns; amending Section 22-117, Chapter 256,

O.S.L. 1977 (11 O.S. Supp. 1977, Section 22-117); authorizing municipalities to establish ordinances and regulate operation of motor vehicles, traffic and certain prohibited activities; providing procedures for municipalities when regulating school zone speed limits; and providing an effective date.

HB 1562 — By Davis (Don), Barker and Duckett of the House and Crow and Randle of the Senate.

(Office of the Oklahoma Military Department — Appropriation — Emergency).

HB 1568 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Office of the Pardon and Parole Board and making an appropriation thereto; stating the purpose; providing for appointment, duties, compensation and number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

HB 1597 — By Deatherage and Cowan of the House and Murphy of the Senate.

An Act relating to University Hospital; amending Section 3, Chapter 230, O.S.L. 1977; providing a schedule of certain authorized job titles and salary ranges; limiting number of employees; and declaring an emergency.

HB 1608 — By Bengtson, Holt and Holaday.

An Act relating to state officers and employees; requiring the adoption of certain rules and regulations relating to the use of any insulating material; prohibiting the sale or distribution of such material, under certain conditions; requiring a certain certificate from the State Fire Marshal; imposing penalty; directing codification; and declaring an emergency.

HJR 1040 — By Peterson of the House and Lambert of the Senate.

A Joint Resolution relating to the State Legislature and the State Legislative Council; directing the creation of a Special Committee on the Study of Land Records Systems; providing for the appointment of members, chairman and vice chairman; authorizing expenditures and procedures for expenses of members, per diem and mileage; prescribing scope and purpose of study; requiring reports and recommendations; and declaring an emergency.

HJR 1048 — By Holt, et al, of the House and Wadley, Stipe, Grantham, Cate, Porter and Keating 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 3 of Article XXVII of the Oklahoma Constitution; modifying provisions for sale of alcoholic beverages by permitting certain marketing agreements between brewers and wholesalers; providing ballot title; and directing filing.

The above numbered HBs and HJRs were read for the first time.

PENDING SENATE ACTION — RESOLUTION

HCR 1022, introduced on Page 118, was called up for consideration.

Senators Boatner, McCune and Helm asked to be made coauthors of HCR 1022, which was the order.

HCR 1022, as coauthored, was read at length as follows, adopted upon motion of Senator Dahl, properly signed and ordered returned to the Honorable House.

HCR 1022 — By Monks, Cotner, Johnson (Don), Camp, Holaday, Vaughn and Kennedy of the House and Dahl, Boatner, McCune and Helm of the Senate.

A Concurrent Resolution urging the President of the United States and Congress to retain the Panama Canal and Canal Zone for the use, benefit and protection of the United States; and directing distribution.

WHEREAS, recently stories in the media would indicate that there are negotiations presently being conducted which might result in the United States giving the Panama Canal and Canal Zone to Panama; and

WHEREAS, the Panama Canal was built by the United States and was very costly and many American lives were lost during its construction; and

WHEREAS, the Legislature of the State of Oklahoma feels very strongly that the Canal is vital to the defense of the United States.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. The Legislature of the State of Oklahoma by this Resolution urges the President of the United States and Congress to retain the Panama Canal and the Canal Zone for the use, benefit and protection of the United States.

SECTION 2. Be it further resolved that a copy of this Resolution be forwarded to the President of the United States, President of the United States Senate, Speaker of the United States House of Representatives, Secretary of State and each member of the Congressional Delegation from the State of Oklahoma.

MESSAGE FROM THE HOUSE

Advising returning Engrossed HB 1524, as corrected.

UNANIMOUS CONSENT REQUEST — BILL REASSIGNED

Senator Lane asked unanimous consent, which was granted, that HB 1524 not be returned to the Committee on Education, Common, but be assigned to the Committee on Education, Higher, as the first committee and the second committee assignment to Appropriations and Budget to remain the same.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 453 and 457 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 405 by Keating, Dahl and Johnson was read and considered.

Upon motion of Senator Keating, SB 405 was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, SB 405 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 405 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro,

Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Helm, Lambert, Porter, Stipe and Vann.—5.

The bill and emergency passed.

SB 405 was referred for engrossment.

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

GENERAL ORDER

✓ SB 481 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, SB 481 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 481 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Wadley presiding.

SB 481 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—37.

Nay: Green, Helm, Keating, Keller, Lamb, McCune and Wolfe.—7.

Excused: Butler, Lambert, Porter and Vann.—4.

The bill passed.

Senator Keating desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 6. Excused: 4.

The emergency passed.

SB 481 was referred for engrossment.

GENERAL ORDER

✓ SB 217 by Tinsley and Funston was read and considered.

X Senator Boatner moved to amend SB 217, Page 2, Line 3, by striking after the word "than" and before the word "acres" the word and figure "five (5)" and insert in lieu thereof the word and figure "two and one-half (2½)".

Senator McCune moved to table the Boatner amendment, which motion to table was declared failed of adoption.

Senator Boatner pressed his motion to amend, which amendment was declared adopted.

Senator Stipe moved to refer SB 217 to the Committee on Roads and Highways.

Senator Funston moved as an in-lieu motion to refer SB 217 to the Committee on Judiciary.

Senator Lamb moved to table the Funston in-lieu motion.

Senator Stipe moved to refer SB 217 to the Committee on Roads and Highways and then to the Committee on Judiciary,

which motion was ruled out of order by the Chair.

Senator Lamb asked unanimous consent, which was granted, to withdraw his motion to table the Funston in-lieu motion.

Senator Stipe moved to refer **SB 217** to the Committee on Roads and Highways and then to the Judiciary Committee.

Senator Funston moved to table the Stipe motion to commit, which motion to table was declared failed of adoption.

Senator Stipe pressed his motion to refer **SB 217** to the Committee on Roads and

Highways and then to the Committee on Judiciary, which motion was declared adopted.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 8, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 7, 1978, of Enrolled **SB 477**.

Upon motion of Senator Lane, the Senate adjourned at 2:30 p.m. to meet Wednesday, February 8, 1978, at 1:30 p.m.

Twenty-second Legislative Day

Wednesday, February 8, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Helm, Lambert, Porter and Stipe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglass and incorporated into the Journal upon request of Senator Howard.

Dear Heavenly Father: We thank You for building within us a desire to make our world better. We confess that we cannot do it without Your strength. We lack both

the wisdom and the power to create such a world.

Lord, give us a vision of what Your kingdom is like. We want it to come on earth as it is in Heaven. Save us from those who would corrupt and weaken this vision — even when we are among them. Grant us the faith to be what You want us to become.

In the name of Your Son we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Butler introduced Deborah Burns, R.N., Eufaula, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 415 — Appropriations and Budget, as coauthored by Draper of the House. (Amended by Committee on Education, Common.)

SB 486 — Appropriations and Budget. (Amended by Committee on Environmental and Natural Resources.)

SB 497 — Municipal Government, as coauthored by Steward of the House and be referred to Committee on County, State and Federal Government by previous order.

SB 504 — Wildlife.

SB 517 — Education, Common, and be referred to Committee on County, State and Federal Government by previous order.

SB 543 — Banks and Banking.

SB 549 — Education, Common, as coauthored by Lamb of the Senate and Cowan of the House.

SB 565 — Education, Common.

SB 584 — Agriculture, as coauthored by Taliaferro, Capps and Field.

SB 592 — Wildlife, as coauthored by Roberts of the House.

HCR 1020 — Rules, as coauthored by Young and Howard.

DO PASS, as amended:

SB 452 — Appropriations and Budget.

SB 458 — Appropriations and Budget.

CS for SB 494 — Wildlife, as coauthored by Taliaferro and be referred to Committee on County, State and Federal Government by previous order.

CS for SB 496 — Agriculture, as coauthored by Taliaferro, Giles, Martin and Capps.

SB 500 — Banks and Banking.

SB 554 — Municipal Government.

SB 583 — Wildlife, as coauthored by Johnson and Taliaferro of the Senate.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1457 — Municipal Government.

HB 1562 — Appropriations and Budget.

HB 1568 — Appropriations and Budget.

HB 1597 — Appropriations and Budget.

HB 1608 — Professions and Occupations and then to County, State and Federal Government.

HJR 1040 — Judiciary.

HJR 1048 — County, State and Federal Government.

COMMITTEE REPORT — LOBBY PERMITS

Mr. President:

The Committee on Rules, to which was referred requests for Lobby Permits, after careful consideration, recommends that the following petitioners be granted Lobby Permits.

Jerry Andrews, 1 Santa Fe Plaza, Oklahoma City, 73102, representing Oklahoma City Chamber of Commerce.

Mills B. Boon, 1240 Barton Hills Drive, # 218, Austin, Texas, 78704, representing National Federation of Independent Business.

Louis M. Bunch, 2716 N.E. 50th, Oklahoma City, 73111, representing Oklahoma State Firefighters Association.

Katie A. Chapman, 3126 Mayhew, Dallas, Texas, 75228, representing Household Finance Corporation.

Ralph Cousins, 3514 Cedar Springs, Dallas, Texas, representing Homemakers International Company.

J.D. Fleming, 1141 West Sheridan, Oklahoma City, 73106, representing Oklahoma Farmers Union.

Denzil D. Garrison, 415 E. 5th St. (P.O. Box 1217), Bartlesville, 74003, representing Phillips Petroleum Company.

Louis A. Gatti, 6403 N.W. Grand Blvd., Suite 103, Oklahoma City, 73116, repre-

senting Oklahoma Malt Beverage Association.

Joe Huff, Suite 505, Federal National Bank Building, Shawnee, 74801, representing Oklahomans For Better Banking.

Joe F. Johnson, 501 N.E. 27th, Oklahoma City, 73105, representing Oklahoma State AFL-CIO.

Charles E. Jones, Box 20432, Oklahoma City, 73120, representing Oklahoma Savings League.

Steve Kelley, 212 Franklin Building, Tulsa, 74103, representing Oklahoma Independent Petroleum Association.

Peggy E. Marshall, 11912 Penn Plaza, Oklahoma City, 73120, representing Oklahoma Association of Denturists.

Vern V. McGrew, Jr., P.O. Box 2180, Houston, Texas, 77001, representing Exxon Company, U.S.A. (a Division of Exxon Corporation).

Veronica Montero, 200 East Madison, Oklahoma City, 73120, representing Oklahoma Common Cause.

Leigh Nichols, 1202 City National Bank Tower, Oklahoma City, 73102, representing Motor Vehicle Manufacturers Association.

Ted R. O'Shea, P.O. Box 1, Tulsa, 74193, representing First National Bank and Trust Company of Tulsa, and Oklahomans For Better Banking.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1463, 1617 and 1629.

HB 1463 — By Parris of the House and Johnson of the Senate.

An Act relating to mines and mining; amending 45 O.S. 1971, Sections 1, 2, 3 and 31; providing for the State Mining Board; providing for appointment, qualifications, duties and reimbursement of members; providing for meetings and voting; providing certain guidelines for hearings of the Board; providing requirements for certificates of competency; requiring examinations and demonstrations; requiring certain other qualifications; providing certain records; providing penalties; providing for appointment instead of election of Chief Mining Inspector; defining terms; providing for appointment of assistant mine inspectors; deleting certain conflicting provisions; repealing 45 O.S. 1971, Sections 35 and 36; and providing an effective date.

HB 1617 — By Milacek.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.47; providing for traveling expenses; fixing mileage fees and travel expenses for certain officers.

HB 1629 — By Monks, et al, of the House and Helm of the Senate.

An Act relating to schools; stating legislative purpose and findings; defining terms; providing for dismissal of teachers, student teachers and teachers' aides engaging in certain homosexual activity or conduct; and directing codification.

The above numbered HBs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1028.

HCR 1028 — By Atkins, Deatherage and Arnold of the House and Randle of the Senate.

A Concurrent Resolution congratulating Dr. Shannon Wells Lucid for being

chosen as an astronaut; commending the contributions of Dr. Lucid's husband and children; and directing distribution.

The above numbered Resolution was referred to the Rules Committee.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1022.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 405 and 481 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 531 by Schuelein and Wadley of the Senate and Vaughn of the House was read and considered.

X Senator Schuelein moved to amend SB 531, Page 1, Line 2 of the Title, by changing after "1971," and before the semicolon, "SECTION 1" to read "SECTIONS 1 and 2", which amendment was declared adopted.

X Senator Schuelein moved to amend SB 531, Page 5, Line 17, by deleting after the word "as" and before the word "district" the words "Chief Mine Inspector", which amendment was declared adopted.

Upon motion of Senator Schuelein, SB 531, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, SB 531, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 531 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Helm, Lambert, Porter and Stipe.—4.

The bill passed.

SB 531 was referred for engrossment.

Senators Helm and Stipe asked to be shown present, which was the order.

RESOLUTION

Senator Vann introduced the following Resolution, consideration of which was deferred for this legislative day.

SR 12 — By Vann.

A Resolution thanking Richard C. Longmire for his efforts for soil conservation in Oklahoma; congratulating him for being given the special service award by the National Association of Conservation Districts; and directing distribution.

GENERAL ORDER

✓ SB 492 by Howell was read and considered.

X Senator Grantham moved to amend SB 492, Page 3, Line 17½, by adding after the word "order" a new subsection as follows:

"C. In a proceeding to terminate parental rights, the fact that the parent whose parental rights are sought to be terminated has been convicted of the crime of either murder or manslaughter which crime resulted in the death of the other parent of the child or children involved in said proceeding may be considered sufficient cause for terminating parental rights of the parent so convicted. The cause shall be in addition to other causes for terminating parental rights as provided by law."

which amendment was declared adopted.

Upon motion of Senator Howell, SB 492, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, SB 492, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Wadley presiding.

SB 492 was read for the third time at length.

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

Aye: Birdsong, Boatner, Crow, Field, Grantham, Green, Holden, Howard, Howell, Kilpatrick, Martin, Pierce, Randle, Rozell, Terrill, Vann and Young.—17.

Nay: Berrong, Butler, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Helm, Johnson, Keating, Keller, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Schuelein, Shatwell, Stipe, Taliafer-

ro, Tinsley, Wadley, Watson and Wolfe.—27.

Excused: Lambert, Porter, Smith and York.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Howell moved that the vote be reconsidered whereby SB 492 failed of passage.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 39, as coauthored by Abbott, Briscoe, Caldwell, Converse, Cotner, Cunningham, Davis (Don), Duckett, Elder, Glover, Harper, Holden, Kardokus, Lancaster, Murphy, Peterson, Roberts, Sparkman, Thompson (Mick), Vaughn and Wilson of the House.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

✓ SB 552 by Howard and Rozell of the Senate and Willis of the House was read and considered.

Upon motion of Senator Rozell, SB 552 was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, SB 552 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Lane asked unanimous consent, which was granted, to submit an amendment on Third Reading.

Senator Lane moved to amend SB 552, Page 4, Line 11½, by adding a new Section 5 and renumbering subsequent sections:

"SECTION 5. Provided, however, that no bonds shall be redeemed with monies provided under this act, at an amount greater than the market value of such bonds on the first day of January, 1978.",

which amendment was declared adopted.

SB 552 was read for the third time at length.

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

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McCune, Porter, Randle, Rozell, Schuelein, Terrill, Tinsley, Vann and Wadley.—26.

Nay: Berrong, Capps, Field, Giles, Helm, Keating, Keller, Lamb, McDaniel, Martin, Murphy, Pierce, Shatwell, Stipe, Taliaferro, Watson, Wolfe and Young.—18.

Excused: Butler, Lambert, Smith and York.—4.

The bill passed.

Senators Murphy and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 28. Nay: 16. Excused: 4.

The emergency failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby SB 552 passed; and Senator Howard moved that the vote be recon-

sidered whereby the emergency section of SB 552 failed.

UNANIMOUS CONSENT REQUEST

Senator Cate asked unanimous consent to suspend the Rules in order to introduce a bill after the cutoff date for introduction, to which request objection was heard.

MOTION

Senator Cate moved to suspend the Rules in order to introduce a bill after the cutoff date for introduction, regarding testing of applicants for a real estate license, which motion was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Funston, Green, Holden, Howard, Howell, Kilpatrick, Lane, Luton, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe and Young.—29.

Nay: Berrong, Capps, Dawson, Field, Giles, Grantham, Helm, Johnson, Keating, Keller, Lamb, McCune and Watson.—13.

Excused: Butler, Lambert, Porter, Smith and York.—5.

* Not Voting: McDaniel.—1.

* Senator McDaniel asked unanimous consent that he be shown not voting on the Cate motion for reason of personal interest as provided under Article V, Section 24, of the Constitution, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 9, 1978, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 5:00 p.m. to meet Thursday, February 9, 1978, at 1:00 p.m.



Twenty-third Legislative Day

Thursday, February 9, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliferro, Terrill, Vann, Wadley, Watson and Wolfe.—37.

Excused: Butler, Helm, Howard, Lambert, Porter, Randle, Smith, Stipe, Tinsley, York and Young.—11.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Douglass and incorporated into the Journal upon request of Senator Howard.

Dear Lord: When we look at the world around us, we are often prone to despair. We see great numbers of people who seem determined not to be governed by either man's laws or Yours. Too many people

seem determined to ignore their opportunities to change things for the better.

We thank You, Lord, that this is not the whole story. We are grateful for those who help to make our world right. We look at Your power and glory and find in it the strength we need to join them. We pray that You will be both our strength and eternal salvation.

In the name of Christ we pray, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 419 — Professions and Occupations, as coauthored by Smith of the House.

SB 423 — Public and Mental Health, as coauthored by Cummings.

SB 434 — Revenue and Taxation.

SB 548 — Public and Mental Health, as coauthored by Draper.

SB 553 — Insurance.

SB 573 — Elections and Privileges, as coauthored by Shatwell.

SB 582 — Insurance, as coauthored by Draper.

SB 600 — Judiciary, as coauthored by Smith and Parris of the House.

SJR 53 — Constitutional Revision and Regulatory Services, and be referred to Committee on County, State and Federal Government by previous order.

HB 1488 — Criminal Jurisprudence.

DO PASS, as amended:

CS for SB 430 — Professions and Occupations, as coauthored by Fried.

SB 443 — Elections and Privileges and be referred to Committee on County, State and Federal Government by previous order.

SB 451 — Appropriations and Budget.

SB 456 — Appropriations and Budget.

SB 503 — Judiciary, as coauthored by Smith of the House.

SB 508 — Insurance, as coauthored by Townsend.

SB 521 — Revenue and Taxation.

SB 524 — Revenue and Taxation.

SB 525 — Revenue and Taxation.

SB 527 — Judiciary, as coauthored by Steward.

SB 540 — Revenue and Taxation.

CS for SB 608 — Municipal Government.

SB 631 — Public and Mental Health. Show Howell as principal Senate author in lieu of Terrill, and show Terrill as co-author.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1463 — Business, Industry and Labor Relations.

HB 1617 — County, State and Federal Government and then to Appropriations and Budget.

HB 1629 — Education, Common and then to County, State and Federal Government.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1546, 1556, 1571 and 1588 and HJR 1044.

HB 1546 — By Davis (Don), Barker and Duckett of the House and Crow and Randle of the Senate.

An Act relating to the State Board of Public Affairs and making an appropriation thereto; stating the purpose of appropriation; making an appropriation to the Capitol Cafeteria Revolving Fund in the State Board of Public Affairs; appropriating for capital expenditures; amending 74 O.S. 1971, Section 81b, as last amended by Section 7, Chapter 243, O.S.L. 1977 (74 O.S. Supp. 1977, Section 81b), pertaining to salaries of members; providing for appointment, duties and compensation of officers and employees; limiting the number of employees; limiting the expenditures for salaries and wages; directing approval when increasing utilization of electrical power in the Capitol Building; redesignating the use of certain funds; providing lapse dates; providing severability; and declaring an emergency.

HB 1556 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(State Department of Health — Appropriations — Emergency.)

HB 1571 — By Davis (Don), Barker and Glover of the House and Crow and Randle of the Senate.

(State Department of Agriculture — Appropriation — Emergency.)

HB 1588 — By Floyd, et al, of the House and Crow of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 585; providing for revocation of certificate of optometrist engaging in unprofessional conduct; prohibiting fraudulent advertising by optometrists; directing Board of Examiners in Optometry to adopt rules as to permissible advertising; setting forth procedures for revocation proceedings; prohibiting fraudulent advertising by optical suppliers and dispensing opticians; requiring advertising permit from Board of Examiners in Optometry; regulating content of advertising by optical suppliers; requiring yearly report to the Board; providing penalties for violations; providing the furnishing of prescriptions upon request; directing codification; and repealing 59 O.S. 1971, Section 943.

HJR 1044 — By Sparkman, et al, of the House and Schuelein of the Senate.

A Joint Resolution relating to assistance payments; requesting increases in payments under certain welfare programs; and declaring an emergency.

The above numbered HBs and HJR were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1033.

HCR 1033 — By Converse of the House and Tinsley of the Senate.

A Concurrent Resolution proclaiming National Wildlife Week.

Consideration of the Resolution was deferred for this Legislative day.

PENDING SENATE ACTION — RESOLUTION

SR 12, introduced on Page 182, was called up for consideration.

Senator Vann asked unanimous consent, which was granted, that all other members of the Senate be made co-authors of SR 12.

SR 12, as coauthored, was read at length as follows, adopted upon motion of Senator Vann and ordered referred for enrollment.

SR 12 — By Vann.

A Resolution thanking Richard C. Longmire for his efforts for soil conservation in Oklahoma; congratulating him for being given the Special Service Award by the National Association of Conservation Districts; and directing distribution.

WHEREAS, soil conservation is a matter of concern and importance in the State of Oklahoma; and

WHEREAS, the State of Oklahoma is a leader in soil conservation laws, because of the early and sustained efforts of Richard C. Longmire; and

WHEREAS, Richard C. Longmire has since 1938 held positions of trust and honor relating to soil conservation, including District Director of the Garvin Conservation District, three times President of the Oklahoma Association of Conservation Districts, the Governor's Agricultural Advisory Committee and Chairman of the Oklahoma Conservation Commission; and

WHEREAS, Richard Longmire has been the deserving recipient of numerous awards, including Pauls Valley's "Man of the Year", the Governor's Conservation Award, the National Soil Conservation Award of the National Wildlife Federation, the National Watershed Man of the Year and the Honor Award from the Soil Conservation Society of America; and

WHEREAS, the National Association of Conservation Districts, in recognition of

the fine work of Richard Longmire, presented him with their Special Service Award at their annual convention on February 8, 1978.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Oklahoma Legislature thanks Richard C. Longmire for his efforts in soil conservation in Oklahoma, and congratulates him on his being given the Special Service Award by the National Association of Conservation Districts.

SECTION 2. Copies of this Resolution shall be distributed to Richard C. Longmire, the Garvin Conservation District and the Oklahoma Conservation Commission.

GENERAL ORDER

✓ **SB 452** by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 452** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 452** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 452 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating,

Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Vann, Wadley, Watson and Wolfe.—37.

Excused: Butler, Helm, Howard, Lambert, Porter, Randle, Smith, Stipe, Tinsley, York and Young.—11.

The bill and emergency passed.

SB 452 was referred for engrossment.

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

GENERAL ORDER

✓ **SB 458** by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Crow, **SB 458** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **SB 458** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 458 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Vann, Wadley, Watson and Wolfe.—37.

Nay: Stipe.—1.

Excused: Butler, Helm, Howard, Lambert, Porter, Randle, Smith, Tinsley, York and Young.—10.

The bill passed.

Senator Helm asked to be shown present and desired to vote no on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 37. Nay: 2. Excused: 9.

The emergency passed.

SB 458 was referred for engrossment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 531 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 39 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ SB 529 by Pierce of the Senate and Riggs of the House was read and considered.

Senators Lamb, McCune and Helm asked to be made coauthors of SB 529, which was the order.

✗ Senator Murphy moved to amend SB 529, Page 1, Line 1, by placing after the word "No" and before the word "funds" the word "State", which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Dawson, Field, Funston, Grantham, Holden, Howard, Howell, Kilpatrick, Lane, Luton, McDaniel, Murphy, Rozell, Schuelein, Shatwell, Stipe, Terrill, Vann and Wadley.—25.

Nay: Capps, Dahl, Giles, Green, Helm, Keating, Keller, Lamb, McCune, Martin, Pierce, Taliaferro, Watson and Wolfe.—14.

Excused: Butler, Johnson, Lambert, Porter, Randle, Smith, Tinsley, York and Young.—9.

✗ Senator Grantham moved to amend SB 529, Page 1, Line 5, by adding after the word "necessary" and before the word "to" the following: "in the opinion of a medical doctor or doctor of osteopathy", which amendment was declared adopted.

✗ Senator Dawson moved to amend SB 529, Page 1, Line 5, by striking after the word "to" and before the word "of" all language and substituting therefor the following: "preserve the life", which amendment was tabled upon motion of Senator Lamb.

✗ Senator Grantham moved to amend SB 529, Page 1, Line 5, by adding after the word "mother" and before the period the following language: "or unless the pregnancy of the mother is the result of the rape of the mother", which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Dawson, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Rozell and Schuelein.—20.

Nay: Capps, Dahl, Giles, Helm, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Shatwell, Taliaferro, Vann, Watson and Wolfe.—16.

Excused: Butler, Crow, Lambert, Porter, Randle, Smith, Stipe, Terrill, Tinsley, Wadley, York and Young.—12.

X Senator Pierce moved to amend SB 529, by adding after the Grantham amendment the following language: "if the rape is reported to the appropriate law enforcement authorities", which amendment was declared adopted.

Upon motion of Senator Pierce, SB 529, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Pierce, SB 529, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Wadley presiding.

SB 529 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Crow, Dahl, Dawson, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Mc-

Daniel, Martin, Murphy, Pierce, Rozell, Shatwell, Taliaferro, Terrill, Vann, Watson and Wolfe.—33.

Nay: Cate, Clifton, Schuelein and Wadley.—4.

Excused: Butler, Field, Funston, Lambert, Porter, Randle, Smith, Stipe, Tinsley, York and Young.—11.

The bill and emergency passed.

SB 529 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.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 13, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 449 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 2:35 p.m. to meet Monday, February 13, 1978, at 1:30 p.m.

Twenty-fourth Legislative Day

Monday, February 13, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Stipe, Taliferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein and Smith.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Bobby Sunderland, Evangelist, Atlanta, Georgia, and incorporated into the Journal upon request of Senator Lamb.

Our Father in Heaven:

Thank You for these public servants who have dared to spend a portion of their lives in the political arena.

Thank You for their families because of their sacrifice in this labor of commitment.

Thank You for the political system we enjoy because it makes it possible for all of this to happen.

Thank You for the Gift of Life — and for Jesus Christ who makes eternal life possible, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Margaret East, R.N., Oklahoma City, and Stanley Rogers, D.O., Oklahoma City, as Nurse and Doctor of the Day. Senator Cate introduced Pat Mitchell, Moore, and Senator Watson introduced Bob Weeks, Jones, as student doctor and nurse of the day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 528 — County, State and Federal Government.

SB 588 — County, State and Federal Government.

SB 626 — County, State and Federal Government.

DO PASS, as amended:

CS for SB 286 — County, State and Federal Government, as coauthored by Johnson (Don) and Morgan of the House.

CS for SB 385 — Banks and Banking.

CS for SB 406 — Professions and Occupations, as coauthored by Parris.

CS for SB 450 — Appropriations and Budget, as coauthored by Terrill.

CS for SB 454 — Appropriations and Budget.

SB 489 — County, State and Federal Government.

CS for SB 509 — Insurance, as coauthored by Townsend.

CS for SB 542 — Agriculture.

CS for SB 596 — County, State and Federal Government.

SB 604 — Elections and Privileges, as coauthored by Shatwell, and be referred to Committee on Appropriations and Budget by previous order.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1546 — Appropriations and Budget.

HB 1556 — Appropriations and Budget.

HB 1571 — Appropriations and Budget.

HB 1588 — Social Welfare.

HJR 1044 — Appropriations and Budget and then to Social Welfare.

PENDING SENATE ACTION — RESOLUTION

HCR 1033, introduced on page 118, was called up for consideration.

HCR 1033 was read at length, adopted upon motion of Senator Tinsley, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 451 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Senator Murphy asked to be made a co-author of SB 451, which was the order.

Upon motion of Senator Randle, SB 451, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 451, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 451 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Butler, Crow, Field, Keating, Lambert, Porter, Schuelein, Smith and Terrill.—9.

The bill passed.

Senator Smith asked to be shown present, which was the order, and desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Excused: 8.

The emergency passed.

SB 451 was referred for engrossment.

GENERAL ORDER

✓ SB 456 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Upon motion of Senator Randle, SB 456 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 456 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 456 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Field, Keating, Lambert, Porter, Schuelein and Terrill.—8.

The bill and emergency passed.

SB 456 was referred for engrossment.

GENERAL ORDER

✓ SB 510 by Funston of the Senate and Elder of the House was read and considered.

Upon motion of Senator Funston, SB 510 was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 510 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 510 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein, Stipe and Wadley.—8.

The bill and emergency passed.

SB 510 was referred for engrossment.

GENERAL ORDER

✓ SB 434 by McCune was read and considered.

Senators Green and Wolfe asked to be made coauthors of SB 434, which was the order.

Senator McCune, citing Rule 8(d), asked unanimous consent that Representative Holaday be made House author of SB 434, which was the order.

Upon motion of Senator McCune, SB 434, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 434, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 434 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein, Stipe and Wadley.—8.

The bill and emergency passed.

SB 434 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 449, 452, 458 and 529 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 12 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

SB 455 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

Senator Berrong moved to amend SB 455, Page 3, Line 10, by striking after the word "Division" and before the word "Driver" the number "134" and substituting therefor the number "131", which amendment was declared adopted.

Upon motion of Senator Randle, SB 455, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 455, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 455 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein and Stipe.—7.

The bill and emergency passed.

SB 455 was referred for engrossment.

Senator Wadley presiding.

GENERAL ORDER

✓ SB 540 by Smith was read and considered.

Upon motion of Senator Smith, SB 540 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 540 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 540 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Nay: Boatner and Pierce.—2.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein and Stipe.—7.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby SB 540 passed.

GENERAL ORDER

✓ HB 1488 by Riggs, et al, of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, HB 1488 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1488 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1488 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein, Smith and Stipe.—8.

The bill and emergency passed.

HB 1488 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 40, as coauthored by Hammons and Roberts.

The above numbered Resolution was referred for enrollment.

GENERAL ORDER

✓ SB 525 by Martin was read and considered.

Senator Martin, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Duke be added as House author of SB 525.

✗ Senator Martin moved to amend SB 525, Page 2, Line 2, by striking the numbers "116.1" and inserting in lieu thereof the numbers "14-101," which amendment was declared adopted.

Upon motion of Senator Martin, SB 525, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, SB 525, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 525 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—39.

Excused: Butler, Crow, Field, Keating, Lambert, Schuelein, Smith, Stipe and York.—9.

The bill and emergency passed.

SB 525 was referred for engrossment.

GENERAL ORDER

✓ SB 565 by Berrong of the Senate and Cotner of the House was read and considered.

Senator Howell asked to be made a co-author of SB 565, which was the order.

Upon motion of Senator Berrong, SB 565, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, SB 565, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 565 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Butler, Crow, Field, Keating, Lambert, Porter, Schuelein, Smith and Stipe.—9.

The bill passed.

SB 565 was referred for engrossment.

GENERAL ORDER

✓ SB 504 by Dahl was read and considered.

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

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

THIRD READING

SB 504 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Field, Keating, Lambert, Porter, Schuelein and Stipe.—8.

The bill passed.

SB 504 was referred for engrossment.

GENERAL ORDER

✓ SB 583 by Dahl, Johnson and Taliaferro was read and considered.

Upon motion of Senator Dahl, SB 583 was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, SB 583 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Luton presiding.

SB 583 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Pierce, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—34.

Nay: Giles, Grantham, Howell, Martin, Murphy and Wolfe.—6.

Excused: Butler, Crow, Field, Keating, Lambert, Porter, Schuelein and Stipe.—8.

The bill passed.

SB 583 was referred for engrossment.

GENERAL ORDER

✓ SB 592 by Johnson of the Senate and Roberts of the House was read and considered.

Upon motion of Senator Johnson, SB 592 was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, SB 592 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Wadley presiding.

SB 592 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Dahl, Dawson, Holden, Howard, Howell, Johnson, McCune, Murphy, Randle, Rozell, Taliaferro, Tinsley, Wadley and York.—18.

Nay: Berrong, Clifton, Funston, Giles, Grantham, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Pierce, Shatwell, Terrill, Vann, Watson, Wolfe and Young.—19.

Excused: Butler, Crow, Field, Green, Helm, Keating, Lambert, Porter, Schuelein, Smith and Stipe.—11.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Johnson moved that the vote be reconsidered whereby SB 592 failed of passage.

GENERAL ORDER

✓ SB 548 by Murphy of the Senate and Draper of the House was read and considered.

Upon motion of Senator Murphy, SB 548 was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 548 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 548 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller,

Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Butler, Crow, Field, Keating, Lambert, Porter, Schuelein, Smith and Stipe.—9.

The bill passed.

SB 548 was referred for engrossment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, February 9, 1978, of Enrolled SB 511.

Senators Field and Keating asked to be shown present, which was the order.

GENERAL ORDER

✓ SB 415 by York of the Senate and Fried and Draper of the House was read and considered.

X Senator York moved to amend SB 415 by striking the emergency section, which amendment was declared adopted.

X Senator Berrong moved to amend SB 415, Page 1, Line 5, by adding after the word "sum" and before the word "Five" the words "not to exceed" and by striking the word "of"; and on Page 1, Line 6, after the figure "\$550,000.00" and before the word "to" on Page 2, Line 1, by striking the language "or so much as may be necessary", which amendment was declared adopted.

Upon motion of Senator York, SB 415, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, SB 415, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 415 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Crow, Lambert, Porter, Schuelein, Smith and Stipe.—7.

The bill passed.

SB 415 was referred for engrossment.

GENERAL ORDER

✓ SB 527 by Luton of the Senate and Steward of the House was read and considered.

Upon motion of Senator Luton, SB 527 was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, SB 527 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 527 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Howard, Keat-

ing, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, Wolfe and York.—32.

Nay: Boatner, Howell, Johnson, Keller, Vann, Watson and Young.—7.

Excused: Butler, Crow, Helm, Holden, Lambert, Porter, Schuelein, Smith and Stipe.—9.

The bill and emergency passed.

SB 527 was referred for engrossment.

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

GENERAL ORDER

✓ SB 430 by York of the Senate and Fried of the House was read and considered.

Upon motion of Senator York, SB 430 was advanced to engrossment.

By unanimous consent, upon request of Senator York, SB 430 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 430 was read for the third time at length.

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

Aye: Berrong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Green, Holden, Howard, Howell, Johnson, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Terrill, Tinsley, Wadley and York.—29.

Nay: Birdsong, Capps, Field, Grantham, Keating, Kilpatrick, Porter, Randle, Taliaferro, Vann, Watson, Wolfe and Young.—13.

Excused: Butler, Helm, Lambert, Schuelein, Smith and Stipe.—6.

The bill passed.

Senators Taliaferro, Grantham, Randle, Keating, Capps and Field desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 7. Excused: 6.

The emergency passed.

SB 430 was referred for engrossment.

Senator McCune presiding.

GENERAL ORDER

✓ SB 500 by Boatner was read and considered.

X Senator Howell moved to amend SB 500, Page 4, Line 11, by adding after the word "permitted" and before the word "the" the following: "in an appeal involving only one party", which amendment was declared adopted.

Upon motion of Senator Boatner, SB 500, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, SB 500, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 500 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—40.

Nay: Dawson.—1.

Excused: Butler, Helm, Lambert, Schuelein, Smith, Stipe and Young.—7.

The bill passed.

SB 500 was referred for engrossment.

GENERAL ORDER

✓ SB 419 by Wolfe of the Senate and Smith of the House was read and considered.

Upon motion of Senator Wolfe, SB 419 was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, SB 419 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 419 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell,

Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Helm, Lambert, Porter, Schuelein, Smith and Stipe.—7.

The bill passed.

SB 419 was referred for engrossment.

GENERAL ORDER

✓ SB 553 by Terrill of the Senate and Joiner of the House was read and considered.

Upon motion of Senator Terrill, SB 553 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 553 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 553 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Helm, Lambert, Schuelein, Smith and Stipe.—6.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Terrill moved that the vote be reconsidered whereby SB 553 passed.

GENERAL ORDER

✓ SB 543 by Holden and Howard of the Senate and Fried and Townsend of the House was read and considered.

Upon motion of Senator Holden, SB 543 was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, SB 543 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 543 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Helm, Lambert, Schuelein, Smith and Stipe.—6.

The bill and emergency passed.

SB 543 was referred for engrossment.

GENERAL ORDER

✓ SB 608 by Terrill was read and considered.

Upon motion of Senator Terrill, **SB 608** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SB 608** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 608 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Helm, Howard, Lambert, Schuelein, Smith and Stipe.—7.

The bill and emergency passed.

SB 608 was referred for engrossment.

GENERAL ORDER

SB 584 by Dahl, Taliaferro, Capps and Field was read and considered.

Senator Giles asked to be made a co-author of **SB 584**, which was the order.

Upon motion of Senator Dahl, **SB 584**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 584**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 584 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Nay: Grantham.—1.

Excused: Butler, Helm, Howard, Lambert, Schuelein, Smith and Stipe.—7.

The bill passed.

SB 584 was referred for engrossment.

GENERAL ORDER

SB 503 by Wolfe of the Senate and Smith of the House was read and considered.

Upon motion of Senator Wolfe, **SB 503** was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, **SB 503** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 503 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Crow, Field, Funston, Giles, Grantham,

Green, Holden, Keating, Lamb, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Shatwell, Taliaferro, Terrill, Watson, Wolfe and York.—25.

Nay: Birdsong, Boatner, Dahl, Howell, Johnson, Keller, Kilpatrick, Luton, Porter, Randle, Rozell, Tinsley, Vann, Wadley and Young.—15.

Excused: Butler, Dawson, Helm, Howard, Lambert, Schuelein, Smith and Stipe.—8.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Porter moved that the vote be reconsidered whereby SB 503 passed.

GENERAL ORDER

SB 582 by Johnson of the Senate and Draper of the House was read and considered.

Upon motion of Senator Johnson, SB 582 was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, SB 582 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 582 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane,

Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Helm, Lambert, Schuelein, Shatwell, Smith and Stipe.—7.

The bill and emergency passed.

SB 582 was referred for engrossment.

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 529 he would have voted "AYE", which was the order.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator McCune presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Holden, advised and consented to the confirmation of GEORGE ARMSTRONG, Marlow, as a member of the War Veterans Commission, to serve a 3-year term ending July 1, 1980. Mr. Armstrong succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of ARTHUR COSGROVE, Bethany, as the safety engineer member of the State Fire Marshal Commission, to serve a 5-year term ending July 1, 1982. Mr. Cosgrove succeeds Harold K. Wood, Norman.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of BETTY DRUMMOND, Pawhuska, as a member of the Board of Trustees of University Hospital, District 2, to serve a 3-year term ending June 30, 1980. Mrs. Drummond succeeds Carolyn Sams, Muskogee.

The Senate, in executive session, and upon motion of Senator Dawson, advised and consented to the confirmation of LLOYD LENTZ, Guthrie, as a member of the Real Estate Commission, to serve a 3-year term ending July 1, 1980. Mr. Lentz succeeds himself.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of J.F. QUINLAN, Barnsdall, as the petroleum refining member of the Air Quality Council, to serve a 7-year term ending June 15, 1984. Mr. Quinlan succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of HERMAN E. SMITH, JR., P.E., Oklahoma City, as a member of the State Board of Registration of Professional Engineers and Land Surveyors to serve a 5-year term ending June 28, 1982. Mr. Smith succeeds himself.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of GEORGE WAYMAN, Burbank, as Chairman, Police Committee, to the Oklahoma Crime Commission, to serve at the Governor's pleasure. Mr. Wayman succeeds Ken Upton.

The Senate in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of JIM WINGERT, Oklahoma City, as a member of the Police Pension and Retirement Board, District 5, to serve a 3-year term ending July 1, 1980. Mr. Wingert succeeds himself.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 14, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1488 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:40 p.m. to meet Tuesday, February 14, 1978, at 1:30 p.m.

Twenty-fifth Legislative Day

Tuesday, February 14, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Lambert.—1.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sunderland and incorporated into the Journal upon request of Senator Lamb.

Our Father in Heaven, Help us to be sensitive to the needs of other people. Teach us to be aware of opportunities to be a good samaritan to somebody every-

day. Forgive us for being in such a hurry that we fail to remember people's names.

Forgive us for the opportunities we've missed to share a word of encouragement and hope to others.

Father, remind us that the paperwork of today will be in the archives tomorrow. Teach us to be patient with the faults and failings of others — full of patience, grace and mercy — rather than judgment and harsh criticisms, remembering that Jesus taught us it is never right for one sinner to stone another. Challenge us to follow the example of Jesus, who believed everybody was somebody and who put loving people at the top of his agenda, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McDaniel introduced Gary Lovell, Weleetka, as student doctor of the day. Senator Kilpatrick introduced Terry Nickels, D.O., Oklahoma City, as Doctor of the Day. Senator York introduced Louise Pound, R.N., Oklahoma City, as Nurse of the Day.

Senator Dawson introduced his wife, Marie.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 497 — County, State and Federal Government.

SB 522 — County, State and Federal Government. (Amended by Agriculture Committee).

SB 536 — Revenue and Taxation.

SB 544 — County, State and Federal Government.

SB 545 — Public Safety and Penal Affairs, as coauthored by Parris.

SB 546 — Public Safety and Penal Affairs, as coauthored by Parris.

SB 558 — Revenue and Taxation, as coauthored by Green of the Senate and Nance of the House.

SB 562 — Agriculture, as coauthored by Giles and Taliaferro.

SB 568 — Public Safety and Penal Affairs, as coauthored by Arnold.

SB 571 — Judiciary, as coauthored by Smith of the House.

SB 575 — County, State and Federal Government.

SB 585 — Public Safety and Penal Affairs.

SB 587 — County, State and Federal Government.

SB 598 — Public Safety and Penal Affairs.

SB 630 — County, State and Federal Government.

SJR 54 — Public Safety and Penal Affairs, as coauthored by Arnold and be referred to Committee on County, State and Federal Government by previous order.

DO PASS, as amended:

CS for SB 20 — Revenue and Taxation. Remove Terrill as principal author and

place Smith as principal author, with the following coauthors: Terrill, Clifton, Holden, Green and Helm of the Senate.

CS for SB 143 — Public Safety and Penal Affairs.

SB 507 — Revenue and Taxation.

CS for SB 532 — Revenue and Taxation, as coauthored by Townsend.

SB 560 — Revenue and Taxation.

SB 576 — Revenue and Taxation, as coauthored by Green.

SB 617 — Revenue and Taxation, as coauthored by Murphy of the Senate and be referred to Committee on Appropriations and Budget by previous order.

SJR 55 — Public Safety and Penal Affairs.

UNANIMOUS CONSENT REQUEST

Senator Taliaferro introduced Miss Renea Shipp and asked unanimous consent, which was granted, that she be named Honorary Page for this legislative day.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1489, 1499 and 1633 and HJR 1041.

HB 1489 — By Lancaster and Elder.

An Act relating to cities and towns; providing for filing of plat or map with county clerk and county assessor; directing codification; and setting an effective date.

HB 1499 — By Thompson (Mick), Twidwell and Wilson.

An Act relating to schools; amending 70 O.S. 1971, Section 5-124; prohibiting contracts between a school district and members of a school board having a financial interest and providing an exception thereto.

HB 1633 — By Abbott, Converse and Elder of the House and McDaniel of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-103A, as amended by Section 1, Chapter 85, O.S.L. 1976 (47 O.S. Supp. 1977, Section 14-103A); providing maximum lengths and widths for mobile homes and other mobile structures; requiring special permit for movement of structures exceeding certain specifications; prescribing time, distance and manner of such movement; providing definitions; requiring permit for movement of houses and buildings and specifying maximum dimensions and distances; directing codification; and providing an effective date.

HJR 1041 — By Poulos, et al.

A Joint Resolution directing the Secretary of State to refer to the people for their approval or rejection a proposed amendment to Section 12a of Article X of the Oklahoma Constitution; modifying manner of distribution of certain taxes collected for the maintenance of the common schools; creating the State Public School Equalization Fund; providing additional tax sources for the Public School Equalization Fund; providing a ballot title; and directing filing.

The above numbered HBs and HJR were read for the first time.

GENERAL ORDER

✓ **SB 549** by Keating and Lamb of the Senate and Cowan of the House was read and considered.

Upon motion of Senator Keating, **SB 549** was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, **SB 549** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 549 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Keating, Keller, Lamb, Lane, Luton, McCune, Martin, Murphy, Porter, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—37.

Nay: Boatner, Crow, Dawson, Johnson, Kilpatrick, McDaniel, Pierce, Randle and Schuelein.—9.

Excused: Howell and Lambert.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lamb moved that the vote be reconsidered whereby **SB 549** passed.

MOTION TO RECONSIDER VOTE

Senator Keller asked for consideration of his motion to reconsider the vote whereby **SB 540** passed.

Senator Smith moved to table the Keller motion to reconsider, which motion to table was declared adopted.

SB 540 was referred for engrossment.

GENERAL ORDER

✓ **SB 486** by Boatner was read and considered.

Upon motion of Senator Boatner, **SB 486** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **SB 486** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 486 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Grantham, Green, Holden, Howard, Johnson, Keating, Lane, Luton, Martin, Murphy, Porter, Rozell, Shatwell, Smith, Tinsley, Vann, Wadley and York.—26.

Nay: Berrong, Butler, Dawson, Field, Giles, Helm, Keller, Kilpatrick, Lamb, McCune, McDaniel, Pierce, Randle, Schuelein, Taliaferro, Terrill, Watson, Wolfe and Young.—19.

Excused: Howell, Lambert and Stipe.—

3.

The bill passed.

Senators Berrong, Randle, Kilpatrick, Giles, Terrill and Dawson desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 13. Excused: 3.

The emergency passed.

SB 486 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading and transmitting for signature Enrolled HB 1488.

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 1033.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 415, 419, 430, 434, 451, 455, 456, 500, 504, 510, 525, 527, 543, 548, 565, 582, 583, 584 and 608 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 40 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 440 by Cate, Dahl, Johnson and McCune was read and considered.

Senator Johnson asked to be removed as a coauthor of SB 440, which was the order.

Senator Martin moved to amend SB 440, Page 2, Line 15, by striking after the word "no" and before the word "additional" the word "greater" and on Line 16, by striking after the word "registrant" and before the period the following "than twenty-five cents (\$.25)", which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Field, Funston, Giles, Grantham, Green, Helm, Holden, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—35.

Nay: Butler, Cate, Crow, Dahl, Dawson, Howard, Randle, Rozell and Smith.—9.

Excused: Howell, Lambert, Stipe and York.—4.

X Senator Keller moved to amend SB 440, page 2, Line 13, by striking the word "its" on Line 13 and putting after the word "destruction" the following: "of said sticker, seal or identification marker.", which amendment was declared adopted.

X Senator Cate moved to amend SB 440, Page 3, Line 12½, by adding the following:

"The method of display shall prescribe display on the rear window of each vehicle except where the Commission determines the same is impossible or may cause damage to a particular type of vehicle, in which case display shall be prescribed on the front windshield of such type of vehicle.",

which amendment was declared adopted.

X Senators Lamb and Cate moved to amend SB 440, Page 4, Line 3, by striking after the word "effective" and before the period on Line 4 all language and inserting the following: "on the official date for new registration for the year 1979.", which amendment was declared adopted.

X Senator Howell moved to amend SB 440, Page 3, Line 14, by striking after the word "shall" the balance of the sentence and inserting in lieu thereof the following: "be punishable by a fine not to exceed One Thousand Dollars (\$1,000.00)", which amendment was declared adopted.

Upon motion of Senator Cate, SB 440, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, SB 440, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 440 was read for the third time at length.

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

Aye: Butler, Clifton, Dahl, Funston, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Rozell, Taliaferro, Terrill, Vann and York.—20.

Nay: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dawson, Field, Giles, Grantham, Helm, Lane, McDaniel, Murphy, Pierce, Porter, Randle, Schuelein, Shatwell, Smith, Tinsley, Watson, Wolfe and Young.—24.

Excused: Howell, Lambert, Stipe and Wadley.—4.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Cate moved that the vote be reconsidered whereby SB 440 failed of passage.

GENERAL ORDER

✓ SB 454 by Crow and Randle of the Senate and Davis (Don) and Barker of the House was read and considered.

X Senator Boatner moved to amend SB 454, Page 5, Line 1, by striking the figure "\$6,000,000" and inserting in lieu thereof "\$7,000,000" and on Page 6, Line 1, by striking the figure "\$357,710,080" and inserting in lieu thereof the figure "\$358,710,080", which amendment was declared adopted.

Upon motion of Senator Crow, SB 454, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 454, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Terrill asked unanimous consent, which was granted, to submit an amendment on third reading.

Senator Terrill moved to amend SB 454, Page 7, Lines 8 and 9, by changing the words and figure "Thirty-five Thousand Dollars (\$35,000.00)" to "Fifty Thousand Dollars (\$50,000.00)", which amendment was declared adopted.

SB 454 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Nay: Helm.—1.

Excused: Howell, Lambert, Stipe and Wadley.—4.

The bill and emergency passed.

SB 454 was referred for engrossment.

GENERAL ORDER

SB 450 by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House was read and considered.

Senator Terrill moved to amend SB 450, Page 7, Line 2, by changing the figures "7,200" to "13,500" and the figures "9,930" to "18,000"; and on Line 9, change the words and figures "Fifteen Thousand Dollars (\$15,000.00)" to "Eighteen Thousand Dollars (\$18,000.00)", which amendment was declared adopted.

Upon motion of Senator Crow, SB 450, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 450, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 450 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howell, Lambert, Stipe, Tinsley and Wadley.—5.

The bill and emergency passed.

SB 450 was referred for engrossment.

GENERAL ORDER

SB 573 by Smith and Shatwell of the Senate and Matheson of the House was read and considered.

Upon motion of Senator Smith, SB 573 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 573 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 573 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howell, Lambert, Stipe, Terrill and Wadley.—5.

The bill and emergency passed.

SB 573 was referred for engrossment.

GENERAL ORDER

SB 515 by Howard of the Senate and Willis of the House was read and considered.

Upon motion of Senator Howard, SB 515 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 515 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 515 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Howell, Lambert, Stipe, Terrill and Wadley.—5.

The bill and emergency passed.

SB 515 was referred for engrossment.

GENERAL ORDER

SB 521 by Smith and Terrill was read and considered.

Upon motion of Senator Smith, SB 521 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 521 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 521 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field,

Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Boatner and Pierce.—2.

Excused: Howell, Lambert, Stipe, Terrill and Wadley.—5.

The bill passed.

SB 521 was referred for engrossment.

RESOLUTION

Senator Cate introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 41 — By Cate and Smith.

A Concurrent Resolution relating to unemployment compensation contributions; authorizing the Employment Security Commission to approve applications of state institutions of higher education and nonprofit organizations to become liable for unemployment compensation payments in lieu of contributions to unemployment compensation funds without certain required bond or deposit.

GENERAL ORDER

✓ SB 535 by York of the Senate and Deatherage of the House was read and considered.

Upon motion of Senator York, SB 535 was advanced to engrossment.

By unanimous consent, upon request of Senator York, SB 535 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 535 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Randle, Schuelein, Shatwell, Smith, Tinsley, Vann, Watson, York and Young.—33.

Nay: Butler, Dawson, Funston, Johnson, Murphy, Pierce, Porter, Rozell and Wolfe.—9.

Excused: Howell, Lambert, Stipe, Taliaferro, Terrill and Wadley.—6.

The bill passed.

SB 535 was referred for engrossment.

GENERAL ORDER

✓ SB 286 by McCune of the Senate and Johnson (Don) and Morgan of the House was read and considered.

Upon motion of Senator McCune, SB 286 was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 286 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator McCune asked unanimous consent, which was granted, that further consideration of SB 286 be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 40.

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

The Chair moved that, when the clerk's desk is clear, the Senate stand adjourned

to meet Wednesday, February 15, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 552 was referred for engrossment.

Upon motion of the Chair, the Senate adjourned at 4:20 p.m., to meet Wednesday, February 15, 1978, at 1:30 p.m.

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GENERAL ORDER

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Twenty-sixth Legislative Day

Wednesday, February 15, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Randle and Stipe.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sunderland and incorporated into the Journal upon request of Senator Lamb.

Our Father in Heaven: Thank You for the privilege for working with this fellowship of select people here in the Oklahoma Senate. Give them a double portion of your strength in the face of the pressures

and temptations faced by folks in the positions of power, privilege and influence. Remind them daily of the long range consequences of short range decisions in both public and personal life. Give them the inner strength to live in such a way that the people who love them the most will always be proud, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Field introduced W.A. Miller, D.O., Woodward, as Doctor of the Day. Senator Clifton introduced Ronnie Keith, Moore, as the student doctor. Senator Funston, on behalf of Senator Dawson, introduced Peggy Jones, R.N., Wewoka, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 346 — County, State and Federal Government.

SB 523 — County, State and Federal Government.

SB 537 — Wildlife, as coauthored by Parris.

SB 541 — County, State and Federal Government, as coauthored by Murphy and Lamb of the Senate and Riggs, Townsend, Frates and Matheson of the House.

SB 551 — County, State and Federal Government and be referred to Committee on Appropriations and Budget by previous order.

SB 555 — Wildlife, as coauthored by Roberts.

SB 579 — Judiciary, as coauthored by Steward.

SB 580 — Judiciary, as coauthored by Henry.

HB 1540 — Appropriations and Budget, as coauthored by Terrill.

HB 1542 — Appropriations and Budget, as coauthored by Terrill and Field.

HB 1549 — Appropriations and Budget, as coauthored by Terrill.

HB 1554 — Appropriations and Budget, as coauthored by Murphy of the Senate.

DO PASS, as amended:

SB 366 — Public and Mental Health.

CS for SB 494 — County, State and Federal Government.

SB 547 — Judiciary, and be referred to Committee on Insurance by previous order.

CS for SB 550 — Revenue and Taxation, as coauthored by Smith and Clifton of the Senate and Barker of the House.

CS for SB 586 — Judiciary.

SB 589 — Elections and Privileges, as coauthored by Abbott and be referred to Committee on Appropriations and Budget by previous order.

CS for SB 606 — Judiciary, as coauthored by Riggs.

SB 617 — Appropriations and Budget, and be referred to Committee on County, State and Federal Government by previous order.

CS for SB 618 — Revenue and Taxation, as coauthored by Barker.

SB 624 — Education, Common, as coauthored by Joiner.

SB 629 — Education, Common, as coauthored by Abbott.

CS for SB 635 — Social Welfare, as coauthored by Townsend.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1489 — Municipal Government.

HB 1499 — Education, Common.

HB 1633 — Revenue and Taxation.

HJR 1041 — Constitutional Revision and Regulatory Services and then to Education, Common.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1535, 1536, 1545, 1547, 1548, 1564, 1567, 1572 and 1574.

HB 1535 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Legislature — Appropriation — Emergency).

HB 1536 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Legislative Council — Appropriation — Emergency).

HB 1545 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(State Examiner and Inspector — Appropriation — Emergency).

HB 1547 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Department of Economic and Community Affairs — Appropriation — Emergency).

HB 1548 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Oklahoma Tax Commission — Appropriation — Amending 47 O.S. Supp. 1971, Section 22.30h — Emergency).

HB 1564 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma Crime Commission and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees within certain limitations; limiting expenditures for salaries and wages; reappropriating certain funds for matching purposes; authorizing use of all funds appropriated for federal matching purposes; making appropriations nonfiscal; providing severability; and declaring an emergency.

HB 1567 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Department of Corrections — Appropriations — Amending 22 O.S. Supp. 1977, Section 991d, 47 O.S. 1971, Section 156, 57 O.S. Supp. 1977, Sections 513.1 and 536 — Repealing 57 O.S. Supp. 1977, Section 554 — Emergency).

HB 1572 — By Davis (Don), Barker and Sparkman of the House and Crow and Randle of the Senate.

(Oklahoma Tourism and Recreation Department — Appropriations — Repealing 74 O.S. Supp. 1977, Section 1821 — Emergency).

HB 1574 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Water Resources Board and making appropriations there-

to; stating the purposes; providing for appointment, duties and compensation of employees; designating Executive Director's salary; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

The above numbered HBs were read for the first time.

PENDING SENATE ACTION — RESOLUTIONS

SCR 41, introduced on page 214, was called up for consideration.

SCR 41 was read at length, adopted upon motion of Senator Cate, properly signed and ordered referred for engrossment.

HCR 1020, introduced on page 95, was called up for consideration.

HCR 1020 was read at length, adopted upon motion of Senator Young, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

SB 546 by Rozell of the Senate and Paris of the House was read and considered.

Upon motion of Senator Rozell, **SB 546** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **SB 546** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 546 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Nay: Birdsong, Crow, Grantham, Lane and Wolfe.—5.

Excused: Randle and Stipe.—2.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby SB 546 passed.

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

MOTION

Senator Murphy moved that the rules be suspended for the purpose of introducing a joint resolution after the cutoff date, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Nay: Dawson.—1.

Excused: Dahl, Randle and Stipe.—3.

FIRST READING

The following resolution was introduced and read the first time.

SJR 57 — By Murphy.

A Joint Resolution relating to annual motor vehicle registration; directing that the per diem penalty period be extended from March 3, 1978, to March 10, 1978; directing that the double license fee penalty be applicable effective March 11, 1978.

MOTION TO RECONSIDER VOTE

Senator Johnson asked for consideration of his motion to reconsider the vote whereby SB 592 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—43.

Nay: Birdsong, Keating, Pierce and Watson.—4.

Excused: Stipe.—1.

THIRD READING

Senator Johnson asked unanimous consent, which was granted, to submit an amendment on third reading.

✱ Senator Berrong moved to amend SB 592, Page 1, Line 4, by adding after the word "person" and before the word "may" the following: "after January 1,

1980", which amendment was declared adopted.

SB 592 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe and Young.—38.

Nay: Birdsong, Helm, Keller, Lambert, McCune, Pierce and Watson.—7.

Excused: Howard, Stipe and York.—3.

The bill passed.

SB 592 was referred for engrossment.

GENERAL ORDER

✓ SB 143 by Dawson was read and considered.

Senator Dawson, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Johnston be added as House author of SB 143.

Upon motion of Senator Dawson, SB 143, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, SB 143, as coauthored, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Howard, Stipe, Terrill and Wadley.—4.

The bill passed.

SB 143 was referred for engrossment.

GENERAL ORDER

✓ SB 524 by Crow was read and considered.

Senators Luton and Boatner asked to be made coauthors of SB 524, which was the order.

✗ Senator Crow moved to amend SB 524, Page 2, Line 1, by restoring the original language on Line 1 except the word "ice", which amendment was declared adopted.

✗ Senator Crow moved to amend SB 524, Page 13, Line 3, by adding after the word "electricity" and before the period the following language: "shall be exempt when sold exclusively for residential use", which amendment was declared adopted.

Upon motion of Senator Crow, SB 524, as amended and coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 524, as amended and co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 524 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—47.

Excused: Stipe.—1.

The bill and emergency passed.

SB 524 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 450, 454, 486, 515, 535, 540, 552 and 573 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 423 by Dawson of the Senate and Cummings of the House was read and considered.

Senator Howell asked to be made a co-author of SB 423, which was the order.

Upon motion of Senator Dawson, SB 423, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, SB 423, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 423 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Murphy, Randle, Rozell, Shatwell, Tinsley, Vann, Wadley, Watson and York.—32.

Nay: Birdsong, Butler, Giles, Keller, Lambert, McCune, Martin, Pierce, Porter, Schuelein, Taliaferro and Wolfe.—12.

Excused: Smith, Stipe, Terrill and Young.—4.

The bill passed.

SB 423 was referred for engrossment.

Senator Crow presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 521 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 554 by Watson of the Senate and Denman of the House was read and considered.

Upon motion of Senator Watson, SB 554 was advanced to engrossment.

By unanimous consent, upon request of Senator Watson, SB 554 was considered engrossed and placed on third reading and final passage.

Senator Murphy presiding.

THIRD READING

SB 554 was read for the third time at length.

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

Aye: Berrong, Capps, Dawson, Field, Funston, Giles, Green, Keating, Keller, Lamb, McDaniel, Martin, Murphy, Shatwell, Taliaferro, Vann, Watson, Wolfe and York.—19.

Nay: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Grantham, Helm,

Holden, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McCune, Pierce, Porter, Rozell, Schuelein, Tinsley and Young.—23.

Excused: Howard, Randle, Smith, Stipe, Terrill and Wadley.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby SB 554 failed of passage.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 16, 1978, at 1:00 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:20 p.m. to meet Thursday, February 16, 1978, at 1:00 p.m.



Twenty-seventh Legislative Day

Thursday, February 16, 1978

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

Roll Call:

Present: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Boatner, Porter, Randle and Stipe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sunderland and incorporated into the Journal upon request of Senator Lamb.

Our Father in Heaven: Thank You for the privilege of serving this brief time with these dedicated public servants.

Give these folks a zeal for their assignments — even when it is tedious and boring.

Give them a discernment for the weightier issues so they will not waste their time, talent and energy.

Give them a growing appreciation and respect for their colleagues.

Protect them from ivory tower isolation. Deepen their sensitivity to the pains and problems of people.

Help them to remember they are more than blood, bone and hank of hair — and the spiritual dimensions of life should always have priority, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced Henry Harnish, D.O., Enid, as Doctor of the Day. Senator Watson introduced Mike Salrin, Edmond, as the student doctor of the day, and Juanita Proctor, R.N., as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

- SB 154 — Roads and Highways.
 SB 208 — Criminal Jurisprudence.
 SB 308 — Roads and Highways.
 SB 383 — Roads and Highways.
 SB 384 — Judiciary.
 SB 395 — Municipal Government, as coauthored by Harper.
 SB 413 — Roads and Highways.
 SB 414 — Roads and Highways.
 SB 436 — Roads and Highways.
 SB 488 — Public Safety and Penal Affairs and be referred to Committee on Criminal Jurisprudence by previous order.
 SB 488 — Criminal Jurisprudence.
 SB 533 — Municipal Government, as coauthored by Elder.
 SB 574 — Public Safety and Penal Affairs, and be referred to Committee on Appropriations and Budget by previous order.
 SB 574 — Appropriations and Budget.
 SB 591 — Judiciary, as coauthored by Elder.
 SB 593 — Education, Common and be referred to Committee on County, State and Federal Government by previous order.
 SB 594 — County, State and Federal Government (Amended by Education, Higher as Committee Substitute).
 SB 599 — County, State and Federal Government.
 SB 604 — Appropriations and Budget, as coauthored by Matheson (amended by Elections and Privileges.)
 SB 617 — County, State and Federal Government, as coauthored by Deatherage (amended by Appropriations and Budget).
 SB 620 — Judiciary, as coauthored by Clifton of the Senate and Craighead of the House.
 SB 632 — Rules, as coauthored by Luton.

SB 639 — Municipal Government, as coauthored by Peterson, and be referred to Committee on County, State and Federal Government by previous order.

SJR 35 — Judiciary.

SJR 44 — County, State and Federal Government.

SJR 51 — Roads and Highways.

SJR 52 — Roads and Highways.

HB 1514 — Judiciary.

HB 1543 — Appropriations and Budget, as coauthored by Terrill.

HB 1544 — Appropriations and Budget, as coauthored by Terrill.

HB 1555 — Appropriations and Budget, as coauthored by Murphy of the Senate.

DO PASS, as amended:

CS for SB 32 — Roads and Highways.

CS for SB 35 — Insurance, as coauthored by Elder.

SB 182 — Insurance.

SB 206 — Judiciary, as coauthored by Tinsley.

CS for SB 259 — Rules. Remove Keller as Senate author or coauthor and replace with Terrill as Senate author.

CS for SB 382 — County, State and Federal Government.

CS for SB 432 — Revenue and Taxation.

CS for SB 435 — Roads and Highways.

CS for SB 514 — Public and Mental Health, as coauthored by Bradshaw, Converse, Davis (Guy), Duke, Elder, Ervin, Fitzgibbon, Henry, Peterson, Roberts, Thompson (Mick), Trent, Weichel, Whorton and Wiseman of the House.

SB 520 — Municipal Government, as coauthored by Steward and Frates.

SB 526 — Rules, as coauthored by Luton, Rozell and Johnson of the Senate.

SB 538 — Roads and Highways, as coauthored by Taliaferro of the Senate and Dunn and Weichel of the House.

CS for SB 539 — Business, Industry and Labor Relations, as coauthored by Kane.

CS for SB 551 — Appropriations and Budget, as coauthored by Davis (Don).

CS for SB 561 — Professions and Occupations.

SB 563 — Professions and Occupations, as coauthored by Craighead.

CS for SB 567 — Social Welfare, as coauthored by Twidwell.

CS for SB 572 — Banks and Banking, as coauthored by Terrill, Funston and Berong.

CS for SB 594 — Education, Higher, as coauthored by Kamas of the House and be referred to committee on County, State and Federal Government by previous order.

SB 602 — Criminal Jurisprudence.

SB 612 — Public and Mental Health, as coauthored by Funston.

SB 614 — Public and Mental Health, as coauthored by Funston.

SB 622 — County, State and Federal Government.

CS for SB 623 — Business, Industry and Labor Relations, as coauthored by Fried.

CS for SB 627 — Judiciary.

SB 640 — Oil and Gas, as coauthored by Peterson.

SJR 46 — Appropriations and Budget.

SJR 49 — Public and Mental Health, as coauthored by Funston and Matheson.

HB 1551 — Appropriations and Budget, as coauthored by Terrill.

HB 1560 — Appropriations and Budget, as coauthored by Boatner.

UNANIMOUS CONSENT REQUEST

Senator Murphy asked unanimous consent that when SJR 57 is read the second time it be referred direct to the Calendar as coauthored by Luton, which was the order.

SECOND READING

The following were read the second time and referred to the committees indicated.

SJR 57 — Direct to Calendar.

HB 1535 — Appropriations and Budget.

HB 1536 — Appropriations and Budget.

HB 1545 — Appropriations and Budget.

HB 1547 — Appropriations and Budget.

HB 1548 — Appropriations and Budget.

HB 1564 — Appropriations and Budget.

HB 1567 — Appropriations and Budget.

HB 1572 — Appropriations and Budget.

HB 1574 — Appropriations and Budget.

Senator Howard presiding.

SPECIAL INTRODUCTION

Senator Holden introduced Mr. Moshe Arens, member of the Knesset (Parliament) of the State of Israel, and also former professor of aeronautical engineering, Technion Institute of Technology, and Deputy Director of Israel Aircraft Industries, accompanied by Mr. Walter Janco, Oklahoma City, and asked unanimous consent, which was granted, that Mr. Arens be granted privileges of the floor to address the Senate. President Pro Tempore Howard appointed as a Special Committee to escort Mr. Arens: Senators Holden, Crow and Howell.

Mr. Arens addressed the Senate on the status of the Middle East peace efforts in which he has played an instrumental part in the negotiations. In 1971 he was awarded the Israel Defense Prize. President Pro Tempore Howard and the membership of the Senate warmly received Mr. Arens and his party to the State of Oklahoma.

Senator Luton presiding.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1020.

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

GENERAL ORDER

✓ **SJR 55** by Dahl of the Senate and Kennedy of the House was read and considered.

Senator Dahl, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Holden be added as a coauthor of **SJR 55**.

Senator Dahl asked unanimous consent that all Senators be added as coauthors of **SJR 55**, which was the order.

Upon motion of Senator Dahl, **SJR 55**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SJR 55**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 55 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Boatner, Howard, Porter, Randle, Smith and Stipe.—6.

The resolution passed.

SJR 55 was referred for engrossment.

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

GENERAL ORDER

✓ **SB 631** by Howell and Terrill was read and considered.

Senators Lamb and Grantham asked to be made coauthors of **SB 631**, which was the order.

Senator Howell, citing Rule 8(d), asked unanimous consent that Representative Craighead be named House author of **SB 631**, which was the order.

Upon motion of Senator Howell, **SB 631**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 631**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 631 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Boatner, Howard, Randle, Smith, Stipe and Wadley.—6.

The bill passed.

SB 631 was referred for engrossment.

Senator Cate presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 143, 423, 524 and 592 and SCR 41 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 507 by Porter was called up for consideration.

Senators Crow, Lambert, Luton and Birdsong asked to be made coauthors of SB 507, which was the order.

X Senators Keller, Lambert, McCune, Pierce, Helm and Birdsong moved to amend SB 507, Page 2, Line 4, by adding after the word "tax" a new Section 2 as follows:

"SECTION 2. 68 O.S. 1971, Section 1305, is amended by adding a new subsection 1305(t), as follows:

Subsection 1305(t). Sale of prescriptive drugs and medicines.", and by renumbering subsequent sections.

Senator Porter moved to table the foregoing amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Berrong, Clifton, Field, Grantham, Murphy and Schuelein.—6.

Nay: Birdsong, Butler, Capps, Cate, Crow, Dahl, Dawson, Funston, Giles, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Porter, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—37.

Excused: Boatner, Howard, Randle, Smith and Stipe.—5.

Senator Keller pressed his motion to amend, which amendment was declared adopted.

X Senator Keating moved to amend SB 507, Page 2, Line 3, by adding after the word "girls" and before the word "shall" the following: "and all groups and organizations recognized as tax exempt under Section 501(c) of the Internal Revenue Code."

Senator Keller moved to table the Keating amendment, which motion to table was declared adopted.

Senator Crow asked unanimous consent to cripple the title, to which request objection was heard.

X Senator Crow moved to amend SB 507 by crippling the title, which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Grantham, Holden, Howell, Keller, Lane, Luton, Murphy, Rozell, Schuelein, Shatwell, Terrill, Vann, Wadley and Young.—23.

Nay: Birdsong, Dawson, Giles, Green, Helm, Johnson, Keating, Kilpatrick, Lamb, Lambert, McCune, McDaniel, Martin, Pierce, Porter, Taliaferro, Tinsley, Watson, Wolfe and York.—20.

Excused: Boatner, Howard, Randle, Smith and Stipe.—5.

Senator Keller, having voted on the prevailing side of the vote on the Crow amendment, moved that the vote by which said amendment passed be reconsidered.

Senator Crow moved to table the Keller motion to reconsider, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Butler, Capps, Cate, Clifton, Crow, Field, Funston, Grantham, Holden, Howard, Howell, Lane, Luton, Murphy, Rozell, Schuelein, Shatwell, Vann, Wadley, York and Young.—22.

Nay: Birdsong, Dahl, Dawson, Giles, Green, Helm, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, McCune, McDaniel, Martin, Pierce, Porter, Taliaferro, Tinsley, Watson and Wolfe.—21.

Excused: Boatner, Randle, Smith, Stipe and Terrill.—5.

Upon motion of Senator Porter, **SB 507**, as amended and coauthored, was advanced to engrossment.

Senator Porter asked unanimous consent that **SB 507** be considered engrossed and placed on third reading and final passage, to which request Senator Luton objected.

Senator Porter moved that the Rules be suspended and **SB 507** be considered engrossed and placed on third reading and final passage.

Senator Luton withdrew his request to Senator Porter's unanimous consent request; therefore, **SB 507** was placed on third reading and final passage.

THIRD READING

SB 507 was read for the third time at length.

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

Aye: Birdsong, Butler, Capps, Cate, Crow, Dahl, Dawson, Giles, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Wolfe.—36.

Nay: Berrong, Clifton, Field, Funston, Grantham and Young.—6.

Excused: Boatner, Howard, Randle, Smith, Stipe and York.—6.

The bill and emergency passed.

SB 507 was referred for engrossment.

GENERAL ORDER

SB 508 by Dawson of the Senate and Townsend of the House was read and considered.

Senators Lambert and Clifton asked to be made coauthors of **SB 508**, which was the order.

Upon motion of Senator Dawson, **SB 508**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, **SB 508**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 508 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller,

Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Excused: Boatner, Crow, Howard, Randle, Smith, Stipe and York.—7.

The bill passed.

SB 508 was referred for engrossment.

GENERAL ORDER

SB 509 by Dawson of the Senate and Townsend of the House was read and considered.

Senators Johnson and Clifton asked to be made coauthors of SB 509, which was the order.

Upon motion of Senator Dawson, SB 509, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, SB 509, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 509 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Boatner, Howard, Porter, Randle, Smith and Stipe.—6.

The bill passed.

SB 509 was referred for engrossment.

GENERAL ORDER

SB 571 by Wolfe of the Senate and Smith of the House was read and considered.

Upon motion of Senator Wolfe, SB 571 was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, SB 571 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 571 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—34.

Nay: Butler, Crow, Dawson, Funston, Schuelein and Young.—6.

Excused: Boatner, Howard, Porter, Randle, Smith, Stipe, Wadley and York.—8.

The bill passed.

SB 571 was referred for engrossment.

GENERAL ORDER

✓ SB 598 by McCune was read and considered.

X Senator Lambert moved to amend SB 598, Page 2, Line 9, by inserting after the word "supervise" and before the word "a" the following: "when so ordered by the court", which amendment was declared adopted.

Senator McCune asked unanimous consent, which was granted, that consideration of SB 598 be deferred temporarily.

Senator Luton presiding.

GENERAL ORDER

✓ SB 522 by Capps of the Senate and Bernard of the House was read and considered.

Upon motion of Senator Capps, SB 522 was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, SB 522 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 522 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keller, Kilpatrick, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Pierce, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—33.

Nay: Butler, Dawson, Johnson, Keating, Luton, Murphy, Rozell and Schuelein.—8.

Excused: Boatner, Porter, Randle, Smith, Stipe, Wadley and York.—7.

The bill and emergency passed.

SB 522 was referred for engrossment.

GENERAL ORDER

✓ SB 587 by Terrill was read and considered.

Upon motion of Senator Terrill, SB 587 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 587 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 587 was read for the third time at length.

On the question of passage of the bill the roll call resulted as follows:

Aye: Berrong, Butler, Capps, Clifton, Crow, Dahl, Dawson, Funston, Giles, Green, Helm, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson and Wolfe.—32.

Nay: Birdsong, Field, Grantham, Johnson, McCune, Schuelein and Young.—7

Excused: Boatner, Cate, Howard, Porter, Randle, Smith, Stipe, Wadley and York.—9.

The bill passed.

SB 587 was referred for engrossment.

GENERAL ORDER

SB 598, previously considered and amended, was considered further.

X Senator McCune moved to amend SB 598, Page 2, Line 8, by striking after the period on Line 7 and before the letter "C" on Line 3, Page 3, all language and substituting the following: "A probation and parole officer shall actively supervise a person on parole for a period of not more than three (3) years. Provided, however, a probation and parole officer may supervise any parolee for a greater period of time if he deems that the best interest of the public and the parolee would be served by a longer period of supervision, but not to exceed his period of parole.", which amendment was declared adopted.

Upon motion of Senator McCune, SB 598, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 598, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 598 was read for the third time at length.

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

Aye: Butler, Clifton, Dahl, Dawson, Field, Funston, Grantham, Green, Howard, Keating, Keller, Lambert, McCune, Martin, Murphy, Pierce, Rozell, Schuelein, Terrill, Watson, Wolfe and Young.—22.

Nay: Berrong, Birdsong, Capps, Cate, Crow, Giles, Holden, Howell, Johnson, Kilpatrick, Lamb, Lane, Luton, McDaniel, Shatwell, Taliaferro, Tinsley, Vann and Wadley.—19.

Excused: Boatner, Helm, Porter, Randle, Smith, Stipe and York.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator McCune moved that the vote be reconsidered whereby SB 598 failed of passage.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 20, 1978, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SBs 503 and 553 were referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 3:10 p.m., to meet Monday, February 20, 1978, at 1:30 p.m.



Twenty-eighth Legislative Day

Monday, February 20, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Butler, Capps, Cate, Dawson, Keating, Lambert, Randle, Taliaferro and Wolfe.—9.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Robert D. "Bob" Smith, Pastor, Mount Moriah Baptist Church, El Reno, and incorporated into the Journal upon request of Senator Tinsley.

Our Heavenly Father, We are eternally grateful for the opportunity to approach Thy Throne. We are thankful for the blessings made possible by Your grace. We pray that You will make us aware of our responsibilities: first of all to You, and to the people of Oklahoma. Lord, we

pray that our conduct here today will be pleasing in Thy sight. Help us to remain God fearing, humble and always willing to seek Thy face for guidance.

Bless our homes, may they be homes of prayer and love. In His name, who died that we might have life, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Funston introduced Richard Polk, D.O., Tulsa, as Doctor of the Day. Senator Watson introduced Bob Thompson, Edmond, as student doctor of the Day. Senator Kilpatrick introduced Wanda Corley, Del City, as student nurse of the day and Senator Tinsley introduced Helen Neely, R.N., Norman, as Nurse of the Day.

Senator McDaniel introduced former State Senator and currently 3rd District Congressman, Wes Watkins.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 418 — Public Safety and Penal Affairs.

SB 420 — Criminal Jurisprudence.

SB 502 — Public Safety and Penal Affairs.

SB 601 — Criminal Jurisprudence.

DO PASS, as amended:

SB 18 — Criminal Jurisprudence.

SB 148 — Criminal Jurisprudence.

CS for SB 244 — Education, Common.

SB 288 — Criminal Jurisprudence, as coauthored by Elder.

SB 431 — Public Safety and Penal Affairs, as coauthored by Riggs.

SB 433 — Public Safety and Penal Affairs, as coauthored by Hopkins.

CS for SB 442 — Public Safety and Penal Affairs, as coauthored by Vaughn.

SB 484 — Public Safety and Penal Affairs, as coauthored by Watson, Dahl, Johnson, Clifton and McCune.

SB 505 — Business, Industry and Labor Relations, as coauthored by Matheson and Monks.

SB 519 — Public and Mental Health.

SB 570 — Criminal Jurisprudence, as coauthored by Conaghan.

CS for SB 595 — Insurance.

SB 607 — Public Safety and Penal Affairs.

SB 610 — Public Safety and Penal Affairs.

SB 613 — Public Safety and Penal Affairs.

CS for SB 625 — Appropriations and Budget, as coauthored by Terrill.

SPECIAL INTRODUCTION

Senator Dahl introduced the Principal Chief of the Osage Nation, Sylvester J. Tinker, and the Chieftess of the tribe, and asked unanimous consent, which was granted, that Chief and Chieftess Tinker be granted privileges of the floor. Chief Tinker was escorted to the President's desk where he addressed the Senate.

UNANIMOUS CONSENT REQUEST

Senator Holden asked unanimous consent, which was granted, that Mr. Moshe Arens' speech of Thursday, February 16, be printed in the Journal.

Mr. Moshe Arens, member of the Knesset of Israel, speaking before the Oklahoma State Senate on Thursday, February 16, 1978:

Mr. President, Senators:

It is a great privilege for me to be allowed to appear here in the Senate of the State of Oklahoma.

I know that you, as all Americans, take a great interest in the Middle East and specifically in Israel and in the recent events in the negotiations that we are currently carrying on in the anticipation that we might bring about a moderation of the conflict and maybe take the first serious steps toward peace in the area.

You know that Israel struggled very hard over a period of some 30 years since it was created, has had to fight for its right to exist. I guess in a way has had to fight for its right to finally negotiate a settlement.

You know that Israel was attacked upon its creation in 1948, fought a very difficult war of independence, lasting a year and a half, being invaded by the surrounding countries. Again some 7 years later had its shipping blockaded into the Gulf of Eliat and had to go to war in order to assure free shipping into the area.

In 1967, I am sure you all recall the 6-day War, when Israel was again attacked simultaneously from the north, the south and the east. In the early 1970s, Israel was engaged in what was called the war of attrition, in which the Soviet Union participated actively, not only by apply-

ing its resources to that conflict, but also by sending massive quantities of arms into the area and sending its own technicians and, eventually, pilots and interceptor squadrons, which engaged in air combat with the Israeli Air Force, not very successfully, fortunately, for us.

More recently, in 1973, the Yom Kippur War, when Israel was attacked suddenly again from the north and from the south, simultaneously.

So after these many years of trials and travail, I am sure I don't have to tell you that the people of Israel are yearning for peace and ready to go a long way to see if an end can be put to the bloodletting.

In all these wars, Israel has suffered over 10,000 casualties on the battle field. For a small country like Israel, you know that this means that almost every home has been touched in one way or another — people who have fallen or people who have been wounded.

We know that we have arrived at this juncture, where one of the Arab countries — Egypt — has expressed, finally, a readiness to sit down at the table with us, after 30 years where there was no such readiness, where the claim of all of the Arab states was that the conflict would be settled by force and, in effect, by the liquidation of Israel. It is our conviction, of course, that we have reached what we hope will be this turning point, because we have been sufficiently strong, sufficiently steadfast, so that at least in some parts of the Arab world there is, today, the belief or the perception that there is no promising military option for them and if anything is going to be settled it will be settled by direct face to face negotiations.

Let me say a few words about the negotiations themselves. I think the considerations that are before us really should be familiar to Americans, because

America has faced and is facing very similar problems in negotiating with countries who are ruled by totalitarian leaders and in negotiating with countries, while knowing that even after a treaty is signed, like the SALT agreement between the United States and the Soviet Union, there still may be the possibility in the future of unfriendly acts and that the treaty must contain the kind of provisions that will assure the United States against these sorts of contingencies.

I suppose similar considerations have been uppermost in the minds of people who negotiated the Panama Canal treaty and the people who are today considering whether that treaty should be ratified as it has been negotiated or not.

The considerations as ours are today are where do we find the middle ground between making concessions, going as far as we can in order to promote the negotiations and giving them every chance to arrive at a successful conclusion and on the other hand where is that line where the risks that we might be taking upon ourselves will be too severe and might come back to haunt us some day in the future.

Now these are not easy decisions to make, as I am sure you appreciate, and after some consideration and considerable debate in Israel, we have put forth a peace plan which we consider to be extremely farreaching, a sweeping plan which envisages Israeli withdrawal from 99.6% of the Sinai Peninsula.

I am sure you realize that if these negotiations are concluded and the withdrawal takes place according to our plan, this would be the third time that Israel would be withdrawing from the Sinai.

The first time, in 1949, after beating the Egyptian army back, which had reached the outskirts of Jerusalem and come to within 15 miles of Tel Aviv, into the Sinai;

the second time after the blockade of the Straits of Eliat, when the Egyptian army was chased out of Sinai and Israel was pressured to withdraw in the wake of the conflict, and now this would be the third time that we would again be giving peace a chance and taking upon ourselves some very significant risks in the hope this may nevertheless lead to some kind of settlement.

The risks that we are facing and the uncertainty surrounding us I know you are aware of. They are in many ways even more complex than the ones the United States faces when it negotiates the Panama Canal treaty. Because, after all, Panama does not represent a threat of any significance to the United States and I suppose nobody anticipates that it can. On the other hand, Egypt is a country of very significant military potential. And in addition to Egypt, there are other countries — Syria, Iraq, Saudi Arabia, Jordan — of very large potential, some of them with armies as large or larger than the Israeli military capability, who are not taking part in the negotiations at all, some of them openly hostile to these negotiations.

And so we must live in the readiness that possibly, even if we conclude the negotiations with Egypt, there will be renewed hostilities in the area, launched by some of these other countries and they might even draw the Egyptians back into the conflict.

So we have some difficult problems and some very hard decisions to take. We have been sorely disappointed that so far we have not identified an equal readiness to make concessions on the part of the Egyptians. So far their position has been that the very fact that they finally come to the negotiating table is really all the concessions that they need to make and that all of the concessions in the final analysis should be made by Israel. We are hoping

that is going to change, and really it will have to change if the negotiations are going to have any sort of chance of reaching a successful conclusion.

Let me say a few words about the United States and our particular relationship with the United States and the extent to which the United States is involved in the negotiating process.

You know that we have a very special relationship with the United States — I suppose a relationship that borders on an alliance, because Israel is one of a rather small number of countries who are members of the Community of Western Democratic Nations — one of the rather small number of countries that is ideologically committed to the Democratic way of life, — the American leadership of the Western community in the face of the Soviet Union and possible Soviet aggression. And Israel has contributed its share to that community by being the bulwark now for some 30 years against Soviet attempts to penetrate into the Middle East.

Therefore, our dialogue between our government and the administration in Washington is really a very frank and free one, because our interests are the same. And if there are differences, they are no more than differences of opinion, serious as they may be, and these differences of opinion are thrashed out quite openly before public opinion in the United States and in Israel and I guess that may be the best demonstration of all of the very close ties of amity between the two countries, that differences of opinion are openly discussed before public opinion in both countries.

To be quite frank, we, today, are concerned about two possible developments that we feel might hamper the negotiating process. One is the possibility of a large scale Western or American arms sales into the Arab World. I mentioned the fact

that we are convinced that we have reached this juncture where Egypt is ready to negotiate with us only because we have been sufficiently strong in these past difficult 30 years and in the conflicts that we were engaged in so that they became convinced that the balance of power in the area was such, that our capability to defend ourselves was such, that they had little hope of gaining anything on the battlefield.

But that perception may change if there is a serious change in the balance, or even if they feel, possibly mistakenly so, that there is a change in the balance, then that perception may change and the incentive to continue with the negotiations may disappear.

Some of the arms sales that are currently being talked about, selling the most sophisticated types of equipment to Saudi Arabia, to Egypt, I know was well intentioned by the Administration, but we are concerned that they may bring about an imbalance in the balance of power and, therefore, a de-stabilization of the situation and, therefore, possibly a withdrawal from the negotiating table and possibly a return to the battlefield. And that, of course, would be most unfortunate.

Secondly, we are concerned that there may be some retreat from the direct negotiating procedure that we have finally come to. If it is perceived in Egypt that assistance, political and diplomatic assistance, can be obtained, that pressure can be put on Israel, that they may be better off by carrying on the negotiations via shuttle diplomacy or negotiating by proxy, rather than sitting with us directly across the table, than this may bring about a reversal of the present positive procedure.

You may know, you probably recall, that the President of Egypt recalled his delegation from the conference that was

taking place in Jerusalem some three weeks ago, at which the United States Secretary of State participated. To this day it is not clear to us why the delegation was withdrawn — the negotiations were going well.

I think the State Department also does not understand the reason for that withdrawal, and a test case — we will have a test case in future days or future weeks when we see whether the Egyptians do return to the negotiating table or not. In our opinion, everything should be done, of course, by us, hopefully also by the State Department, to encourage the Egyptians to return to the negotiating table, speaking to us directly and displaying some readiness to compromise on their part as well.

We feel a great step forward has been taken toward the possibility of settlement in the Middle East, something of ultimate importance to us, but also of great importance to the United States and to all of the people in the Western World.

To arrive at a satisfactory conclusion is going to take a great deal of good will, also a considerable amount of good sense. We know we have the will, we hope we have the good sense. And if there is at least an equal measure of good will on the other side, then I think we will have a chance of reaching an agreement.

President Pro Tempore Howard: On behalf of the Senate of Oklahoma and the People of Oklahoma, we wish you to take back to your country and the Israeli Knesset our best wishes and prayers for peace and your survival.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1180, 1550 and 1590.

HB 1180 — By Fried, Deatherage, Hammons, Atkins and Craig of the House and Luton, Funston and York of the Senate.

(Schools — Educational Employment Relations Act — Repealing 70 O.S. 1971, Sections 509.1, etc. — Emergency.)

HB 1550 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

An Act relating to the Oklahoma Capitol Improvement Authority and making appropriations thereto; stating the purposes; specifying the number of full-time-equivalent employees; limiting expenditures for salaries and wages; providing lapse date; making provisions of this act severable; and declaring an emergency.

HB 1590 — By Bradshaw, et al, of the House and Dahl of the Senate.

An Act relating to crimes and punishments; amending 47 O.S. 1971, Section 11-902, and 63 O.S. 1971, Section 2-410; prohibiting operation of a motor vehicle while under the influence of intoxicating liquor or a controlled dangerous substance; providing penalties; requiring the establishment of a designated community treatment center, alcohol treatment center or other public or private facility; authorizing deferred sentences for persons not previously convicted of violating certain laws; providing procedures for deferred sentences; specifying the effect of an expunged arrest or conviction; providing for incarceration in certain cases; requiring the establishment of a designated community treatment center; excluding persons convicted of possession of heroin from the center; and setting an effective date.

The above numbered HBs were read for the first time.

GENERAL ORDER

✓ **SB 247** by Stipe and Smith of the Senate and Draper, et al, of the House was read and considered.

✗ Senator Stipe moved to amend **SB 247**, Page 10, Lines 8, 13 and 14, by adding after the word "capability;" on Line 8 the word "and"; and by deleting all of Lines 13 and 14 and the word "and" on Line 12; and by replacing the semicolon with a period on Line 12, which amendment was declared adopted.

✗ Senator Stipe moved to amend **SB 247**, Page 11, Line 5, by deleting after the word "is" and before the word "upon", the word "found" and inserting the word "founded", which amendment was declared adopted.

✗ Senator Stipe moved to amend **SB 247**, Page 13, Line 1, by adding after the word "renewal" and before the word "or" the word "of", which amendment was declared adopted.

✗ Senator Stipe moved to amend **SB 247**, Page 14, Line 1, by deleting after the number "36", and before the word "shall" the words "qualified welding operator" and inserting "of the Oklahoma Boiler Code Manual", which amendment was declared adopted.

Upon motion of Senator Stipe, **SB 247**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **SB 247**, as amended, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Clifton, Dahl, Funston, Grantham, Green, Holden, Howard, Kilpatrick, Lane, Luton, Porter, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley and York.—20.

Nay: Berrong, Boatner, Crow, Field, Giles, Helm, Howell, Johnson, Keller, Lamb, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein and Watson.—18.

Excused: Butler, Capps, Cate, Dawson, Keating, Lambert, Randle, Taliaferro, Wolfe and Young.—10.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby SB 247 failed of passage.

GENERAL ORDER

SB 20 by Smith, Terrill, Clifton, Holden, Green and Helm of the Senate was read and considered.

Senators Howell, Berrong and Field asked to be made coauthors of SB 20, which was the order.

Senator Smith, citing Rule 8(d), asked unanimous consent that Representative Nance be named House author of SB 20, which was the order.

Upon motion of Senator Smith, SB 20, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 20, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 20 was read for the third time at length.

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

Aye: Berrong, Birdsong, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Excused: Boatner, Butler, Capps, Cate, Dawson, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—11.

The bill and emergency passed.

SB 20 was referred for engrossment.

Senator Wadley presiding.

GENERAL ORDER

SB 520 by Smith of the Senate and Steward and Frates of the House was read and considered.

Upon motion of Senator Smith, SB 520 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 520 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 520 was read for the third time at length.

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

Aye: Berrong, Birdsong, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—36.

Excused: Boatner, Butler, Capps, Cate, Dawson, Helm, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—12.

The bill and emergency passed.

SB 520 was referred for engrossment.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 503, 507, 508, 509, 522, 571, 587 and 631 and SJR 55 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 558 by Smith and Green of the Senate and Nance of the House was read and considered.

Upon motion of Senator Smith, SB 558 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 558 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 558 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Excused: Boatner, Butler, Capps, Dawson, Helm, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—11.

The bill and emergency passed.

SB 558 was referred for engrossment.

GENERAL ORDER

HB 1560 by Davis (Don) and Barker of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, HB 1560 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1560 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1560 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Excused: Boatner, Butler, Capps, Dawson, Keating, Lambert, Randle, Smith, Stipe, Taliaferro and Wolfe.—11.

The bill and emergency passed.

HB 1560 was referred for engrossment.

GENERAL ORDER

✓ HB 1555 by Davis (Don), Barker, et al, of the House and Crow, Randle and Murphy of the Senate was read and considered.

Upon motion of Senator Crow, HB 1555 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1555 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1555 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—36.

Nay: McCune.—1.

Excused: Boatner, Butler, Capps, Dawson, Keating, Lambert, Randle, Smith, Stipe, Taliaferro and Wolfe.—11.

The bill and emergency passed.

HB 1555 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1543 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, HB 1543 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1543 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1543 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Excused: Boatner, Butler, Capps, Dawson, Keating, Lambert, Randle, Smith, Stipe, Taliaferro and Wolfe.—11.

The bill and emergency passed.

HB 1543 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1542 by Davis (Don) and Barker of the House and Crow, Randle, Terrill and

Field of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1542** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1542** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1542 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Nay: Boatner.—1.

Excused: Butler, Capps, Clifton, Dawson, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—10.

The bill and emergency passed.

HB 1542 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1554 by Davis (Don), et al, of the House and Crow, Randle and Murphy of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1554** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1554** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1554 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—36.

Nay: Helm, Howell and McCune.—3.

Excused: Butler, Capps, Dawson, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—9.

The bill and emergency passed.

HB 1554 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1544 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1544** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1544** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1544 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—38.

Excused: Butler, Capps, Dawson, Howard, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—10.

The bill and emergency passed.

HB 1544 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1549 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, HB 1549 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1549 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1549 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Butler, Capps, Dawson, Keating, Lambert, Randle, Stipe, Taliaferro and Wolfe.—9.

The bill and emergency passed.

HB 1549 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

✓ SB 551 by Crow of the Senate and Davis (Don) of the House was read and considered.

Upon motion of Senator Crow, SB 551 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, SB 551 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 551 was read for the third time at length.

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

Aye: Boatner, Clifton, Dahl, Field, Funston, Holden, Howard, Howell, Johnson, Lane, Martin, Rozell, Schuelein, Shatwell, Tinsley and Wadley.—16.

Nay: Berrong, Birdsong, Cate, Crow, Giles, Grantham, Green, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Terrill, Vann, Watson, York and Young.—22.

Excused: Butler, Capps, Dawson, Helm, Lambert, Randle, Smith, Stipe, Taliaferro and Wolfe.—10.

The bill failed.

GENERAL ORDER

✓ SJR 57 by Murphy and Luton was read and considered.

Senator Holden asked to be made a co-author of SJR 57, which was the order.

X Senator Murphy moved to amend SJR 57 by adding the Emergency section, which amendment was declared adopted.

Upon motion of Senator Murphy, SJR 57, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SJR 57, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 57 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Terrill, Tinsley,

Vann, Wadley, Watson, York and Young.—37.

Nay: Johnson.—1.

Excused: Butler, Capps, Dawson, Helm, Lambert, Randle, Smith, Stipe, Taliaferro and Wolfe.—10.

The resolution and emergency passed.

SJR 57 was referred for engrossment.

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 553 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MOTIONS TO RECONSIDER VOTE

Senator Lane, on behalf of Senator Cate, asked unanimous consent, which was granted, that the motion to reconsider the vote whereby SB 440 failed be extended one legislative day until Tuesday, February 21, 1978.

Senator Crow asked unanimous consent, which was granted, that his motion to reconsider the vote whereby SB 546 passed be extended one legislative day until Wednesday, February 22, 1978.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 21, 1978, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

SB 549 was referred for engrossment.

HBs 1542, 1543, 1544, 1549, 1554 and 1555 were each properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:20 p.m. to meet Tuesday, February 21, 1978, at 1:30 p.m.



Twenty-ninth Legislative Day

Tuesday, February 21, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Helm, Randle and Stipe.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Smith and incorporated into the Journal upon request of Senator Tinsley.

Our Father, The Creator and sustainer of life, we approach You with thanksgiving in our hearts. We are thankful for this Nation and its ideals. We are thankful for these privileges of life, liberty and pursuit of happiness.

As we attempt to venture further into this day, let our minds become obsessed with doing Your will. If there is one of us

with selfish motives in mind, encourage us to decrease that You might increase.

After we have left this hallowed spot, return us over the dangerous highways and through the stratosphere to our many different homes and keep us safe.

In the Master's Name, we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keller introduced Del Laverne Watson, R.N., Oklahoma City, as Nurse of the Day. Senator Keating introduced Larry Fitzgerald, Tulsa, as student doctor of the day. Senator Wadley introduced Warner B. Marlar, D.O., Claremore, as Doctor of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1524 — Education, Higher, and be referred to Committee on Appropriations and Budget by previous order.

HJR 1048 — County, State and Federal Government. Remove Wadley from the

bill; show Keating as principal Senate author instead of as a coauthor.

DO PASS, as amended:

HB 1469 — Judiciary, as coauthored by Grantham, Clifton, Green and Keating.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1180 — Education, Common.

HB 1550 — Appropriations and Budget.

HB 1590 — Criminal Jurisprudence.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1466, 1481, 1482, 1605, 1664, 1665, 1666, 1667, 1668, 1669, 1670, 1681, 1692, 1695, 1707, 1708, 1728, 1740, 1765 and 1808.

HB 1466 — By Fried.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.19, as amended by Section 39, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.19); providing certain procedures for salvage titles detaching license plates and certificate of titles for certain persons under varying conditions; providing for certification and inspection; providing fees; and declaring an emergency.

HB 1481 — By Baughman, et al, of the House and Howell of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 118.14 and 452; creating a Division of Data Processing Services; imposing duties upon the Data Processing Specialist; vesting duties in the Legislative Council; authorizing divisions of the Council; and specifying responsibilities.

HB 1482 — By Baughman, et al, of the House and Howell of the Senate.

(State Government — Amending 74 O.S. Supp. 1977, Section 118.8 and 62 O.S. Supp. 1977, Section 41.41).

HB 1605 — By Abbott and Duckett of the House and Luton of the Senate.

An Act relating to elections; amending Section 7-120, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Section 7-120); providing procedures regarding folding and stub removal by voters or inspector on certain ballots; providing an operative date; and declaring an emergency.

HB 1664 — By Rogers.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 918, as amended by Section 3, Chapter 253, O.S.L. 1975 (74 O.S. Supp. 1977, Section 918); providing procedures for termination or partial termination of plan of Public Employees Retirement System; providing retirement options and making certain exception for certain types of joint annuitants; and directing codification.

HB 1665 — By Rogers.

(Retirement System Justices and Judges — Amending 20 O.S. Supp. 1977, Section 1103).

HB 1666 — By Rogers.

(Powers and duties of Board of Regents — Amending 70 O.S. 1971, Section 3510 — Emergency).

HB 1667 — By Rogers.

(Procedures relating to administration of Retirement System — Amends 74 O.S. 1971, Section 907 — Effective date).

HB 1668 — By Rogers.

(Firemen's Relief and Pension Fund — Amending 11 O.S. Supp. 1977 — Sections 49-120 et al — Effective date).

HB 1669 — By Rogers.

(Department of Public Safety Retirement and Pension Plan — Amending 47 O.S. Supp. 1977, Section 2-308).

HB 1670 — By Rogers.

(Police Retirement System — Amending 11 O.S. Supp. 1977, Section 50-119 — Emergency).

HB 1681 — By Winn, et al, of the House and Berrong of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 701 and 709; defining terms; providing for licensing procedures; increasing the amount of surety bond; providing for special fuel dealers' licenses and special fuel users' licenses; providing for duplicate licenses; setting an effective date; and declaring an emergency.

HB 1692 — By Trent of the House and Boatner of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2458, as last amended by Section 2, Chapter 129, O.S.L. 1976 (68 O.S. Supp. 1977, Section 2458); providing for succession to duties, powers and authority of existing boards of equalization and excise boards; providing for identical membership; increasing number of days for compensation; and declaring an emergency.

HB 1695 — By Frates and Lawter.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 1600.29; and modifying jurisdiction of court over parties with respect to certain cases involving enforcement of support.

HB 1707 — By Rogers and Converse.

(Providing for investment of teachers' retirement funds — Amending 70 O.S. Supp. 1977, Section 17-107 — Emergency.)

HB 1708 — By Rogers and Converse.

An Act relating to Teachers' Retirement System; amending 70 O.S. 1971, Section 17-112; providing for audit of funds,

accounts and assets; and providing an effective date.

HB 1728 — By Lancaster and Johnson (Don).

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5j, as last amended by Section 17, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.5j); providing guidelines for proportional registration and licensing of certain vehicles engaged in interstate commerce under provisions of the motor vehicle license and registration act; adding certain other guidelines; and providing for compacts and agreements.

HB 1740 — By Rogers.

(Relating to motor vehicles — Amending 47 O.S. Supp. 1977, Section 2-305 — Emergency.)

HB 1765 — By Peterson, et al, of the House and Taliaferro of the Senate.

An Act relating to fees; amending 28 O.S. 1971, Section 32, as last amended by Section 5, Chapter 207, O.S.L. 1977 (28 O.S. Supp. 1977, Section 32), and 12A O.S. 1971, Sections 9-403 and 9-405; providing for fees of county clerks for certain acts; abolishing requirement that certain fees be itemized; providing for filing, duration of filing, effect of lapsed filing, assignment and duties of filing offices under the Uniform Commercial Code; and stating an effective date.

HB 1808 — By Conaghan and Holt of the House and Grantham of the Senate.

An Act relating to prisons and reformatories; specifying duties of the Department of Corrections; providing for placement of certain inmates in certain facilities; requiring the Board of Corrections to adopt certain rules and regulations; directing codification; and stating an effective date.

The above numbered HBs were read for the first time.

RESOLUTION

Senator Tinsley introduced the following Resolution:

SR 13 — By Tinsley.

A Resolution expressing respect for Ralph W. Hicks, and admiration for his forty-eight year career with the Department of Transportation; and directing distribution.

WHEREAS, Ralph W. Hicks will retire from his position with the Department of Transportation on February 28, 1978, after forty-eight and one-half years of continuous service with that Department; and

WHEREAS, Mr. Hicks, a native Oklahoman, began his career with the Department on September 16, 1929, before he graduated from high school; and

WHEREAS, after graduating from high school in 1931, he served full-time with the Department in many capacities, from supervisor of the blue print department to his present position as supervisor of Systems Development in the Planning Division of the Department; and

WHEREAS, Mr. Hicks throughout his career has shown his pride and interest in Oklahoma, its history, people and land, as evidenced by the many historical documents he has preserved, including a unique collection of official Oklahoma highway maps; and

WHEREAS, he has further contributed to the preservation of our state history by compiling an exhaustive list of Oklahoma place names, entitled "Town and Place Locations", and by preparing the "Chronological Order of the Development of the State Highway System", a complete history of Oklahoma highways; and

WHEREAS, his active interest in church and community work with youth through organizations such as scouting clubs and 4-H clubs has shown him to be a public-minded citizen.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The public service so admirably performed by Ralph W. Hicks over the years with the Transportation Department is greatly appreciated.

SECTION 2. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, express great respect for Ralph W. Hicks and admiration for his record of meritorious public service.

SECTION 3. Copies of this Resolution shall be sent to Mr. and Mrs. Ralph W. Hicks, Ralph W. Hicks, Jr., and Milton Hicks.

Senator Tinsley asked unanimous consent, which was granted, that all other Senators be made coauthors of SR 13, which was the order.

SR 13, as coauthored, was read at length and adopted upon motion of Senator Tinsley and ordered referred for enrollment.

President Pro Tempore Howard presiding.

MOTION TO RECONSIDER VOTE

Senator Cate asked for consideration of his motion to reconsider the vote whereby SB 440 failed of passage. The vote occurring on the Cate motion to reconsider, it was declared adopted upon roll call as follows:

Aye: Butler, Cate, Clifton, Dahl, Funston, Green, Holden, Howard, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, Watson and York.—26.

Nay: Berrong, Birdsong, Boatner, Capps, Crow, Dawson, Field, Giles, Grantham, Howell, Johnson, Keating, McDaniel, Pierce, Porter, Vann, Wolfe and Young.—18.

Excused: Helm, Randle, Smith and Stipe.—4.

THIRD READING

SB 440 was read for the third time at length.

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

Aye: Butler, Cate, Clifton, Crow, Dahl, Funston, Green, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—27.

Nay: Berrong, Birdsong, Boatner, Capps, Dawson, Field, Giles, Grantham, Holden, Howell, Johnson, McDaniel, Pierce, Porter, Schuelein, Watson and Wolfe.—17.

Excused: Helm, Randle, Smith and Stipe.—4.

The bill passed.

Senators Schuelein, Capps, Grantham, Field, Giles, Holden and Porter desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 10. Excused: 4.

The emergency passed.

SB 440 was referred for engrossment.

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

SPECIAL INTRODUCTION

Senator Helm asked unanimous consent, which was granted, that Mrs. Anita Bryant Green and her party be granted privileges of the floor. President Pro Tempore Howard appointed as a Special Committee to escort Mrs. Green, Senators Helm, Dahl and Field. Senator Helm introduced Mrs. Green, her husband, Bob, and other members of her party. The committee escorted Mrs. Green to the President's desk, where she delivered her message to the Senate.

President Pro Tempore Howard moved that the Senate stand recessed until 2:20 p.m. to attend a private reception honoring Mrs. Green held in the Senate Lounge, which motion prevailed.

The Senate reassembled at 2:20 p.m. with Senator Luton presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called and a quorum was declared present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 520 and 549 and SJR 57 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1560 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1542, 1543, 1544, 1549, 1554 and 1555.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator Murphy presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 20 and 558 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

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

GENERAL ORDER

✓ SB 600 by Lamb of the Senate and Smith and Parris of the House was read and considered.

X Senator Keating moved to amend SB 600, Page 5, Line 9, by adding after the word "parent" and before the period the following: "provided, however, that this section shall not apply to children born out of wedlock", which amendment was declared adopted.

X Senator Howell moved to amend SB 600, Page 3, Line 7, by adding after the word "parent" the following: "unless ordered by the court and after opportunity to be heard", which amendment was declared adopted.

X Senator Boatner moved to amend SB 600, Page 4, Line 15, by striking the word "shall" and inserting in lieu thereof the word "may".

Senator Lamb moved to table the Boatner amendment, which motion to table was declared failed of adoption.

Senator Boatner pressed his motion to amend, which amendment was declared adopted.

X Senator McCune moved to amend SB 600, Page 3, Line 7, by adding after the Howell amendment the following: "Provided the district court deems it in the best interest of the child", which amendment was declared adopted.

Upon motion of Senator Lamb, SB 600, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, SB 600, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 600 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Wolfe, York and Young.—41.

Nay: Kilpatrick, Terrill and Watson.—3.

Excused: Helm, Smith, Stipe and Wadley.—4.

The bill passed.

SB 600 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator McCune asked for consideration of his motion to reconsider the vote whereby SB 598 failed of passage. The vote occurring on the McCune motion, it was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—44.

Excused: Helm, Smith, Stipe and Wadley.—4.

THIRD READING

SB 598 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Nay: Lamb.—1.

Excused: Helm, Howard, Keating, Smith and Stipe.—5.

The bill passed.

SB 598 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Keller asked for consideration of his motion to reconsider the vote whereby SB 554 failed of passage. The vote occurring on the Keller motion, it was declared adopted upon roll call as follows:

Aye: Berrong, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Taliaferro, Terrill, Vann, Watson and Wolfe.—29.

Nay: Birdsong, Boatner, Butler, Crow, Dahl, Howell, Johnson, Lambert, Lane, Luton, Porter, Rozell, Schuelein, Tinsley and York.—15.

Excused: Smith, Stipe, Wadley and Young.—4.

THIRD READING

SB 554 was read for the third time at length.

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

Aye: Berrong, Capps, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Howard, Keating, Keller, Kilpatrick, Lamb, McCune, McDaniel, Martin, Murphy, Pierce, Shatwell, Taliaferro, Terrill, Vann, Watson and Wolfe.—26.

Nay: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Holden, Howell, Johnson, Lambert, Lane, Luton, Porter, Randle, Rozell, Schuelein, Tinsley, York and Young.—19.

Excused: Smith, Stipe and Wadley.—3.

The bill passed.

Senators Schuelein, Holden and Dahl desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 29. Nay: 16. Excused: 3.

The emergency failed.

MOTION TO RECONSIDER VOTES

As provided under Rule 19 (b), Senator Watson moved that the vote be reconsidered whereby SB 554 passed. Senator Luton moved that the vote be reconsidered whereby the emergency section of SB 554 failed of passage.

Senator Lambert presiding.

GENERAL ORDER

✓ SB 599 by Berrong of the Senate and Cotner of the House was read and considered.

✗ Senator Berrong moved to amend SB 599, Page 2, Line 5, by adding after the words "State Auditor" and before the word "and" the words "and Inspector", which amendment was declared adopted.

Upon motion of Senator Berrong, SB 599, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, SB 599, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 599 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—42.

Excused: Crow, Helm, Howard, Smith, Stipe and Young.—6.

The bill passed.

SB 599 was referred for engrossment.

GENERAL ORDER

✓ SB 542 by Dahl of the Senate and Bernard of the House was read and considered.

Senator Boatner asked to be made a co-author of SB 542, which was the order.

✗ Senator Berrong moved to amend SB 542, Page 2, Line 5, by restoring after the word "growers" and before the word "holding" the following: "paying the assessment provided in this act" and by adding the word "and", which amendment was declared adopted.

✗ Senator Berrong moved to amend SB 542, Page 5, Line 5, by adding after the word "each" and before the word "member" the word "qualified", which amendment was declared adopted.

✗ Senator Berrong moved to amend SB 542, Page 7, Line 17, by striking after the word "of" and before the word "for" the words and figure "Forty Dollars (\$40.00)" and substituting therefor the words and figure "Thirty Dollars (\$30.00)", which amendment was declared adopted.

X Senator Boatner moved to amend SB 542, Page 14, Line 14, by striking after "Section 1113" on Line 14 and before the word "before" on Line 15 all language and by adding after the word "assessment" on Lines 15 and 16 the words "can be made", which amendment was declared adopted.

X Senator McDaniel moved to amend SB 542, Page 16, Line 13, by striking after the word "Commission." all language remaining on Line 13 and all language on Lines 14, 15, 16 and the words "be mailed." on Line 17, which amendment was declared adopted.

X Senator McDaniel moved to amend SB 542, Page 16, Line 18, by striking after the word "persons" the words "requesting who" and by striking the words "appear to qualify" on Page 17, Line 1, and inserting in lieu thereof the following language: "eligible to vote", which amendment was declared adopted.

X Senator McDaniel moved to amend SB 542, Page 17, Line 7, by striking after the period on Line 7 the remaining language and all language on Line 8 and inserting in lieu thereof the following: "The grower shall return the ballots by way of a sealed envelope," which amendment was declared adopted.

Upon motion of Senator Boatner, SB 542, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, SB 542, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 542 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shattwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—41.

Nay: Crow and Young.—2.

Excused: Helm, Howard, Porter, Smith and Stipe.—5.

The bill and emergency passed.

SB 542 was referred for engrossment.

GENERAL ORDER

X SB 385 by Howell was read and considered.

Senator Howell, citing Rule 8(d), asked unanimous consent that Representative Bradshaw be made House author of SB 385, which was the order.

X Senator Howell moved to amend SB 385, Page 12, Line 6, by striking the words and figures "Two Hundred Fifty Thousand Dollars (\$250,000.00)" and inserting in lieu thereof the words and figures "Two Hundred Thousand Dollars (\$200,000.00)", which amendment was declared adopted.

X Senator Smith moved to amend SB 385, Page 69, before Line 1, by adding a new Section 37 and renumbering following sections.

"Section 37. Provided, however, that notwithstanding any provisions to the contrary herein, any institution created

or existing pursuant to the terms of this act, save and except an 'Existing Mutual Association' or 'Mutual Association' which may be established hereafter, shall be subject to taxation by the State of Oklahoma to the same effect and extent as any privately owned financial institution.", which amendment was declared adopted.

X Senators Berrong and Howell moved to amend SB 385, Page 16, Line 18, by adding after the word "quorum," and before the word "A" on Line 18, the following: "At an annual meeting or at any special meeting of a stock association, stockholders of a majority of the stock held shall be present in person or by proxy eligible to be voted to constitute a quorum." and by striking the words "or stockholders" on Lines 15 and 16 and on Line 1, Page 17, which amendment was declared adopted.

Upon motion of Senator Howell, SB 385, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, SB 385, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 385 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Holden, Howard, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—41.

Nay: Butler, Grantham, Johnson and Keller.—4.

Excused: Helm, Stipe and Vann.—3.

The bill passed.

SB 385 was referred for engrossment.

EXECUTIVE SESSION

There being matters on the President's desk for the consideration of the Senate in executive session, it was upon motion of Senator Lane that the Senate resolved itself into executive session.

The Senate reassembled in open session with Senator Lambert presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of J.A. (Bud) BLACKBURN, Ada, as a member of the Oklahoma Motor Vehicle Commission, District 3, to serve an unexpired 6-year term ending June 30, 1981. Mr. Blackburn succeeds Cal Sharpe, Seminole.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of JACK COFFEY, Shawnee, as a member of the State Board of Pharmacy, to serve a 5-year term ending June 30, 1982. Mr. Coffey succeeds H. Leon Conley, Norman.

The Senate, in executive session, and upon motion of Senator Butler, advised and consented to the confirmation of THOMAS GILMER, Okmulgee, as a member of the War Veterans Commission, to serve a 3-year term ending July 1, 1980. Mr. Gilmer succeeds himself.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of KELLEY HANEY, Shawnee, as a member of the Indian Affairs Commission, to serve a 3-year term ending August 15, 1979. Mr. Haney succeeds himself.

The Senate, in executive session, and upon motion of Senator Butler, advised and consented to the confirmation of CHESTER HODGE, Okmulgee, as a member of the Police Pension and Retirement Board, to serve a 3-year term ending July 1, 1980. Mr. Hodge succeeds H. J. Smith, Bartlesville.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of WILLIAM LAMAR HORTON, D.M.A., Shawnee, as a member of the Oklahoma Arts and Humanities Council, to serve a 3-year term ending July 1, 1980. Mr. Horton succeeds Mrs. Buck Shupert, Poteau.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of FAYE PULLEY, Yukon, as a member of the Board of Regents of El Reno Junior College, to serve a 7-year term ending April 22, 1984. Ms. Pulley succeeds Betty Thornton, Yukon.

The Senate, in executive session, and upon motion of Senator Dahl, advised and

consented to the confirmation of MRS. U. G. (Carolyn) SAVAGE, Hominy, as a member of the Board of Regents for Oklahoma Agricultural and Mechanical Colleges, to serve an 8-year term ending April 2, 1985. Mrs. Savage succeeds Armon Bost, Tulsa.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of BOYD STEVESON, Ft. Gibson, as a Commissioner of the Arkansas-Oklahoma Arkansas River Compact Commission, to serve the unexpired portion of a 4-year term ending January 1, 1980.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of BOYD STEVESON, Ft. Gibson, as a member of the Oklahoma Water Resources Board, District 2, to serve an unexpired 7-year term ending May 14, 1981. Mr. Steveson succeeds Coy Morrow, Miami.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, February 22, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:40 p.m. to meet Wednesday, February 22, 1978, at 1:30 p.m.



Thirtieth Legislative Day

Wednesday, February 22, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—44.

Excused: Helm, Smith, Stipe and Young.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Smith and incorporated into the Journal upon request of Senator Tinsley.

Our Father, We approach Thy throne with fear and gladness. We are fearful, Master, because of our sinful traits, for we all are sinners saved by Grace. We pray, Holy Master, that You will purge us of all our sins and own us as Your children. We are glad for this fellowship that we have with You through Your Darling Son Jesus.

Now Master, we pray that You free our minds and fill us with Your Holy Spirit. Let us be mindful of our responsibilities to You and the people of Oklahoma.

Bless us and keep us, In Jesus' Name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lane introduced Donald R. Whitaker, D.O., Broken Bow, as Doctor of the Day and Jay Belt, Idabel, as student doctor of the day.

Senator Keller introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1636 — Education, Common, as coauthored by Lambert.

HJR 1040 — Judiciary.

DO PASS, as amended:

- HB 1498 — Criminal Jurisprudence.
 HB 1512 — County, State and Federal Government.
 CS for HB 1588 — Social Welfare.

SECOND READING

The following were read the second time and referred to the committees indicated.

- HB 1466 — Public Safety and Penal Affairs and then to Revenue and Taxation.
 HB 1481 — County, State and Federal Government.
 HB 1482 — County, State and Federal Government.
 HB 1605 — Elections and Privileges.
 HB 1664 — County, State and Federal Government.
 HB 1665 — County, State and Federal Government.
 HB 1666 — Education, Higher.
 HB 1667 — County, State and Federal Government.
 HB 1668 — County, State and Federal Government.
 HB 1669 — County, State and Federal Government.
 HB 1670 — County, State and Federal Government.
 HB 1681 — Revenue and Taxation.
 HB 1692 — Revenue and Taxation.
 HB 1695 — Judiciary.
 HB 1707 — County, State and Federal Government.
 HB 1708 — County, State and Federal Government.
 HB 1728 — Revenue and Taxation and then to Public Safety and Penal Affairs.
 HB 1740 — Public Safety and Penal Affairs.
 HB 1765 — County, State and Federal Government.
 HB 1808 — Public Safety and Penal Affairs.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1494, 1508, 1602, 1623, 1659, 1679, 1685, 1690, 1704, 1706, 1734, 1735, 1752, 1753, 1754, 1759, 1771 and HJR 1047 and 1051.

HB 1494 — By Holaday and Glover of the House and Clifton of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1541.1; prohibiting frauds and bogus checks; and providing a penalty.

HB 1508 — By Weichel, et al.

An Act relating to public health and safety; prohibiting certain acts with regard to the procurement of blood; providing penalty; and directing codification.

HB 1602 — By Cowan of the House and Smith of the Senate.

An Act relating to schools; amending 70 O.S. 1971, Section 18-110; providing for certain adjustments and calculation of state aid; specifying a full term of school; providing for school attendance; and modifying provisions for special education of handicapped exceptional children and payment of certain transfer fees.

HB 1623 — By Hammons, et al, of the House and Terrill, Howell, Johnson and Stipe of the Senate.

An Act relating to railroads; amending 66 O.S. 1971, Sections 303, 304, 306, 307, 308 and 309 and 68 O.S. 1971, Section 2204; providing short title; defining terms; specifying powers and duties of the State Department of Transportation as to railroad maintenance; describing certain powers to be essential governmental functions; requiring certain reports; prescribing procedural requirements for certain contracts; creating the Oklahoma Railroad Maintenance Revolving Fund and specifying certain revenues therefor; making an appropriation thereto; repealing 66 O.S. 1971, Sections 301, 302, 305 and 310,

Sections 1 through 3, Chapter 225, O.S.L. 1972, Section 4, Chapter 225, O.S.L. 1972, as amended by Section 1, H.J.R. No. 1006, O.S.L. 1973, and Sections 5 through 10, Chapter 225, O.S.L. 1972 (66 O.S. Supp. 1977, Sections 311 through 320); directing codification; and declaring an emergency.

HB 1659 — By Camp and Deatherage of the House and Keating of the Senate.

An Act relating to exemptions; amending 12 O.S. 1971, Section 1171.1, as amended by Section 1, Chapter 187, O.S.L. 1976 (12 O.S. Supp. 1977, 1171.1), 1173, as last amended by Section 5, Chapter 87, O.S.L. 1976 (12 O.S. Supp. 1977, Section 1173), 1174, 1190, and 31 O.S. 1971, Sections 1 and 4, as amended by Sections 1 and 2, Chapter 238, O.S.L. 1977 (31 O.S. Supp. 1977, Sections 1 and 4); providing for certain exemptions from garnishment; establishing exception to exemptions in child support collection; setting maximum amount to be allowed through garnishment as child support collection; providing guidelines for determination of amount to be allowed in certain garnishment proceedings; defining terms; providing garnishee summons and notice to defendant; providing for costs in garnishment proceedings; directing codification; and providing an effective date.

HB 1679 — By Crutcher and Johnson (Don).

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 868; authorizing the Board of Directors of the Grand River Dan Authority to collect rates for certain services; requiring the rates to be sufficient for certain purposes; and providing procedure for changing rates with certain limitations.

HB 1685 — By Abbott.

An Act relating to public finance; amending Section 17, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1977, Section 7.2); establishing a Special Agency Account

Board; authorizing procedures for special accounts; authorizing the State Treasurer to accept monies; and providing for transfer and disbursement of accounts.

HB 1690 — By Ford and Matheson.

An Act relating to mines and mining; amending 45 O.S. 1971, Section 729; providing for determination by Department of Mines and Mining of violations by mine operators; prescribing notice, procedures and hearings for making such determination; and denying mining permits to defaulting operators and authorizing Attorney General to bring suit.

HB 1704 — By Weichel of the House and Dahl of the Senate.

An Act relating to agriculture; amending 2 O.S. 1971, Section 1-3, as amended by Section 1, Chapter 89, O.S.L. 1972 (2 O.S. Supp. 1977, Section 1-3); defining terms for the Oklahoma Agricultural Code; modifying the definition of President; and providing for certain qualifications for head administrator.

HB 1706 — By Rogers of the House and Stipe of the Senate.

An Act relating to revenue and taxation; amending Section 2, Chapter 85, O.S.L. 1977 (68 O.S. Supp. 1977, Section 1108); providing for conservation excise tax including method of payment; and declaring an emergency.

HB 1734 — By Elder of the House and Grantham of the Senate.

(Salaries of Elective Officers — Amending 74 O.S. Supp. 1977, Section 250.4 — Emergency).

HB 1735 — By Elder of the House and Grantham of the Senate.

An Act relating to courts; providing for statute of limitations on filing complaints with Council on Judicial Complaints; directing codification; and providing effective date.

HB 1752 — By Elder and Vaughn of the House and Wolfe of the Senate.

An Act relating to civil procedure; amending Section 1, Chapter 74, O.S.L. 1976 (12 O.S. Supp. 1977, Section 158.1); providing for licensure of persons as private process servers in civil cases in counties of 300,000 population or more; prescribing procedure of application to presiding judge for licenses; providing for renewal and revocation of licenses; providing penalty; prescribing procedure for securing services of the licensee; and providing an effective date.

HB 1753 — By Elder and Hooper of the House and Grantham of the Senate.

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 51, as amended by Section 1, Chapter 94, O.S.L. 1976 (21 O.S. Supp. 1977, Section 51); providing punishments for second and subsequent offenses after prior conviction of a felony; providing an effective date; and declaring an emergency.

HB 1754 — By Elder and Monks of the House and Murphy of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1102, 1103, 1106 and 1107; expanding definitions; increasing compensation of advisory council members; expanding acts constituting violation to include the failure to report all persons employed in a water and sewage facility; amending application requirements for operator's license and increasing certain certification fees; requiring registration of helpers, fee and certain other information; directing codification; providing an effective date; and declaring an emergency.

HB 1759 — By Elder and Bernard of the House and Giles of the Senate.

An Act relating to courts; amending 20 O.S. 1971, Sections 92b1 and 92b2, as amended by Section 1, Chapter 125, O.S.L. 1974 (20 O.S. Supp. 1977, Section 92b2);

providing for the composition of certain District Court Judicial Districts; providing for the number, place of nomination and election of certain district court judges; directing codification; repealing 20 O.S. 1971, Section 92b; providing an effective date; and declaring an emergency.

HB 1771 — By Ford, et al.

(Amendments relating to schools — Amending 70 O.S. Supp. 1977, Section 18-109 — Emergency).

HJR 1047 — By Weichel and Bradley.

A Joint Resolution directing the Board of Public Affairs to conduct a feasibility study of a multi-level parking garage; requiring the Board to accumulate certain information; setting a reporting date; and declaring an emergency.

HJR 1051 — By Murphy, et al, of the House and Lane of the Senate.

A Joint Resolution directing the Oklahoma Turnpike Authority to have public toilets installed along both sides of the Indian Nations Turnpike and H.E. Bailey Turnpike under its jurisdiction; and directing distribution.

The above numbered HBs and HJRs were read for the first time.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1034.

HCR 1034 — By Abbott.

A Concurrent Resolution directing the Oklahoma Historical Society to take all necessary steps for the preservation and protection of the Ada Public Library Building and site as an historical place; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

GENERAL ORDER

✓ **SB 496** by Dahl, Taliaferro, Giles, Martin and Capps was read and considered.

✗ Senator Dahl moved to amend **SB 496**, Page 3, by adding a Section 2 to read as follows:

“Section 2. The provisions of this act are severable and if any part or provision hereof shall be held void the decision of the court so holding shall not affect or impair any of the remaining parts or provisions of this act.”, and by conforming to title thereto, which amendment was declared adopted.

✗ Senator Dahl moved to amend **SB 496**, Page 3, by adding as Section 3 the emergency section and adding “**AND DECLARING AN EMERGENCY**” to the Title, which amendment was declared adopted.

Upon motion of Senator Dahl, **SB 496**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, **SB 496**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 496 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill,

Tinsley, Vann, Watson, Wolfe and York.—41.

Nay: Crow and Howell.—2.

Excused: Helm, Smith, Stipe, Wadley and Young.—5.

The bill and emergency passed.

SB 496 was referred for engrossment.

INTRODUCTION

Senator Dawson introduced Miss Susan Renee Webb, Guthrie, Oklahoma’s representative to the Internationale Teen Pageant held recently in Washington, D.C., where she was the recipient of many awards. Miss Webb was escorted to the front of the Chamber and was given privileges of the floor to address the Senate.

Senators Smith and Young asked to be shown present, which was the order.

GENERAL ORDER

✓ **SB 629** by Howell of the Senate and Abbott of the House was read and considered.

Upon motion of Senator Howell, **SB 629** was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, **SB 629** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 629 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl,

Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Nay: Dawson.—1.

Excused: Helm, Stipe and Wadley.—3.

The bill passed.

SB 629 was referred for engrossment.

GENERAL ORDER

✓ SB 594 by Field of the Senate and Kamas of the House was read and considered.

Senator Boatner asked to be made a co-author of SB 594, which was the order.

Upon motion of Senator Field, SB 594, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Field, SB 594, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 594 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Mur-

phy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—42.

Nay: Crow, Dawson and Randle.—3.

Excused: Helm, Stipe and Young.—3.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved to reconsider the vote whereby SB 594 passed.

SPECIAL INTRODUCTION

President Nigh introduced Mr. Fabian Chavez, Assistant Secretary of the Department of Commerce for Tourism, Washington, D.C., and asked unanimous consent, which was granted, that Mr. Chavez be granted privileges of the floor to address the Senate. Mr. Chavez travels all through the country promoting tourism and urging the citizens of all the states to promote their native cultures, and noted that he also is the former Majority Floor Leader and President Pro Tempore of the New Mexico State Senate.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1560, requesting Conference and referring same to GCCA.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a conference on HB 1560 was ordered granted, said bill to be referred to GCCA when appointed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 440, 542, 598, 599 and 600 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SR 13 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

✓ SB 545 by Rozell of the Senate and Parris of the House was read and considered.

X Senator Cate moved to amend SB 545, Page 2, Line 13, by restoring the bracketed language and by adding the word “-half” between the words “one” and “hour”, which amendment was declared adopted.

Upon motion of Senator Rozell, SB 545, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, SB 545, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 545 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Field, Funston, Giles, Holden, Howard, Howell, Johnson, Lambert, Lane, Luton, McCune, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, York and Young.—31.

Nay: Capps, Dawson, Grantham, Green, Keating, Keller, Lamb, McDaniel,

Martin, Pierce, Taliaferro, Watson and Wolfe.—13.

Excused: Crow, Helm, Kilpatrick, and Stipe.—4.

The bill passed.

SB 545 was referred for engrossment.

Senator Wadley presiding.

GENERAL ORDER

✓ SB 622 by Lambert was read and considered.

X Senator Lambert moved to amend SB 622, Page 1, second line of the Title, by inserting after the word “Sections” and before the figure “49-129,” the figures, “48-102,” which amendment was declared adopted.

Upon motion of Senator Lambert, SB 622, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, SB 622, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 622 was read for the third time at length.

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

Aye: Birdsong, Grantham, Holden, Howard, Howell, Lambert, Lane, Murphy, Randle, Terrill and York.—11.

Nay: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field,

Funston, Giles, Green, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—34.

Excused: Helm, Johnson and Stipe.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lambert moved that the vote be reconsidered whereby SB 622 failed of passage.

GENERAL ORDER

SB 617 by Cate and Murphy of the Senate and Deatherage of the House was read and considered.

Senators Howell and Giles asked to be made coauthors of SB 617, which was the order.

Upon motion of Senator Cate, SB 617, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, SB 617, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 617 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson,

Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Butler, Helm, Porter and Stipe.—4.

The bill and emergency passed.

SB 617 was referred for engrossment.

Senator Lambert presiding.

MOTION TO RECONSIDER VOTE

Senator Smith, on behalf of Senator Stipe, asked for consideration of the motion to reconsider the vote whereby SB 247 failed of passage. The vote occurring on the Smith motion to reconsider, it was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Dawson, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Wadley and York.—28.

Nay: Berrong, Capps, Field, Giles, Keating, Keller, Lamb, Lambert, McCune, McDaniel, Martin, Pierce, Taliaferro, Vann, Watson and Wolfe.—16.

Excused: Crow, Helm, Stipe and Young.—4.

THIRD READING

SB 247 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Dawson, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Martin, Porter, Randle, Schuelein, Shatwell, Smith, Terrill, Tinsley and York.—26.

Nay: Berrong, Capps, Field, Giles, Keating, Keller, Lamb, Lambert, McCune, McDaniel, Murphy, Pierce, Rozell, Taliaferro, Watson, Wolfe and Young.—17.

Excused: Crow, Helm, Stipe, Vann and Wadley.—5.

The bill passed.

SB 247 was referred for engrossment.

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

GENERAL ORDER

✓ SB 431 by Smith of the Senate and Riggs of the House was read and considered.

Senators Birdsong, McCune and Lambert asked to be made coauthors of SB 431, which was the order.

Upon motion of Senator Smith, SB 431, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 431, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 431 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—38.

Nay: Boatner, Grantham, Howell, Pierce, Taliaferro and Wolfe.—6.

Excused: Butler, Crow, Porter and Stipe.—4.

The bill and emergency passed.

SB 431 was referred for engrossment.

Senator Wadley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 385 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 550 by Luton, Smith and Clifton of the Senate and Barker of the House was read and considered.

Senator Luton moved to amend SB 550, Page 5, Line 5, by striking after the word "any" the word "lien" and by striking after the word "interest" on Line 6, the words "or encumbrance", which amendment was declared adopted.

Senator Luton moved to amend SB 550, Page 5, Line 18, by striking after the word "price," and before the word "and" the words "motor number" and inserting in lieu thereof the words "manufacturer's serial or other identification number", which amendment was declared adopted.

✕ Senator Luton moved to amend SB 550, Page 6, Line 3, by striking after the word "any" and before the word "security" the word "liens" and Line 4, after the word "interests" and before the word "upon" strike the words "or encumbrances", which amendment was declared adopted.

✕ Senator Luton moved to amend SB 550, Page 11, Line 7, by striking the word "word" and inserting "words" and striking "lien" and inserting "security interest" and on Line 8, after the word "statute" by changing the word "does" to "do", which amendment was declared adopted.

✕ Senator Luton moved to amend SB 550, Page 12, Line 14, by adding after the word "act" a colon, which amendment was declared adopted.

Senator Grantham moved to amend SB 550, Page 14, Line 3, by changing after the figures "1979" the comma to a period and by striking all language on the remainder of Line 3 and all language on Lines 4, 5, 6 and 7, which amendment was declared adopted.

Upon motion of Senator Luton, SB 550, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, SB 550, as amended, was considered engrossed and placed on third reading and final passage.

Senator Randle presiding.

THIRD READING

SB 550 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Butler, Crow, Porter and Stipe.—4.

The bill passed.

SB 550 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Dawson asked unanimous consent, which was granted, that xeroxed copies of HB 1512 be provided to each Senator.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 23, 1978, at 1:00 p.m., which motion prevailed.

BILL RELEASED

SB 546 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 4:45 p.m. to meet Thursday, February 23, 1978, at 1:00 p.m.

Thirty-first Legislative Day

Thursday, February 23, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Butler, Cate, Crow, Porter, Randle, Stipe and Wolfe.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Smith and incorporated into the Journal upon request of Senator Tinsley.

Almighty God, Thou who art the creator of heaven and earth, Thou who gives men the minds to govern themselves, we come before Thee as humble as we know how. Thanking You for all the gifts bestowed upon us. Let us be ever mindful of You in our dealings with our fellowman.

May we come before You with love and justice in our hearts knowing that what

ever we decide will effect directly or indirectly men and women over the State of Oklahoma.

We thank You for Your mercy and Your love. In Your name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator York introduced Thomas J. Carlile, D.O., Del City, as Doctor of the Day. Senator Keating introduced John V. Barson, Tulsa, as student doctor of the day. Senator Watson introduced Nancy Moore, R.N., Oklahoma City, as Nurse of the Day.

Senator Watson introduced Senator Vann's wife, Erma Jean.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1520 — Criminal Jurisprudence, as coauthored by Lambert.

HB 1537 — Appropriations and Budget.

HB 1539 — Appropriations and Budget.

HB 1576 — Appropriations and Budget.

- HB 1590 — Criminal Jurisprudence.
 HB 1626 — Criminal Jurisprudence.
 HB 1627 — Criminal Jurisprudence.

DO PASS, as amended:

HB 1499 — Education, Common, as coauthored by Lane.

CS for HB 1535 — Appropriations and Budget.

HB 1536 — Appropriations and Budget.

HB 1557 — Appropriations and Budget.

SECOND READING

The following were read the second time and referred to the committees indicated.

- HB 1494 — Criminal Jurisprudence.
 HB 1508 — Public and Mental Health.
 HB 1602 — Education, Common.
 HB 1623 — Revenue and Taxation.
 HB 1659 — Judiciary.
 HB 1679 — Judiciary and then to County, State and Federal Government.
 HB 1685 — County, State and Federal Government.
 HB 1690 — Environmental and Natural Resources.
 HB 1704 — Agriculture.
 HB 1706 — Revenue and Taxation.
 HB 1734 — Rules.
 HB 1735 — Judiciary.
 HB 1752 — County, State and Federal Government.
 HB 1753 — Criminal Jurisprudence.
 HB 1754 — Professions and Occupations.
 HB 1759 — Judiciary.
 HB 1771 — Education, Common.
 HJR 1047 — Appropriations and Budget.
 HJR 1051 — Roads and Highways.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1632, 1675, 1717, 1817 and HJR 1057.

HB 1632 — By Cummings of the House and Lamb of the Senate.

An Act relating to liens; amending 42 O.S. 1971, Section 91, as amended by Section 1, Chapter 111, O.S.L. 1973 (42 O.S. Supp. 1977, Section 91); creating lien in favor of person in possession of personal property who renders services to owner of such property; prescribing procedures for foreclosing such lien; providing for notice by publication or posting; designating who may be purchaser at the foreclosure sale; creating lien for person not in possession under certain circumstances, and providing for foreclosure of such lien; and providing an effective date.

HB 1675 — By Caldwell and Thompson (Mick) of the House and Rozell of the Senate.

An Act relating to higher education; providing for disclosure of disbursements of certain funds; stating procedure; repealing any conflicting laws; directing codification; stating an effective date; and declaring an emergency.

HB 1717 — By Rogers and Cleveland of the House and Stipe of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended by Section 1, Chapter 47, O.S.L. 1977 (68 O.S. Supp. 1977, Section 2357); providing for credits against income taxes; and declaring an emergency.

HB 1817 — By Parris and Rogers of the House and Lane of the Senate.

An Act relating to courts; amending 20 O.S. 1971, Sections 106.4, as amended by Section 2, Chapter 130, O.S.L. 1972, 106.9, as last amended by Section 4, Chapter 269, O.S.L. 1976 (20 O.S. Supp. 1977, Sections 106.4 and 106.9), 1501, 1502, 1503 and 1506; designating certified shorthand reporters as official court reporters; permitting temporary appointment of non-certified reporters under certain circumstances, and prescribing fees and procedures; requiring temporary appointees to take certain examinations; prescribing duties of

court reporters; describing rights of parties to the proceedings to transcript; prescribing fees for transcription; fixing salaries of court reporters; creating State Board of Examiners of Official Shorthand Reporters, and fixing terms of office; prescribing duties of the Board; providing for examination of applicants for enrollment as certified reporters; fixing fees; providing for seal and abbreviation for certified reporters; directing codification; repealing 20 O.S. 1971, Section 106.3, as last amended by Section 7, Chapter 234, O.S.L. 1973 (20 O.S. Supp. 1977, Section 106.3); providing an effective date; and declaring an emergency.

HJR 1057 — By Craighead, et al, of the House and Howell of the Senate.

A Joint Resolution recognizing a debt owed by this state to the Honorable William H. Murray; making an appropriation; and directing that a copy of this Resolution be spread upon the pages of the Permanent Journals of the House of Representatives and the Senate, Thirty-Sixth Legislature.

The above numbered HBs and HJR were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 247, 431, 496, 545, 546, 550, 617 and 629 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

SB 555 by Tinsley of the Senate and Roberts of the House was read and considered.

X Senator Young moved to amend SB 555, Page 1, Line 5, by striking after the word "furbearers" and before the word "in" the words "or predators", which amend-

ment was tabled upon motion of Senator Tinsley.

X Senator Helm moved to amend SB 555, Page 3, Line 11, by striking after the word "any" and before the word "convicted" the word "resident" and substituting therefor the word "person" and by striking subsection F on Page 4, which amendment was declared adopted.

Upon motion of Senator Tinsley, SB 555, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, SB 555, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 555 was read for the third time at length.

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

Aye: Birdsong, Clifton, Dahl, Field, Green, Holden, Howard, Johnson, Keating, Kilpatrick, Lane, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Wadley and York.—19.

Nay: Berrong, Boatner, Capps, Dawson, Funston, Giles, Grantham, Helm, Howell, Keller, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Smith, Terrill, Watson and Young.—22.

Excused: Butler, Cate, Crow, Porter, Randle, Stipe and Wolfe.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Young moved to reconsider the vote whereby SB 555 failed of passage.

GENERAL ORDER

✓ SB 494 by Tinsley and Taliaferro was read and considered.

✗ Senator Tinsley moved to amend SB 494, Page 2, Line 14, by substituting after the word "than" on Line 14, and before the word "mussels" on Line 15, the word and figure "twenty (20)" in lieu of the word and figure "thirty (30)", which amendment was declared adopted.

✗ Senator Tinsley moved to amend SB 494, Page 2, Line 16, by deleting after the period on Line 16 all remaining language on Page 2, which amendment was declared adopted.

✗ Senator Rozell moved to amend SB 494, Page 3, Lines 8 and 9 by striking after the word "exceed" on Line 8 and before the word "of" on Line 9, all language and substituting therefor the following: "Twenty-five Dollars (\$25.00) per ton", which amendment was tabled upon motion of Senator Tinsley.

Upon motion of Senator Tinsley, SB 494, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, SB 494, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 494 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb,

Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—33.

Nay: Dawson, Funston, Helm, Keller, Lambert, Pierce and Watson.—7.

Excused: Butler, Cate, Crow, Porter, Randle, Smith, Stipe and Wolfe.—8.

The bill and emergency passed.

SB 494 was referred for engrossment.

GENERAL ORDER

✓ SB 383 by Birdsong was read and considered.

Senators Shatwell, Giles, Taliaferro and McDaniel asked to be made co-authors of SB 383, which was the order.

✗ Senator Birdsong moved to amend SB 383, Page 3, Line 6, by striking after the numeral "1," and before the word "and" the numbers "1977" and inserting in lieu thereof the number "1978", which amendment was declared adopted.

✗ Senator Birdsong moved to amend SB 383, Page 3, Line 7, by striking Line 7 and inserting in lieu thereof the date "July 1, 1979.", which amendment was declared adopted.

✗ Senator Martin moved to amend SB 383, Page 2, Line 7, by adding after the word "municipality" and before the word "of" the following: "except those with a population of 1,500 or less", which amendment was declared adopted.

✗ Senators Lamb and Luton moved to amend SB 383, Page 1, Line 5, by striking after the word "than" all language and inserting the words and figures "sixty thousand (60,000)", which amendment was declared adopted.

Upon motion of Senator Birdsong, SB 383, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Birdsong, SB 383, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 383 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—36.

Nay: Helm, Keating, McCune, Schuelein and Smith.—5.

Excused: Butler, Cate, Crow, Porter, Randle, Stipe and Wolfe.—7.

The bill and emergency passed.

SB 383 was referred for engrossment.

GENERAL ORDER

✓ SB 561 by Howell was read and considered.

Senator Howell, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Floyd be named House author of SB 561, and Representative Duckett be named coauthor.

X Senator Howell moved to amend SB 561, Page 8, Line 8, by inserting the words "his or" after the "fix" and before the word "her", which amendment was declared adopted.

X Senator Howell moved to amend SB 561, Page 8, Line 9, by inserting the words "his or" after the word "define" and before the word "her", which amendment was declared adopted.

Upon motion of Senator Howell, SB 561, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, SB 561, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 561 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—35.

Nay: Birdsong, Helm, Lambert, Pierce, Schuelein and Young.—6.

Excused: Butler, Cate, Crow, Porter, Randle, Stipe and Wolfe.—7.

The bill passed.

SB 561 was referred for engrossment.

DECLARATION OF VOTE

Senator Helm asked that the record show had she been present at the time of Third Reading and final passage of SB 247, she would have voted "Nay", which was the order.

GENERAL ORDER

✓ SB 32 by Boatner was read and considered.

Senator Giles asked to be made a co-author of SB 32, which was the order.

✗ Senator Boatner asked unanimous consent that the Title of SB 32 be crippled, which was the order.

Upon motion of Senator Boatner, SB 32, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, SB 32, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 32 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Cate, Crow, Howard, Porter, Randle, Stipe and Wolfe.—8.

The bill and emergency passed.

SB 32 was referred for engrossment.

GENERAL ORDER

✓ SB 514 by Lane of the Senate and Bradshaw, et al, of the House was read and considered.

Senators Funston, Johnson, Capps and Smith asked to be made coauthors of SB 514, which was the order.

✗ Senator Funston moved to amend SB 514, Page 5, Line 8, by adding after the word "prescribe" and before the word "the" the words "according to law", which amendment was declared adopted.

Upon motion of Senator Funston, SB 514, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 514, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 514 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell,

Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—39.

Excused: Butler, Cate, Crow, Howard, Porter, Randle, Stipe, Wadley and Wolfe.—9.

The bill and emergency passed.

SB 514 was referred for engrossment.

GENERAL ORDER

✓ SB 489 by Dahl of the Senate and Riggs of the House was read and considered.

X Senator Berrong moved to amend SB 489, Page 12, Line 1, by striking after the word "Title" the balance of the sentence on Page 12, Line 1, and all of Lines 2, 3, 4, and 5, and substituting therefor the following: "unless plans and specifications for such construction or major alteration meets current standards of the appropriate building codes.", which amendment was declared adopted.

Upon motion of Senator Dahl, SB 489, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, SB 489, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 489 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Talia-

ferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Butler, Cate, Crow, Holden, Howard, Porter, Randle, Stipe and Wolfe.—9.

The bill passed.

SB 489 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Howell asked unanimous consent, which was granted, that HB 1180, presently assigned to Committee on Education, Common, be withdrawn from that committee and assigned to the Committee on Appropriations and Budget and then to the Committee on Education, Common.

Senator Wadley presiding.

GENERAL ORDER

✓ SB 579 by York of the Senate and Steward of the House was read and considered.

Upon motion of Senator York, SB 579 was advanced to engrossment.

By unanimous consent, upon request of Senator York, SB 579 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 579 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton,

McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Cate, Crow, Howard, Porter, Randle, Stipe and Wolfe.—8.

The bill passed.

SB 579 was referred for engrossment.

GENERAL ORDER

✓ SB 539 by Smith of the Senate and Kane of the House was read and considered.

✗ Senator Smith moved to amend SB 539, Page 2, Line 5, by striking after the word "Act" and before the word "Section" the words "pursuant to" and substituting in lieu therefor the words "as provided in", which amendment was declared adopted.

✗ Senator Smith moved to amend SB 539, Page 2, Line 13, by striking after the word "paid" the remaining language on Lines 13 and 14, and through the words "shall be paid" on Line 15, and on Page 2, Line 17, by striking after the word "quarter" and before the word "to", the words "in which wages were", which amendment was declared adopted.

✗ Senator Smith moved to amend SB 539, Page 23, Line 16, by adding after "Section 3" the letter "A.", which amendment was declared adopted.

✗ Senator Smith moved to amend SB 539, Page 24, Line 4, by striking after the word "act." the remaining language on Lines 4 through 12 and substituting a new subsection "B" as follows:

"B. If the Oklahoma Employment Security Commission finds that any organization, instrumentality of the state or its political subdivisions, including public trusts, has become delinquent with pay-

ments required under the Act and following the Commission's written request for such payment, has for sixty (60) days or more thereafter refused or failed to pay amounts due and required under this Act, the Commission shall notify the State Budget Director of such delinquency and total amount due. The State Budget Director shall authorize payment of such amounts from any funds deposited with the State Treasurer, which would otherwise be due from the state to such organization, instrumentality or political subdivision.", which amendment was declared adopted.

Upon motion of Senator Smith, SB 539, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 539, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 539 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Cate, Crow, Howard, Porter, Randle, Stipe and Wolfe.—8.

The bill and emergency passed.

SB 539 was referred for engrossment.

GENERAL ORDER

✓ SB 563 by Martin of the Senate and Craighead of the House was read and considered.

Upon motion of Senator Martin, SB 563 was advanced to engrossment.

By unanimous consent, upon request of Senator Martin, SB 563 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 563 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Butler, Cate, Crow, Porter, Randle, Stipe and Wolfe.—7.

The bill passed.

SB 563 was referred for engrossment.

DECLARATION OF VOTE

Senator Holden asked that the record show had he been present at the time of Third Reading and final passage of SB 489, he would have voted "Aye", which was the order.

GENERAL ORDER

✓ SB 395 by Capps of the Senate and Harper of the House was read and considered.

Upon motion of Senator Capps, SB 395 was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, SB 395 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 395 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—38.

Nay: Pierce.—1.

Excused: Butler, Cate, Crow, Field, Howard, Porter, Randle, Stipe and Wolfe.—9.

The bill and emergency passed.

SB 395 was referred for engrossment.

GENERAL ORDER

✓ SB 538 by Vann and Taliaferro of the Senate and Dunn and Weichel of the House was read and considered.

Senators York, Murphy, Schuelein and Dahl asked to be made coauthors of SB 538, which was the order.

Senator Vann moved that SB 538 be advanced to engrossment.

Senator Luton moved as a substitute motion that SB 538 be rereferred to the Committee on Roads and Highways.

Senator Murphy moved to table the Luton motion to commit, which motion to table was declared adopted.

Senator Vann pressed his motion to advance SB 538 to engrossment, which motion was declared adopted.

By unanimous consent, upon request of Senator Vann, SB 538, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 538 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Funston.—1.

Excused: Butler, Cate, Crow, Porter, Randle, Stipe and Wolfe.—7.

The bill passed.

SB 538 was referred for engrossment.

Senator Young presiding.

GENERAL ORDER

SB 533 by Smith of the Senate and Elder of the House was read and considered.

Upon motion of Senator Smith, SB 533 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 533 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 533 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—37.

Excused: Butler, Cate, Crow, Field, Keating, Martin, Porter, Randle, Stipe, Vann and Wolfe.—11.

The bill and emergency passed.

SB 533 was referred for engrossment.

GENERAL ORDER

SB 497 by Dawson of the Senate and Steward of the House was read and considered.

Senator Dawson asked unanimous consent, which was granted, that further consideration of SB 497 be deferred for this legislative day.

MOTION

Senator Helm moved to suspend the Rule to allow the Committee on County, State and Federal Government to hear and report on SB 593, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, York and Young.—33.

Nay: Dawson and Schuelein.—2.

Excused: Boatner, Butler, Cate, Crow, Field, Howard, Kilpatrick, Luton, Porter, Randle, Stipe, Terrill and Wolfe.—13.

Senators Luton, Boatner and Terrill asked that the record show that they were present in the Chamber at the time the vote was taken on the Helm motion to suspend the Rule, and that, due to the fact that the Presiding Officer closed the roll without prior announcement, they be shown voting "Nay" in compliance with Rule 33(b), which was the order.

The vote thereby resulted as follows:
Aye: 33. Nay: 5. Excused: 10.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, February 27, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Monday, February 27, 1978, at 1:30 p.m.

MEMORANDUM

TO : THE BOARD OF TRUSTEES

FROM : THE PRESIDENT

SUBJECT: [Illegible]

[Illegible text follows, appearing to be a report or memorandum.]

Very truly yours,
 [Illegible Signature]

[Illegible Title]

Thirty-second Legislative Day

Monday, February 27, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Howell, Keating, Pierce, Porter and Stipe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Mary Workman, Minister of Education, First Christian Church, Ponca City, and incorporated into the Journal upon request of Senator Grantham.

Save this moment, O Lord, from merely a gesture to custom or convention, and make it a real experience for each of us in this place, as we call upon You for guidance and for help.

We have felt You near and beside us in the exalted experience of worship in church; make us now to feel Your nearness in the business of the day — You are the unseen delegate, present and voting. Vote through these people, we pray You, O God, that what they say and what they do may be in accordance with Your will for this state that they care for.

You have said: “When you stand praying, forgive, if you have anything against anyone.” Give us the grace to lay aside all bitterness and resentment so that all can be done with the openness of heart and concern.

You have said: “It is more blessed to give than to receive.” Give us the grace today to think not of what we can get but of what we can give, that a new spirit may come into our work here, with a new vision and a new purpose, that You will delight in blessing.

We ask these things in Your own name and for Your sake, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Berrong introduced John Harris, D.O., Fairview, as Doctor of the Day. Senator Cate introduced Michele Bagley, Norman, as student doctor of the

day. Senator Keller introduced Jodie Miller, R.N., Oklahoma City, as Nurse of the day and Senator Helm introduced Lonnie Layton, Oklahoma City, as student nurse of the day.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1632 — Judiciary and then to County, State and Federal Government.

HB 1675 — Education, Higher.

HB 1717 — Revenue and Taxation.

HB 1817 — County, State and Federal Government.

HJR 1057 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1518, 1578, 1587, 1618, 1713, 1716, 1747, 1774, 1788, 1789, 1820 and 1821.

HB 1518 — By Elder and Wilson of the House and Grantham of the Senate.

An Act relating to fees; amending 12 O.S. 1971, Sections 1757, as last amended by Section 1, Chapter 341, O.S.L. 1975, 1761, 1764, as amended by Section 1, Chapter 15, O.S.L. 1976 and Section 2, Chapter 15, O.S.L. 1975 (12 O.S. Supp. 1977, Sections 1757, 1764 and 1771), Sections 3 and 5, Chapter 265, O.S.L. 1973 (21 O.S. Supp. 1977, Sections 995.3 and 995.5) and 21 O.S. 1971, Section 1102, 28 O.S. 1971, Sections 31, as last amended by Section 4, Chapter 207, O.S.L. 1977, 152, as amended by Section 2, Chapter 293, O.S.L. 1975, 152.1, as amended by Section 3, Chapter 293, O.S.L. 1975, 153, as last amended by Section 4, Chapter 293, O.S.L. 1975 and 155.1, as amended by Section 5, Chapter 293, O.S.L. 1975 (28 O.S. Supp. 1977, Sections 31, 152, 152.1, 153 and 155.1) and 37 O.S. 1971, Section 163.11; increasing certain court costs

and fees; providing an effective date; and declaring an emergency.

HB 1578 — By Willis, et al, of the House and Howard of the Senate.

An Act relating to revenue and taxation; amending Section 5, Chapter 85, O.S.L. 1977 (68 O.S. Supp. 1977, Section 1111); apportioning revenues from Conservation Excise Tax levied on all natural gas and / or casinghead gas; providing severability; and declaring an emergency.

HB 1587 — By Floyd, et al.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 396, 396.4 and 396.18; providing for the Oklahoma State Board of Embalmers and Funeral Directors; expanding the number qualifications and guidelines for appointment of members to the Board; providing for licensing fees; deleting and increasing certain licensing fees; providing for compensation of certain persons; increasing certain salaries and compensation; and declaring an emergency.

HB 1618 — By Floyd and Monks.

An Act relating to the Office of State Examiner and Inspector; making an appropriation thereto; stating the purpose; providing for an Audit Selection Team and duties of team; providing lapse date; and declaring an emergency.

HB 1713 — By Morgan of the House and Murphy of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1103; recreating the Water and Sewage Works Operators Certification Advisory Council in accordance with the Sunset Law and continuing existing membership provisions and duties; and declaring an emergency.

HB 1716 — By Milacek.

An Act relating to officers; amending 51 O.S. 1971, Section 6; prohibiting dual

office holding for state officers and deputies; providing exceptions; providing an additional exception for city and county law enforcement officers; and declaring an emergency.

HB 1747 — By Townsend.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 45.3; and defining architect and building.

HB 1774 — By Ford.

An Act relating to children; amending 10 O.S. 1971, Section 1131, as amended by Section 18, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Section 1131); providing notice for termination of parental rights; providing procedures for notice; and depriving certain unwed fathers of parental rights and notices.

HB 1788 — By Ford.

An Act relating to counties and county officers; amending 19 O.S. 1971, Section 863.20, as amended by Section 2, Chapter 157, O.S.L. 1977 (19 O.S. Supp. 1977, Section 863.20); providing for the county board of adjustment members' appointment, qualifications, tenure and removal; prohibiting compensation of members; allowing per diem for members; providing procedures of operation for county board of adjustment; providing for certain fees; and providing an effective date.

HB 1789 — By Kane, et al of the House and Smith of the Senate.

An Act relating to labor; amending 40 O.S. 1971, Sections 236 and 237, as amended by Sections 10 and 11, Chapter 77, O.S.L. 1977 (40 O.S. Supp. 1977, Sections 236 and 237); providing for certain payments in lieu of contributions under the Oklahoma Employment Security Act; providing for payment of certain benefits to certain governmental employees; providing for certain reimbursement payments; providing for delinquent payments; providing procedure for financing

of certain unemployment benefits paid to employees of nonprofit organizations; eliminating requirements on certain entities to file a bond or make a deposit in case of their election to become liable for payments in lieu of contributions to the Unemployment Compensation Fund; directing codification; and declaring an emergency.

HB 1820 — By Duckett and Frates of the House and Young of the Senate.

An Act relating to state employees group health and life insurance; authorizing the Board thereof to negotiate with private insurance carriers for certain purposes; providing for coverage of certain former state employees; and directing codification.

HB 1821 — By Kane.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2457, as last amended by Section 1, Chapter 102, O.S.L. 1977 (68 O.S. Supp. 1977, Section 2457); providing for county boards of equalization and county excise boards; providing for appointment of membership; modifying certain residency requirements; prohibiting certain acts; and providing penalty.

The above numbered HBs were read for the first time.

GENERAL ORDER

✓ **SB 537** by Rozell of the Senate and Parris of the House was read and considered.

✓ Senator Martin moved to amend **SB 537**, Page 2, Line 7½, by adding the following: "The provisions of this act shall not be construed to permit public hunting at Lake Murray State Park.", which amendment was declared adopted.

Upon motion of Senator Rozell, **SB 537**, as amended, was advanced to engrossment.

Senator Terrill asked unanimous consent that all other Senators be made coauthors of SCR 59, which was the order.

SCR 59, as coauthored, was read at length, adopted upon motion of Senator Terrill, and ordered referred for engrossment.

Senator Murphy presiding.

GENERAL ORDER

HB 1845 by Henry, et al, of the House and Cate of the Senate was read and considered.

Senator Cate asked unanimous consent, which was granted, that further consideration of HB 1845 be deferred for this legislative day.

Senator Holden moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, February 26, 1976, at 12:30 p.m., which motion prevailed.

Upon motion of Senator Holden, the Senate adjourned at 4:40 p.m. to meet Thursday, February 26, 1976, at 12:30 p.m.

Thirty-first Legislative Day

Thursday, February 26, 1976

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Garrett, Grantham, Graves, Ham, Hamilton, Helm, Holden, Howard, Inhofe, Keller, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, Watkins, Watson, Wolfe, York and Young.—42.

Excused: Baldwin, Howell, Keating, Medearis, Smith and Stipe.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sanders and incorporated into the Journal upon request of Senator Young.

Ladies and gentlemen, I usually get a word from the Lord to present to the people, however, it seems that Senator Mary Helm has been talking to the Lord, also, and she has made a request that we present the "full gospel" to you and she suggests this scripture from Second Thessalonians, Chapter III, Verses 6 through

15: Now we command you, brethren, in the name of our Lord Jesus Christ, that you keep away from any brother who is living in idleness and not in accord with the tradition that you received from us. For you yourselves know how you ought to imitate us; we were not idle when we were with you, we did not eat any one's bread without paying, but with toil and labor we worked night and day, that we might not burden any of you. It was not because we have not that right, but to give you in our conduct an example to imitate. For even when we were with you, we gave you this command: If any one will not work let him not eat. For we hear that some of you are living in idleness, mere busybodies, not doing any work. Now such persons we command and exhort in the Lord Jesus Christ to do their work in quietness and to earn their own living. Brethren, do not be weary in well-doing. If any one refuses to obey what we say in this letter, note that man, and have nothing to do with him, that he may be ashamed. Do not look on him as an enemy, but warn him as a brother.

Senator Helm, indeed that is a good word from the Lord. I want you Senators to know that there is a church in Tulsa that meets at Edison High School, that fasts and prays for you, our Governor, and our national leaders. On Tuesday mornings a group of ministers meet in my office to pray for America. It has been a rich privilege for me to be Chaplain of the Senate this week. I have met some wonderful

By unanimous consent, upon request of Senator Rozell, SB 537, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 537 was read for the third time at length.

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

Aye: Berrong, Butler, Capps, Cate, Clifton, Dahl, Field, Giles, Holden, Howard, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, Murphy, Randle, Rozell, Shatwell, Smith, Taliaferro, Tinsley, Vann and York.—25.

Nay: Birdsong, Boatner, Crow, Dawson, Funston, Grantham, Green, Helm, Keller, McCune, McDaniel, Martin, Schuelein, Wadley, Watson, Wolfe and Young.—17.

Excused: Howell, Keating, Pierce, Porter, Stipe and Terrill.—6.

The bill passed.

SB 537 was referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

HCR 1034, introduced on page 264, was called up for consideration.

Senator McDaniel asked to be made Senate author of HCR 1034, which was the order.

HCR 1034, as coauthored, was read at length, adopted upon motion of Senator McDaniel, properly signed and ordered returned to the Honorable House.

Senator Cate presiding.

Senators Howell and Keating asked to be shown present, which was the order.

GENERAL ORDER

SB 606 by Smith of the Senate and Riggs of the House was read and considered.

Senator Smith, citing Rule 8(d), asked unanimous consent that Representative Denman be added as a coauthor of SB 606, which was the order.

Senator Wadley presiding.

Senator Smith moved to amend SB 606, Page 34, Line 1, by adding a new Section 17 as follows:

“SECTION 17. 10 O.S. 1971, Section 1402, is amended to read as follows:

Section 1402. Girls' Town [and Taft State School for Girls shall] MAY be operated and maintained [primarily for girls who have been adjudicated delinquent] AS A SPECIALIZED FACILITY FOR THE TREATMENT, TRAINING AND EDUCATION OF CHILDREN WHO HAVE BEEN ADJUDICATED IN NEED OF SUPERVISION OR DELINQUENT; PROVIDED, THAT GIRLS' TOWN SHALL NOT BE DEEMED TO BE A STATE JUVENILE CORRECTIONAL OR DELINQUENT INSTITUTION; Helena State School for Boys and Boley State School for Boys shall be operated and maintained primarily for boys who have been adjudicated delinquent; and Whitaker State Children's Home and Taft State Children's Home shall be operated and maintained primarily for children who have been adjudicated in need of supervision or dependent and neglected.”,

and by renumbering Sections 17 and 18, which amendment was declared adopted.

Upon motion of Senator Smith, SB 606, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 606, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 606 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Pierce, Porter and Stipe.—3.

The bill and emergency passed.

SB 606 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 383, 395, 489, 494, 514 and 533 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Luton presiding.

GENERAL ORDER

✓ SB 588 by Taliaferro was read and considered.

Senator Terrill asked to be made a co-author of SB 588, which was the order.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent that Representative Hooper be made House author of SB 588, which was the order.

X Senator Berrong moved to amend SB 588, Page 2, Line 5, by adding after the letter "(b)" and before the word "Details" the following: "The period of individual assignment or detail under an interchange program shall be negotiated on an annual basis.", which amendment was declared adopted.

Upon motion of Senator Taliaferro, SB 588, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, SB 588, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 588 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Pierce, Porter and Stipe.—3.

The bill passed.

SB 588 was referred for engrossment.

GENERAL ORDER

✓ SB 154 by Funston of the Senate and Lancaster of the House was read and considered.

Upon motion of Senator Funston, SB 154 was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 154 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 154 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Smith, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Nay: Keating, Schuelein and Taliaferro.—3.

Excused: Pierce, Porter, Stipe and Wadley.—4.

The bill passed.

SB 154 was referred for engrossment.

GENERAL ORDER

✓ SB 596 by Taliaferro was read and considered.

X Senator Taliaferro moved to amend SB 596, Page 2, Line 13, by adding after the word "commissioners" a period, striking the balance of the section, and inserting in lieu thereof the following language: "If such an appointment is made prior to the prescribed filing period for county officers in accordance with the provisions of Section 131 of Title 19 of the Oklahoma Statutes, the county commissioners shall, at the time said appointment is made, proclaim a special election to fill the balance of the unexpired term, providing the balance of the term does not expire in the year following the next succeeding general election. In making the proclamation, the county commissioners shall establish the dates for the filing period, primary election, runoff primary election and general election to be the same as the next succeeding filing period, primary election, runoff primary election and general election for county officers. The appointee shall be eligible to become a candidate at said special election, providing said appointee is otherwise qualified. The office to be filled shall be printed on the same ballot as other county offices.", which amendment was declared adopted.

Senator Taliaferro asked unanimous consent, which was granted, that further consideration of SB 596 be deferred temporarily.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 538, 539, 561, 563 and 579 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 488 by Terrill of the Senate and Riggs of the House was read and considered.

Upon motion of Senator Terrill, SB 488 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 488 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Terrill asked unanimous consent, which was granted, to submit an amendment to SB 488 on third reading.

X Senator Terrill moved to amend SB 488, Page 1, Line 1, by striking the body of the bill and replacing it with the following: "Section 10, Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1977, Section 150.10) is hereby repealed.", and by amending the title to conform.

Senator Clifton moved to table the Terrill amendment, which motion to table was declared adopted.

SB 488 was read for the third time at length.

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

Aye: Birdsong, Butler, Clifton, Crow, Dawson, Funston, Holden, Keating, McCune, Randle, Shatwell, Terrill, York and Young.—14.

Nay: Berrong, Boatner, Capps, Cate, Dahl, Giles, Grantham, Green, Helm, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley, Watson and Wolfe.—28.

Excused: Field, Howard, Pierce, Porter, Smith and Stipe.—6.

The bill failed.

GENERAL ORDER

✓ SB 208 by Grantham of the Senate and Elder of the House was read and considered.

Senator Lambert asked to be made a coauthor of SB 208, which was the order.

Upon motion of Senator Grantham, SB 208, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 208, as coauthored, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Nay: Schuelein.—1.

Excused: Field, Pierce, Porter, Smith, Stipe and York.—6.

The bill passed.

SB 208 was referred for engrossment.

GENERAL ORDER

SB 596, previously considered and amended, was considered further.

Senator Taliaferro, citing Rule 8(d), asked unanimous consent that Representative Hooper be added as House author of SB 596, which was the order.

Senator Crow presiding.

Upon motion of Senator Taliaferro, SB 596, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, SB 596, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 596 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—42.

Excused: Field, Pierce, Porter, Smith, Stipe and York.—6.

The bill and emergency passed.

SB 596 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 32 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 610 by Terrill was read and considered.

X Senator Berrong moved to amend SB 610, Page 2, Line 18, by striking after the word "use" and before the word "SECTION 2." the balance of Line 18 on Page 2 and Lines 1 through 9 on Page 3, which amendment was declared adopted.

X Senator Keating moved to amend SB 610, Page 2, Lines 8 through 13, by striking all language after the period on Line 8 through the period on Line 13, which amendment was declared adopted.

Upon motion of Senator Terrill, SB 610, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 610, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 610 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Randle, Shatwell, Terrill, Tinsley, Wadley, Wolfe and Young.—33.

Nay: Howell, Keller, Lamb, McDaniel, Rozell, Schuelein, Vann and Watson.—8.

Excused: Field, Pierce, Porter, Smith, Stipe, Taliaferro and York.—7.

The bill and emergency passed.

SB 610 was referred for engrossment.

GENERAL ORDER

✓ SB 613 by Terrill was read and considered.

Senator Schuelein asked to be made a coauthor of SB 613, which was the order.

Upon motion of Senator Terrill, SB 613, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 613, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 613 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Field, Helm, Pierce, Porter, Smith and Stipe.—6.

The bill and emergency passed.

SB 613 was referred for engrossment.

GENERAL ORDER

✓ SB 632 by Terrill and Luton was read and considered.

Senator Terrill asked unanimous consent, which was granted, to amend SB 632 by striking the title.

X Senator Lambert moved to amend SB 632, Page 3, Line 15½, by adding the following:

“10. Unemployment compensation benefits and job placement.”, which amendment was declared adopted.

Senator Holden presiding.

X Senator Grantham moved to amend SB 632, Page 3, Line 15½, by adding the following:

“11. The Corporation Commission.”, which amendment was declared adopted.

X Senator Keating moved to amend SB 632, Page 2, Line 6, by striking the words “and two (2) nonlegislative members” on Line 6 and all language through the period on Line 11.

Senator Terrill moved to table the Keating amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Cate, Crow, Dawson, Funston, Grantham, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lambert, Luton, McCune, Murphy, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Wadley and York.—23.

Nay: Berrong, Boatner, Butler, Capps, Clifton, Dahl, Giles, Green, Keating, Lamb, Lane, McDaniel, Martin, Randle, Schuelein, Vann, Wolfe and Young.—18.

Excused: Field, Helm, Pierce, Porter, Smith, Stipe and Watson.—7.

X Senator Berrong moved to amend SB 632, Page 3, Line 15½, by adding after the Grantham amendment the following:

“12. Department of Economic and Community Affairs.”, which amendment was declared adopted.

X Senator Berrong moved to amend SB 632, Page 4, Line 10, by striking after the word “authorized” and before “SECTION 2.”, subsection “D”, which amendment was declared adopted.

By unanimous consent, upon request of Senator Terrill, SB 632, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 632 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann and York.—31.

Nay: Boatner, Cate, Giles, Keating, Keller, Lamb, McDaniel, Schuelein, Wadley, Wolfe and Young.—11.

Excused: Field, Pierce, Porter, Smith, Stipe and Watson.—6.

The bill passed.

SB 632 was referred for engrossment.

Senator Crow presiding.

GENERAL ORDER

✓ SJR 49 by Terrill and Funston of the Senate and Matheson of the House was read and considered.

Upon motion of Senator Terrill, SJR 49 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SJR 49 was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 49 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—42.

Excused: Field, Pierce, Porter, Smith, Stipe and Watson.—6.

The resolution passed.

SJR 49 was referred for engrossment.

GENERAL ORDER

✓ SB 635 by Lane of the Senate and Townsend of the House was read and considered.

Senator Cate asked to be made a co-author of SB 635, which was the order.

Upon motion of Senator Cate, SB 635, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, SB 635, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 635 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Field, Pierce, Porter, Smith and Stipe.—6.

The bill and emergency passed.

SB 635 was referred for engrossment.

GENERAL ORDER

✓ SJR 46 by Funston of the Senate and Stephenson of the House was read and considered.

Upon motion of Senator Funston, SJR 46 was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SJR 46 was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 46 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Funston, Green, Howell, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Randle, Rozell, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—30.

Nay: Berrong, Capps, Giles, Grantham, Helm, Holden, Johnson, Keller, Lamb, McDaniel, Schuelein and Taliaferro.—12.

Excused: Field, Howard, Pierce, Porter, Smith and Stipe.—6.

The resolution passed.

SJR 46 was referred for engrossment.

Senator Watson presiding.

GENERAL ORDER

✓ SB 519 by Funston was read and considered.

Senator Funston, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Bennett be added as House author of SB 519.

X Senator Schuelein moved to amend SB 519, Page 2, Lines 2 through 13, by restoring after the word "be" on Line 2, and before the word "certified" on Line 13, all language and adding the word "or".

Senator Funston moved to table the Schuelein amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Dawson, Funston, Grantham, Green, Helm, Howard, Howell, Keller, Kilpatrick, Lambert, McDaniel, Martin, Murphy, Randle, Shatwell, Terrill, Watson, Wolfe and York.—23.

Nay: Berrong, Capps, Dahl, Giles, Holden, Johnson, Keating, Lamb, Lane, Luton, McCune, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley and Young.—18.

Excused: Butler, Crow, Field, Pierce, Porter, Smith and Stipe.—7.

Senator Berrong moved to amend SB 519, Page 2, Line 13, by adding after the word "deficiency" and before the word "certified" the following: "licensed to practice psychiatry in this state and having had at least three (3) years of responsible mental institutional administration or a person", which amendment was declared adopted.

Senator Lambert questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Cate moved to reconsider the vote whereby the Berrong amendment to SB 519 was adopted.

Senator Luton moved to table the Cate motion to reconsider, which motion to table was declared adopted.

Senator Terrill moved to amend SB 519, Page 4, Line 7, by adding after the word "superintendent" and before the word "of" the following: "who shall be certified in mental hospital administration or psychiatric administration; or have a masters' degree in hospital administration and have worked at least five (5) years in an administrative capacity at a psychiatric hospital," which amendment

was declared failed of adoption upon roll call as follows:

Aye: Berrong, Birdsong, Butler, Giles, Howell, Johnson, Kilpatrick, McCune, Murphy, Shatwell, Terrill and York.—12.

Nay: Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Keating, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley, Watson and Wolfe.—29.

Excused: Crow, Field, Pierce, Porter, Smith, Stipe and Young.—7.

Upon motion of Senator Funston, SB 519, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 519, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 519 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—37.

Nay: Dahl, Lane, Luton and McCune.—

Excused: Crow, Field, Pierce, Porter, Smith, Stipe and Young.—7.

The bill passed.

SB 519 was referred for engrossment.

GENERAL ORDER

✓ SB 435 by Howard of the Senate and Willis of the House was read and considered.

Senators Berrong and Capps asked to be made coauthors of SB 435, which was the order.

Upon motion of Senator Howard, SB 435, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 435, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 435 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—37.

Nay: Boatner, Helm, McCune and Schuelein.—4.

Excused: Crow, Field, Pierce, Porter, Smith, Stipe and Young.—7.

The bill and emergency passed.

SB 435 was referred for engrossment.

GENERAL ORDER

✓ SB 413 by Howard of the Senate and Willis of the House was read and considered.

Upon motion of Senator Howard, SB 413 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 413 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 413 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—37.

Nay: Helm, Keating, McCune and Schuelein.—4.

Excused: Crow, Field, Pierce, Porter, Smith, Stipe and Young.—7.

The bill and emergency passed.

SB 413 was referred for engrossment.

GENERAL ORDER

✓ SB 436 by Howard of the Senate and Willis of the House was read and considered.

Upon motion of Senator Howard, SB 436 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SB 436 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 436 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—39.

Nay: Helm and McCune.—2.

Excused: Crow, Field, Pierce, Porter, Smith, Stipe and Young.—7.

The bill and emergency passed.

SB 436 was referred for engrossment.

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

GENERAL ORDER

✓ SB 406 by Clifton of the Senate and Parris of the House was read and considered.

X Senator Clifton moved to amend SB 406, Page 3, Line 18, by adding the following language: "Provided, that, any person who is presently serving as an apprentice and commenced such service on or before January 1, 1970, shall be licensed as a registered barber without completion of any further requirements, upon application and the payment of the proper fees to the Board within six (6) months after the passage of this act.", which amendment was declared adopted.

Upon motion of Senator Clifton, SB 406, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, SB 406, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 406 was read for the third time at length.

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

Aye: Cate, Clifton, Dawson, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, McCune, Martin, Randle, Rozell, Shatwell, Terrill, Wadley and York.—22.

Nay: Berrong, Birdsong, Boatner, Butler, Capps, Dahl, Funston, Giles, Grantham, Lamb, Luton, McDaniel, Murphy, Porter, Schuelein, Taliaferro, Vann, Watson and Wolfe.—19.

Excused: Crow, Field, Pierce, Smith, Stipe, Tinsley and Young.—7.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided by Rule 19(b), Senator Clifton moved that the vote be reconsidered whereby SB 406 failed of passage.

GENERAL ORDER

✓ SB 530 by York of the Senate and Elder of the House was read and considered.

Upon motion of Senator York, SB 530 was advanced to engrossment.

By unanimous consent, upon request of Senator York, SB 530 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 530 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe and York.—41.

Excused: Crow, Field, Pierce, Smith, Stipe, Tinsley and Young.—7.

The bill passed.

SB 530 was referred for engrossment.

GENERAL ORDER

✓ SB 570 by McCune of the Senate and Conaghan of the House was read and considered.

Upon motion of Senator McCune, SB 570 was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 570 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 570 was read for the third time at length.

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

Aye: Berrong, Clifton, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Murphy, Porter, Randle, Shatwell, Terrill, Watson, Wolfe and York.—26.

Nay: Birdsong, Boatner, Butler, Capps, Cate, Dahl, Howell, Lamb, McDaniel, Martin, Rozell, Schuelein, Taliaferro, Vann and Wadley.—15.

Excused: Crow, Field, Pierce, Smith, Stipe, Tinsley and Young.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided by Rule 19(b), Senator Schuelein moved that the vote be reconsidered whereby SB 570 passed.

GENERAL ORDER

✓ SB 601 by Lamb of the Senate and Twidwell of the House was read and considered.

✓ Senator Keating moved to amend SB 601, Page 1, Line 2, by striking the words "assault, battery", which amendment

was withdrawn upon the unanimous consent request of Senator Keating.

X Senator Boatner moved to amend SB 601, Page 1, Line 4, by adding after the word "official" and before the word "or" the words "sports reporter", which amendment was declared adopted.

X Senator Dawson moved to amend SB 601, Page 2, Lines 1 through 4, by striking after the word "by" all language and substituting "a continuous interveinous administration of lethal drugs", which amendment was withdrawn upon the unanimous consent request of Senator Dawson.

X Senator Wolfe moved to amend SB 601, Page 2, Lines 1 through 4, by striking Lines 2 through 4, after the word "jail" on Line 1 and adding in lieu thereof the following: "not exceeding six (6) months or by a fine not exceeding Five Hundred Dollars (\$500.00) or by both such fine and imprisonment", which amendment was declared adopted.

X Senator Cate moved to amend SB 601, Page 1, Line 1, by adding after the word "who," and before the word "with" the following: "without justifiable or excusable cause and".

Senator Lamb moved to table the Cate amendment, which motion to table was declared failed of adoption.

Senator Cate pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Lamb, SB 601, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, SB 601, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 601 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Vann, Watson and York.—36.

Nay: Wolfe.—1.

Excused: Crow, Field, Funston, Howard, Pierce, Porter, Smith, Stipe, Tinsley, Wadley and Young.—11.

The bill passed.

SB 601 was referred for engrossment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, February 28, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 554 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 6:30 p.m. to meet Tuesday, February 28, 1978, at 1:30 p.m.

Thirty-third Legislative Day

Tuesday, February 28, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Stipe and Tinsley.—2.

Senator Wadley declared a quorum present.

The following prayer was offered by Reverend Workman and incorporated into the Journal upon request of Senator Grantham.

History has shown, O God, of Your concern and involvement with Your people. There are words of man's faith and disbelief but always Your presence was there — through a promise to Adam and Eve, Noah's rainbow, Moses' leadership, Jeremiah's words of warning, the birth of the baby Jesus and the resurrection of Jesus the Christ.

Your love for Your people has never ceased, just Your people's wanderings through the wilderness of doubt and disbelief. At this moment and in this place with these elected leaders of Your creation, may Your spirit so be felt that the history of the future will be able to tell in words the effect of God's presence in our midst. It is said that where two or three are gathered in Your name, You will be there, we are gathered in Your name — Your presence is here.

This we know and affirm in this moment of prayer, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Funston introduced Arthur Coder, D.O., Broken Arrow, as Doctor of the Day. Senator Helm introduced Sharon Wolf, R.N., Oklahoma City, as Nurse of the Day. Senator Clifton introduced Tobi Fried, Shawnee, as student doctor of the day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1594 — County, State and Federal Government.

HB 1679 — Judiciary, as coauthored by Wadley, and be referred to Committee on County, State and Federal Government by previous order.

HB 1695 — Judiciary, as coauthored by Lamb and Wolfe.

HB 1817 — County, State and Federal Government.

DO PASS, as amended:

HB 1541 — Appropriations and Budget, as coauthored by Butler.

HB 1545 — Appropriations and Budget, as coauthored by Terrill.

HB 1548 — Appropriations and Budget, as coauthored by Terrill.

HB 1597 — Appropriations and Budget.

UNANIMOUS CONSENT REQUEST

Senator Wadley asked unanimous consent that when HB 1578 is read the second time it be referred direct to the Calendar, which was the order.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1518 — Judiciary.

HB 1578 — Direct to Calendar.

HB 1587 — Professions and Occupations.

HB 1618 — Appropriations and Budget.

HB 1713 — County, State and Federal Government.

HB 1716 — County, State and Federal Government.

HB 1747 — Professions and Occupations.

HB 1774 — Social Welfare.

HB 1788 — County, State and Federal Government.

HB 1789 — Business, Industry and Labor Relations.

HB 1820 — Insurance and then to County, State and Federal Government.

HB 1821 — County, State and Federal Government.

SPECIAL INTRODUCTION

Senator Boatner introduced Ralph W. Hicks, State Department of Transportation employee, who is retiring after 48½ years of service, and asked unanimous consent, which was granted, that Mr. Hicks and members of his family be granted privileges of the floor to accept Senate Resolution 13, by Senator Tinsley and all other members of the State Senate, commemorating his long tenure of employment. Mr. Hicks thanked the members for their consideration and accepted the Resolution on behalf of himself and his family.

RESOLUTION

Senator Luton introduced the following Resolution:

SR 14 — By Luton.

A Resolution commending Mr. Larry Rooney for being the first Oklahoman to ever assume the position of President of the Associated General Contractors of America; and directing distribution.

WHEREAS, Mr. Larry Rooney who is President of the Manhattan Construction Company of Muskogee, Oklahoma, will assume the role of President of the Associated General Contractors of America during the Annual Convention in New Orleans, March 2nd through 8th, 1978; and

WHEREAS, Mr. Rooney will be the first Oklahoman to ever assume this high office; and

WHEREAS, the Associated General Contractors of America is composed of some 10,000 general contractors who construct 90% or more of the buildings, roads

and streets, dams and other public works in America each year; and

WHEREAS, there are some 2,000 associate members who supply these general contractors with the goods and services necessary to perform their work; and

WHEREAS, Mr. Rooney's term of office will conclude in March of 1979, but during the year he will be headquartered in Washington where he will assume such duties as testifying before the Congress and other governmental bodies, attending conventions and gatherings of contractors throughout the nation, and working closely with other contractors to affect necessary communications between the National Associated General Contractors and potential users of construction.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. Mr. Larry Rooney is hereby commended and applauded for being chosen to assume such a vital and important role in the nation and to represent the interests of Oklahoma while serving as President of the Associated General Contractors of America.

SECTION 2. A copy of this Resolution shall be transmitted to Mr. Larry Rooney.

SR 14 was read at length, adopted upon motion of Senator Luton and ordered referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1223, 1461, 1714, 1764, 1773, 1830, 1832 and 1834; and HJR 1053.

HB 1223 — By Caldwell, et al, of the House and Johnson of the Senate.

An Act relating to mines and mining; providing for surface mining safety standards; defining terms; providing for certification for certain mining positions; providing for certification fees, record, notice and revocation; providing for mine examination; requiring filing, posting and compliance with reports; providing for foreman and shot firer; providing for rules and procedures for proper ground control, fire prevention and control, storage of explosives, working with sensitized ammonium nitrate blasting agents, drilling with blasting, loading, hauling and dumping, travelways, electricity, use of equipment, personal protection, augering and general provisions; directing codification; and declaring an emergency.

HB 1461 — By Peterson.

An Act relating to courts; amending 20 O.S. 1971, Section 95.5; providing certain procedures for notice of filing of actions and judgments of district courts; changing location of filing; and providing an effective date.

HB 1714 — By Morgan.

An Act relating to public libraries; amending 65 O.S. 1971, Section 3-107, 3-114 and 3-115, 74 O.S. 1971, Section 20, Sections 2 and 3, S.J.R. No. 20, O.S.L. 1974 (74 O.S. Supp. 1977, Sections 3104 and 3105), 75 O.S. 1971, Sections 14, as amended by Section 1, Chapter 209, O.S.L. 1976 (75 O.S. Supp. 1977, Section 14) and 256; creating the Publications Clearinghouse as a division of the Oklahoma Department of Libraries; defining terms; authorizing the Director of the Department to adopt rules and regulations; stating duties; creating Oklahoma Department of Libraries' Revolving Fund; requiring deposit of certain publications with the Publications Clearinghouse; providing procedure for failure to deposit certain publications; requiring Attorney General to institute mandamus proceedings in certain situations; empowering the Publications Clearinghouse to exchange publications; authorizing the

Department to sell surplus publications; requiring each state agency to designate a records office and providing duties; requiring notice of certain publications of an agency and complete lists of all state publications; providing for Attorney General to publish all written opinions and for distribution; allowing Attorney General to sell surplus bound volumes of opinions; creating Attorney General's Revolving Fund; providing for deposit of certain decisions by Administrator or courts; requiring every state agency to file certain reports with the Publications Clearing-house; specifying information and forms to be included in every state publication; providing for various state positions and state agencies to receive copies of the Oklahoma Statutes and Session Laws published or purchased by the Oklahoma Legislature or under its authority; authorizing the Director to furnish copies of rules and regulations to certain publishers pursuant to agreement; repealing 75 O.S. 1971, Sections 21 and 182, and Sections 4, 5 and 6, S.J.R. No. 20, O.S.L. 1974 (74 O.S. Supp. 1977, Sections 3106, 3107 and 3108); directing codification; and stating an effective date for certain provisions.

HB 1764 — By Milacek.

An Act relating to schools; amending 70 O.S. 1971, Section 7-101, as last amended by Section 1, Chapter 183, O.S.L. 1977 (70 O.S. Supp. 1977, Section 7-101); providing for procedures for approval of annexation of school districts, or parts thereof, by annexation election when boards of education of affected districts concur in holding the election; providing that when the proposed area to be annexed comprises certain percentage of total area, no election shall be held; providing procedures for appeal; providing procedures for annexation of certain percentage of independent school districts in certain cities or towns without approval of board of education of school district in which area to be annexed is located; modifying

percentage of such independent school districts; providing procedures for annexation of certain percentage of school districts in rural areas without approval of board of education of school district in which area to be annexed is located; providing effective date; and declaring an emergency.

HB 1773 — By Ford, Atkins and Floyd.

An Act relating to state officers and employees; prescribing certain guidelines for salaries of classified positions within the merit system; and directing codification.

HB 1830 — By Denman and Henry of the House and Grantham of the Senate.

(Public Employees Retirement System — Amending 74 O.S. Supp. 1977, Section 915 — Emergency.)

HB 1832 — By Denman, et al, of the House and Cate of the Senate.

An Act relating to bail bonds; amending 59 O.S. 1971, Section 1332, as amended by Section 2, Chapter 14, O.S.L. 1976 (59 O.S. Supp. 1977, Section 1332); providing procedure for forfeiture of bail bonds; and providing an effective date.

HB 1834 — By Deatherage and Matheson.

(Motor Vehicles — Amending 47 O.S. 1971, Section 759 — Appropriations — Emergency.)

HJR 1053 — By Deatherage, et al, of the House and Cate of the Senate.

A Joint Resolution opposing the establishment of any additional public institutions of higher education; directing the State Regents for Higher Education to make certain reports to the legislature; and adopting procedures for reviewing any legislative proposal for expansion of the higher education system.

The above numbered HBs and HJR were read for the first time.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SJR 57, as coauthored by Nance.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 466, as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 466 were read as follows and consideration deferred.

Author: Add the following coauthor: McCaleb of the House.

Amendment No. 1: Amend by striking the title, enacting clause and entire bill and substitute the following:

(At the direction of the President Pro Tempore, HAs to SB 466 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

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.

Senator Crow presiding.

GENERAL ORDER

SB 618 by Luton of the Senate and Barker of the House was read and considered.

Senator Luton moved to amend SB 618 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Luton, SB 618, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, SB 618, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 618 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dawson, Field, Grantham, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Terrill, Vann, Watson, Wolfe, York and Young.—34.

Nay: Capps, Dahl, Funston, Giles, Green, Helm, Lamb, McDaniel, Pierce, Schuelein and Taliaferro.—11.

Excused: Stipe, Tinsley and Wadley.—3.

The bill passed.

SB 618 was referred for engrossment.

GENERAL ORDER

SB 18 by Keating was read and considered.

Senator Clifton asked to be made a coauthor of SB 18, which was the order.

Senator Keating, citing Rule 8(d), asked unanimous consent that Representative Vaughn be named House author of SB 18, which was the order.

Upon motion of Senator Keating, SB 18, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, SB 18, as coauthored, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

THIRD READING

SB 18 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—38.

Nay: Boatner, Crow, Dahl, Johnson, Schuelein and Wadley.—6.

Excused: Kilpatrick, Stipe, Tinsley and Young.—4.

The bill and emergency passed.

SB 18 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 41 as coauthored by Deatherage and McCaleb.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 154, 208, 436, 530, 537, 588, 596, 601, 606, 610, 613, 632 and 635; and SJRs 46 and

49 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

Senator Wadley presiding.

GENERAL ORDER

SB 526 by Dawson, Howard, Terrill, Randle, York, Birdsong, Luton, Rozell and Johnson of the Senate and Weichel of the House was read and considered.

✕ Senator Giles moved to amend SB 526, Page 3, Lines 2 through 7, by striking all of Lines 2 through 7, and inserting in lieu thereof the language "be composed of all of the members of the Senate and all the members of the House of Representatives."

Senator Dawson moved to table the Giles amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Howard, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Watson, York and Young.—28.

Nay: Berrong, Capps, Giles, Grantham, Green, Helm, Holden, Howell, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Vann, Wadley and Wolfe.—18.

Excused: Stipe and Tinsley.—2.

✕ Senator Grantham moved to amend SB 526, Page 3, Line 4, by striking before the word "of" all language; and by striking after the word "House" on Line 6 all language on Lines 6 and 7, which amendment was declared failed of adoption.

Senator McDaniel moved that SB 526 be returned to the Committee on Rules and

amended to establish an office of Advocate General for the people of Oklahoma.

Senator Dawson moved to table the McDaniel motion to commit, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Dawson, Field, Giles, Grantham, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—36.

Nay: Berrong, Capps, Green, Helm, Lamb, McDaniel and Wadley.—7.

Excused: Crow, Funston, Holden, Stipe and Tinsley.—5.

Senator Smith presiding.

Senator Berrong moved to amend SB 526, Page 5, Line 8, by striking after the word "Legislature" all of Section 8 and renumbering remaining sections.

Senator Howard moved to table the Berrong amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Butler, Cate, Clifton, Crow, Dawson, Field, Funston, Green, Holden, Howard, Johnson, Lane, Luton, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill and York.—23.

Nay: Berrong, Boatner, Capps, Dahl, Giles, Grantham, Helm, Howell, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Vann, Wadley, Watson, Wolfe and Young.—21.

Excused: Kilpatrick, Lambert, Stipe and Tinsley.—4.

Senator Keating moved to amend SB 526, Page 6, Line 5, by adding after the semicolon the following: "providing that such action under subsections 3 or 4 may only be taken with approval by simple majority of both houses of the Legislature", which amendment was declared adopted.

Senator Giles moved to amend SB 526, Page 3, Lines 11 and 12, by striking after the word "members.", and before the word "members", the words and numerals "Six (6)" and inserting the language "A majority of the", which amendment was withdrawn upon the unanimous consent request of Senator Giles.

Senator McDaniel moved to amend SB 526, Page 6, Line 6, by striking subsection 5 of Section 8.

Senator York moved to table the McDaniel amendment, which motion to table was declared adopted.

Senator Keller moved that SB 526 be advanced, which motion was declared adopted.

By unanimous consent, upon request of Senator Dawson, SB 526, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Cate presiding.

Senator McCune presiding.

SB 526 was read for the third time at length.

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

Aye: Birdsong, Butler, Clifton, Dahl, Dawson, Funston, Green, Howard, Johnson, Keating, Kilpatrick, Lambert, Lane,

Luton, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, York and Young.—24.

Nay: Berrong, Boatner, Capps, Cate, Crow, Field, Giles, Grantham, Helm, Holden, Howell, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Vann, Wadley, Watson and Wolfe.—21.

Excused: Keller, Stipe and Tinsley.—3.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Dawson moved that the vote be reconsidered whereby SB 526 failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 413, 435, 519 and 554 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

COMMUNICATION

The following communication from the Oklahoma Supreme Court was read.

February 28, 1978

Honorable Gene Howard
President Pro Tempore
Oklahoma State Senate

Honorable William P. Willis
Speaker
House of Representatives

Gentlemen:

The Oklahoma Supreme Court has prepared recommendations on the boundaries of judicial districts for the various district courts in the state and the number of district judges that should be author-

ized for each district. The recommendations are made pursuant to the provisions of Senate Concurrent Resolution No. 37.

The attached recommendations were adopted by the Court in Conference on February 27, 1978.

Very truly yours,
s / RALPH B. HODGES
Chief Justice

Senator Howell moved that the Senate accept the report of the Supreme Court, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

Senator Crow asked unanimous consent, which was granted, that his motion to reconsider the vote whereby SB 594 passed be extended one legislative day until Wednesday, March 1, 1978.

Senator Watson presiding.

GENERAL ORDER

SB 442 by Keating of the Senate and Vaughn of the House was read and considered.

Senator Schuelein asked to be made a coauthor of SB 442, which was the order.

Upon motion of Senator Keating, SB 442, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, SB 442, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 442 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe and York.—41.

Excused: Keller, Porter, Randle, Rozell, Stipe, Tinsley and Young.—7.

The bill passed.

SB 442 was referred for engrossment.

GENERAL ORDER

✓ SB 502 by Wolfe was read and considered.

Upon motion of Senator Wolfe, SB 502 was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, SB 502 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 502 was read for the third time at length.

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

Aye: Berrong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Howard, Howell, Keating, Lane, Luton, McCune, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley and Wolfe.—30.

Nay: Birdsong, Boatner, Helm, Holden, Johnson, Kilpatrick, Lamb, Lambert, McDaniel, Watson, York and Young.—12.

Excused: Keller, Porter, Randle, Rozell, Stipe and Tinsley.—6.

The bill passed.

SB 502 was referred for engrossment.

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

GENERAL ORDER

✓ SB 346 by Lane was read and considered.

Senator Lane, citing Rule 8(d), asked unanimous consent that Representative Townsend be made House author of SB 346, which was the order.

✗ Senators Smith and Lane moved to amend SB 346, Page 2, Line 13, by inserting after the word "resolution" and before the word "expressing" the words "if any", and by striking Sections 2, 3 and 4, and by renumbering the remaining section, which amendment was declared adopted.

✗ Senator Smith moved to amend SB 346 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Lane, SB 346, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, SB 346, as coauthored and amended, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Nay: Keating.—1.

Excused: Crow, Howard, Keller, Porter, Randle, Rozell and Tinsley.—7.

The bill passed.

Senator Howard desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Nay: 1. Excused: 6.

The emergency passed.

SB 346 was referred for engrossment.

GENERAL ORDER

✓ SB 418 by Wolfe was read and considered.

Senators Lambert and Birdsong asked to be made coauthors of SB 418, which was the order.

Upon motion of Senator Wolfe, SB 418, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, SB 418, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 418 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Vann, Watson, Wolfe and York.—41.

Excused: Keller, Porter, Randle, Terrill, Tinsley, Wadley and Young.—7.

The bill passed.

SB 418 was referred for engrossment.

GENERAL ORDER

✓ SB 572 by Smith, Terrill, Funston and Berrong of the Senate and Nance of the House was read and considered.

✗ Senator Smith moved to amend SB 572, Page 14, Line 8, by adding after the word "sale" and before the word "by", the following words: "within this state", which amendment was declared adopted.

✗ Senator Smith moved to amend SB 572, Page 17, Line 4, by striking after the word "issuer" and before the word "may" the words "or affiliated entity", which amendment was declared adopted.

Upon motion of Senator Smith, SB 572, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 572, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 572 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Keller, Porter, Randle and Tinsley.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby SB 572 and the emergency section passed.

GENERAL ORDER

SB 384 by Green of the Senate and Thompson (Don) of the House was read and considered.

Senator Luton moved that SB 384 be referred to Judiciary.

Senator Green moved to table the Luton motion to commit, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Capps, Clifton, Dawson, Field, Funston, Green, Helm, Holden, Howard, Johnson, Keating, McDaniel, Murphy, Pierce, Terrill, Vann, Wolfe and Young.—18.

Nay: Berrong, Birdsong, Boatner, Butler, Cate, Crow, Dahl, Giles, Grantham, Howell, Kilpatrick, Lamb, Lambert,

Lane, Luton, McCune, Martin, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Wadley, Watson and York.—26.

Excused: Keller, Porter, Randle and Tinsley.—4.

Senator Luton pressed his motion to commit, which motion was declared adopted.

THIRD READING

SB 286 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Keating, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe and York.—25.

Nay: Birdsong, Boatner, Crow, Field, Holden, Howard, Howell, Johnson, Lamb, Lambert, Lane, Luton, Rozell, Shatwell, Smith, Stipe and Young.—17.

Excused: Butler, Keller, Kilpatrick, Porter, Randle and Tinsley.—6.

The bill passed.

SB 286 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that the committee on Professions and Occupations be allowed to meet during session on Wednesday, March 1, 1978.

SPECIAL COMMITTEE APPOINTMENT

Pursuant to HB 1464, Senator Howard announced the appointment of Senators

Young, Chairman, Grantham, Wadley, Crow, Boatner and McCune as members of the Special Retirement Committee.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent that (in keeping with Joint Rule 16A, adopted January 10, 1978, Thursday, March 2, 1978, would be the final date for third reading of Senate measures in the Senate) all motions to reconsider a vote on Senate bills or joint resolutions made Tuesday, February 28, Wednesday,

March 1, or Thursday, March 2 be disposed of before the close of business on Thursday, March 2, 1978, which was the order.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 1, 1978, at 10:30 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 6:15 p.m. to meet Wednesday, March 1, 1978, at 10:30 a.m.

Thirty-fourth Legislative Day

Wednesday, March 1, 1978

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

Roll Call:

Present: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—39.

Excused: Boatner, Helm, Keating, Lane, Porter, Randle, Stipe, Wolfe and York.—9.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Workman and incorporated into the Journal upon request of Senator Grantham.

Our Lord and God, how good it is to be able to stop, even for a moment, in the midst of a heavy schedule filled with the needs of others, and give over our self to You in prayer. In today's world it is diffi-

cult to set aside time for us to be with You. Jesus Christ often felt the need to retreat in prayer in His busy life and He taught His Disciples to follow His example. Let us like them take this moment of retreat to exalt You as the Psalmist did when he wrote:

“Clap your hands, stamp your feet! Let your bodies and your voices explode with joy. God is not some human concoction. He is for real! And He is here! Despite all attempts to rationalize Him out of existence, He is in our world, and He reigns over our universe.”

In this our prayer, Lord, we have clapped our hands, stamped our feet and sang with a loud, clear voice our awareness of Your presence with us, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senators Terrill and Taliaferro introduced Elaine Bennett, R.N., Marianna Caput, and Dot Miller, Lawton, as Nurses of the Day.

Senator Giles introduced Donna Butler, Cyril, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SB 593 — County, State and Federal Government, as coauthored by Vaughn.

HB 1602 — Education, Common.

HB 1771 — Education, Common, as coauthored by Smith and Funston.

HJR 1025 — Elections and Privileges, as coauthored by Cate and be referred to Constitutional Revision and Regulatory Services by previous order.

HJR 1044 — Appropriations and Budget, as coauthored by Boatner and be referred to Social Welfare by previous order.

HJR 1044 — Social Welfare.

DO PASS, as amended:

CS for HB 1279 — Judiciary.

HB 1546 — Appropriations and Budget, as coauthored by Terrill.

HB 1547 — Appropriations and Budget, as coauthored by Butler.

HB 1552 — Appropriations and Budget.

HB 1556 — Appropriations and Budget, as coauthored by Murphy.

HB 1632 — Judiciary and be referred to County, State and Federal Government by previous order.

HB 1659 — Judiciary.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1223 — County, State and Federal Government.

HB 1461 — Judiciary.

HB 1714 — Education, Common.

HB 1764 — Education, Common.

HB 1773 — County, State and Federal Government.

HB 1830 — Appropriations and Budget.

HB 1832 — Criminal Jurisprudence.

HB 1834 — Appropriations and Budget.

HJR 1053 — Education, Higher.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1023, 1459, 1460, 1553, 1559, 1596, 1631, 1743, 1748 and 1813.

HB 1023 — By Peterson, et al.

An Act relating to revenue and taxation; providing for a county sales tax; specifying purposes and application; requiring voter approval; providing for administration of the tax; specifying exemptions; providing for terminology; and directing codification.

HB 1459 — By Stephenson.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-208, as last amended by Section 3, Chapter 291, O.S.L. 1976 (63 O.S. Supp. 1977, Section 2-208); adding to the listing of certain controlled substances included in Schedule III; and providing an effective date.

HB 1460 — By Smith and Parris.

An Act relating to children; amending 10 O.S. 1971, Section 5, as amended by Section 1, Chapter 185, O.S.L. 1975 (10 O.S. Supp. 1976, Section 5), and Section 60.16; providing for custody services and earnings of certain children; providing for visitation rights of grandparents including after adoption, under certain circumstances; and making certain exceptions to the provisions as to effect of final decree of adoption.

HB 1553 — By Davis (Don), Barker and Wilson of the House and Crow and Randle of the Senate.

(Oklahoma Historical Society — Appropriations — Emergency.)

HB 1559 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate.

(Department of Mental Health — Appropriations — Emergency.)

HB 1596 — By Winn, Sparkman and Duckett.

(Schools — Amending 70 O.S. Supp. 1977, Sections 17-105 and 17-107 — Teacher Retirement.)

HB 1631 — By Cummings, et al, of the House and Tinsley of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.62, as amended by Section 1, Chapter 72, O.S.L. 1974, 180.63 and 180.64A, as last amended by Sections 1 and 2, Chapter 239, O.S.L. 1977 (19 O.S. Supp. 1977, Sections 180.62, 180.63 and 180.64A); modifying provisions for determination of basic salaries, increases thereto and minimum salaries of certain county officers; defining a major fraction thereof; directing codification; and providing an effective date.

HB 1743 — By Frates and Duckett of the House and Keating of the Senate.

An Act relating to state government; amending Section 2, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1977, Section 1320); modifying provisions for employment and utilization of service of certain personnel by the State Employees Group Health and Life Insurance Board.

HB 1748 — By Cleveland, et al, of the House and Dahl and Dawson of the Senate.

An Act relating to the Corporation Commission; prohibiting public utilities from including certain expenses in operating expenses for rate making; directing codification; and providing an effective date.

HB 1813 — By Wiseman, et al, of the House and Johnson of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-701; defining terms; prohibiting certain abortions; providing penalties; setting standards for abortion facilities; requiring certain reports; directing codification; and setting an effective date.

The above numbered HBs were read for the first time.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 57 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

SB 562 by Capps, Giles and Taliaferro was read and considered.

Senator Capps, citing Rule 8(d), asked unanimous consent that Representative Bernard be made House author of **SB 562**, which was the order.

Senators Dahl, Field and Tinsley asked to be made coauthors of **SB 562**, which was the order.

X Senator Capps moved to amend **SB 562**, Page 1, Line 1, by striking after the word "Section 1" all language and inserting in lieu thereof the following language:

"A. No person, corporation, association or any other entity shall engage in farming or ranching, or own or lease any interest in land to be used in the business of farming or ranching, except the following:

1. Natural persons and the estates of such persons;
2. Trustees of trusts; provided that

a. there shall not be more than ten (10) beneficiaries unless the beneficiaries in excess of ten (10) are related as lineal descendants or are or have been related by marriage or adoption to lineal descendants, and

b. at least sixty-five percent (65%) of the trust's annual gross receipts shall be derived from farming or ranching, or from allowing others to extract minerals underlying lands held by the trust. If the trust cannot comply with the annual gross receipt test, the trust may furnish records of its gross receipts for each of the previous five (5) years, or for each year that it has been in existence if less than five (5) years, and the average of such annual gross receipts may be used for purposes of complying with this section;

3. Corporations, as provided for in Sections 951 through 954 of Title 18 of the Oklahoma Statutes, or as otherwise permitted by law;

4. Partnerships and limited partnerships; provided that

a. each partner shall be a person or entity enumerated in paragraphs 1 through 3 of this subsection, and

b. there shall not be more than ten (10) partners unless said partners in excess of ten (10) are related as lineal descendants or are or have been related by marriage or adoption to lineal descendants, and

c. at least sixty-five percent (65%) of the partnership's annual gross receipts shall be derived from farming or ranching, or from allowing others to extract minerals underlying lands held by the partnership. If the partnership cannot comply with the annual gross receipt test, the partnership may furnish records of its gross receipts for each of the previous five (5) years, or for each year that it has been in existence if less than five (5)

years, and the average of such annual gross receipts may be used for purposes of complying with this section.

B. Any farming or ranching corporation, trustees of a trust, partnership or limited partnership which violates any provisions of this section shall be fined an amount not to exceed Five Hundred Dollars (\$500.00) and shall be subject to an action for divestment of an interest in land held by the corporation, trustees of a trust, partnership or limited partnership in violation of this section pursuant to Section 2 of this act. Any divestment action shall be brought in the district court in the county wherein the land is situated. Any other person, corporation or entity who knowingly violates this section shall be deemed guilty of a misdemeanor.

C. The provisions of this section shall not apply to charitable or nonprofit organizations or to any governmental agency or to livestock or poultry feeding operations, or to the practice of forestry as provided in Sections 1 through 4 of Title 2 of the Oklahoma Statutes.

SECTION 2. A. Any resident of the county in which land is situated, who is of legal age, may initiate an action for the divestment of an interest in land held by a corporation, trustees of a trust, partnership or limited partnership in violation of Section 1 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, trustees of a trust, partnership or a limited partnership and a reasonable attorney fee shall be allowed the plaintiff, and should judgment be rendered for the defendant, such costs and a reasonable attorney fee for the defendant shall be paid by the plaintiff.

B. In the event an action for the divestment of an interest in land held by a corporation, trustees of a trust, partnership

or limited partnership, in violation of Section 1 of this act is successful against said defendant, said defending corporation, trustees of a trust, partnership or limited partnership, shall be required to dispose of said land within such reasonable period of time as may be ordered by the court, subject to the right of appeal of said defending party.

C. This section shall not operate to divest a corporation, trustees of a trust, partnership or limited partnership of any interest in land acquired by said corporation, trustees of a trust, partnership or limited partnership prior to June 1, 1978.

SECTION 3. Sections 1 and 2 of this act shall be codified in the Oklahoma Statutes as Sections 955 and 956 of Title 18, unless there is created a duplication in numbering.

SECTION 4. This act shall become effective October 1, 1978."

and conforming title thereto as follows:

"An Act relating to corporations; limiting ownership of land for farming and ranching business to specified persons, corporations, associations or entities; providing penalties for violation thereof; providing for actions for divestment under certain circumstances; stating exceptions to actions for divestment; directing codification; and stating an effective date.",

which amendment was declared adopted.

Upon motion of Senator Capps, SB 562, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Capps, SB 562, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 562 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—39.

Excused: Boatner, Helm, Keating, Lane, Porter, Randle, Stipe, Wolfe and York.—9.

The bill passed.

SB 562 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SJR 57.

The above numbered Enrolled Resolution was referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 18, 286, 346, 418, 442, 502 and 618 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SCR 41 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 14 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senators York, Boatner, Randle, Stipe and Helm asked to be shown present, which was the order.

GENERAL ORDER

✓ SB 623 by Funston of the Senate and Fried of the House was read and considered.

✗ Senator Young moved to amend SB 623, Page 9, Line 9, by adding after the conclusion of Paragraph 3 the following:

“SECTION 3. 85 O.S. 1971, Section 3, as amended by Section 6, Chapter 234, O.S.L., 1977, (85 O.S. Supp. 1977, Section 3), is amended to read as follows:”

Section 3, as used in the Worker's Compensation Act: by striking Paragraph 11 and Paragraph 12 and inserting the following:

Paragraph 11 shall read: “Permanent total disability” means incapacity because of accidental injury or occupational disease to PERFORM ORDINARY MANUAL LABOR. Loss of both hands, or both feet, or both legs, or both eyes, or any two (2) thereof, shall constitute permanent total disability.

Section 3, as used in the Workers' Compensation Act: by striking Paragraph 13, and inserting the following:

Paragraph 12 shall read: “Permanent partial disability” means permanent disability which is less than total.

Senator Funston moved to table the Young amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Capps, Cate, Crow, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Lamb, Lambert, McCune, McDaniel,

Martin, Randle, Rozell, Schuelein, Taliaferro, Terrill, Vann and Watson.—25.

Nay: Birdsong, Butler, Clifton, Dahl, Dawson, Green, Helm, Keller, Kilpatrick, Luton, Murphy, Pierce, Smith, Stipe, Tinsley, Wadley, York and Young.—18.

Excused: Keating, Lane, Porter, Shatwell and Wolfe.—5.

✗ Senator Keller moved to amend SB 623, Page 1, by crippling the title, which amendment was declared adopted.

Senator Stipe moved that SB 623 be referred to the committee on County, State and Federal Government.

Senator Funston moved to table the Stipe motion to commit, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Berrong, Boatner, Capps, Cate, Dawson, Field, Funston, Giles, Grantham, Howard, Johnson, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Terrill and Vann.—20.

Nay: Birdsong, Butler, Clifton, Crow, Dahl, Green, Helm, Holden, Howell, Keller, Kilpatrick, Lamb, Lambert, Luton, Pierce, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Wadley, Watson, York and Young.—24.

Excused: Keating, Lane, Porter and Wolfe.—4.

Senator Stipe pressed his motion to commit, which motion was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Butler, Clifton, Crow, Dahl, Green, Helm, Holden, Keller, Kilpatrick, Lamb, Luton, Murphy, Pierce, Shatwell, Smith, Stipe, Tinsley, Wadley, Watson, York and Young.—22.

Nay: Berrong, Boatner, Capps, Cate, Dawson, Field, Funston, Giles, Grantham, Howard, Howell, Johnson, Lambert, McCune, McDaniel, Martin, Randle, Rozell, Schuelein, Taliaferro, Terrill and Vann.—22.

Excused: Keating, Lane, Porter and Wolfe.—4.

Senator Helm moved to refer SB 623 to the Judiciary Committee with instructions to investigate the feasibility of filing suit against the Federal government under the 10th amendment of the Constitution of the United States, which motion was declared failed of adoption upon roll call as follows:

Aye: Butler, Clifton, Green, Helm, Keller, Lamb, McCune, Shatwell, Stipe and Young.—10.

Nay: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—31.

Excused: Grantham, Keating, Lane, Porter, Smith, Wadley and Wolfe.—7.

Senator Howell moved that SB 623 be advanced.

Senator Dahl moved to table the Howell motion, which motion to table was declared adopted.

X Senators Dahl and Holden moved to amend SB 623, Page 7, Line 16, by striking the remainder of the bill and amending the title to conform thereto, which amendment was declared adopted.

Senator Holden moved that the Senate stand recessed from 12:00 Noon until 1:00

p.m., which motion was declared adopted.

Senator Luton presiding.

Senator York questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 41.

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

Senators Lane and Porter asked to be shown present, which was the order.

GENERAL ORDER

Consideration of SB 623 continued.

X Senator Smith moved to amend SB 623, Page 7, Line 9, by striking sections C and D.

X Senator Lamb moved to amend SB 623, Page 8, Line 2, by striking the words "July 1" and inserting "April 1".

X Senator Crow moved to amend SB 623, Page 9, Line 8½, by adding a new Section 3 as follows:

"SECTION 3. Notwithstanding any other provisions of state law, no person who is employed in this state shall fall under the provisions of the Oklahoma Workers' Compensation Act unless said employment is ruled hazardous under O.S.H.A. Laws of the United States."

X Senator Young moved to amend SB 623, Page 9, Line 9, by adding a new paragraph 4, as follows:

"4. Any person who is employed in the food, grocery, or restaurant business whose annual payroll in the preceding calendar year is less than Twenty-five Thousand Dollars (\$25,000.00)."

Senator Funston moved that the four previous amendments be adopted, which motion was declared adopted.

Upon motion of Senator Funston, SB 623, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 623, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 623 was read for the third time at length.

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

Aye: Boatner, Capps, Cate, Dahl, Field, Funston, Giles, Grantham, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McDaniel, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Watson and York.—25.

Nay: Berrong, Birdsong, Butler, Clifton, Crow, Dawson, Green, Helm, Holden, Lamb, Lambert, McCune, Pierce, Porter, Shatwell, Stipe and Young.—17.

Excused: Keating, Keller, Martin, Tinsley, Wadley and Wolfe.—6.

The bill passed.

SB 623 was referred for engrossment.

Senator Cate presiding.

GENERAL ORDER

✓ SB 523 by Murphy was read and considered.

Senator Murphy, citing Rule 8(d), asked unanimous consent that Representative Morgan be added as House author of SB 523, which was the order.

✗ Senators Crow, Watson, Dawson and Dahl asked to be made coauthors of SB 523, which was the order.

✗ Senator Murphy moved to amend SB 523, Page 3, Lines 7 through 13, by deleting after the word "Commission" on Line 6, and before the word "4. Political" on Line 14, all language on Lines 7, 8, 9, 10, 11, 12 and 13, which amendment was declared adopted.

✗ Senator Murphy moved to amend SB 523, Pages 4 and 5, Lines 18 and 1 through 11, by deleting all of subparagraph "c." and inserting a new "c." as follows:

"c. structural additions to any portion of an existing building or structure, within any twelve-month period, not exceeding twenty-five percent (25%) of the value of the building or structure, shall comply with all the requirements of a model code for new buildings or structures; provided, that, minor structural additions may be made with the same material of which the building or structure is constructed when approved by the building official. However, any building or structure, including new additions, shall not exceed the areas and heights specified in a model code, and", which amendment was declared adopted.

✗ Senator Murphy moved to amend SB 523, Page 6, Line 2, by deleting after the word "of" on Line 1, and before the word "members" on Line 2 the word and number "six (6)", and inserting in lieu thereof

the following: "seven (7)", which amendment was declared adopted.

X Senator Murphy moved to amend SB 523, Page 6, Line 16½, by adding after the word "Association;" on Line 16, and before the word "and" on Line 17, the following new language: "one (1) member shall represent the Thermal Insulation Industry;" which amendment was declared adopted.

X Senator Murphy moved to amend SB 523, Page 7, Line 12, by deleting after the word "meet" and before the word "on" the word "monthly" and inserting in lieu thereof the word "semiannually", which amendment was declared adopted.

X Senator Boatner moved to amend SB 523, Page 6, Lines 2 and 18, by deleting on line 2 "seven (7)" and inserting "eight (8)" and on Line 18 by adding after the word "Designers" the following: "one member shall be a lay member", which amendment was declared adopted.

Upon motion of Senator Murphy, SB 523, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, SB 523, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 523 was read for the third time at length.

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

Aye: Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Grantham, Green, Holden, Howard, Kilpatrick, Lambert, Murphy, Shatwell, Terrill, Watson and York.—18.

Nay: Berrong, Birdsong, Boatner, Capps, Funston, Giles, Helm, Howell, Johnson, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley and Young.—28.

Excused: Keating and Wolfe.—2.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Field asked for consideration of Senator Crow's motion to reconsider the vote whereby SB 594 passed.

Senator Dahl moved to table the motion to reconsider, which motion to table was declared adopted.

SB 594 was referred for engrossment.

GENERAL ORDER

SJR 44 by Howard of the Senate and Willis of the House was read and considered.

Senator Howard asked unanimous consent that all other members of the Senate be made coauthors of SJR 44, which was the order.

Upon motion of Senator Howard, SJR 44, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, SJR 44, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 44 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—45.

Excused: Keating, Porter and Wolfe.—3.

The resolution passed.

SJR 44 was referred for engrossment.

GENERAL ORDER

✓ HB 1588 by Floyd, et al, of the House and Crow of the Senate was read and considered.

Senators York and Giles asked to be made coauthors of HB 1588, which was the order.

Senator Dawson moved that HB 1588 be laid over for this legislative day.

Senator Crow moved to table the Dawson motion, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Holden, Howard, Lamb, Lambert, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and York.—29.

Nay: Birdsong, Dawson, Funston, Grantham, Howell, Johnson, Keller, Kilpatrick, Luton, McCune, Pierce, Schuelein and Watson.—13.

Excused: Helm, Keating, Lane, Porter, Wolfe and Young.—6.

✗ Senator Dawson moved to amend HB 1588 by crippling the title.

Senator Crow moved to table the Dawson amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann and York.—37.

Nay: Dawson, Helm, McCune, Stipe, Watson and Young.—6.

Excused: Keating, Lane, Porter, Wadley and Wolfe.—5.

✗ Senator Dawson moved to amend HB 1588, Page 2, Line 9, by adding after the word "acts" and before the word "shall" the word "only".

✗ Senator Cate moved to amend HB 1588, as a substitute amendment to the Dawson amendment, Page 6, Line 12, by adding after the word "chapter" and before the word "Such" the following: "as to persons or firms licensed by said Board.", which substitute amendment was declared adopted.

Senator Luton presiding.

✗ Senator Dawson moved to amend HB 1588, Page 4, Line 8, by striking after the word "as" and before the word "may" all language, which amendment was withdrawn upon the unanimous consent request of Senator Dawson.

✗ Senator Stipe moved to amend HB 1588, Page 5, Line 5, by striking after the word "of" and before the word "discount" the

word "bait" and by striking the word "bait" on Page 7, Line 6, which amendment was declared adopted.

X Senator Terrill moved to amend HB 1588, Page 6, Line 8, by adding after the word "promulgate" and before the word "such" the following: "subject to legislative approval", which amendment was declared adopted.

X Senator Crow moved to amend HB 1588, Page 10, Line 8½, by adding a new subsection "F" and relettering other subsections in Section 2 accordingly:

"F. Any advertisement quoting a price or prices of spectacles, eyeglasses and other optical appliances shall contain a readily legible statement that the quoted price or prices "Does not include professional services of an examining Optometrist or Physician."

Senator Cate presiding.

X Senator Helm moved to amend the Crow amendment by adding at the end thereof the following: "if such is the case".

Senator Crow moved to table the Helm amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Butler, Capps, Cate, Crow, Dahl, Field, Holden, Howard, Howell, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Porter, Randle, Schuelein, Shatwell, Tinsley, Vann, Wadley and York.—24.

Nay: Birdsong, Boatner, Clifton, Dawson, Funston, Giles, Grantham, Green, Helm, Johnson, Kilpatrick, McCune, Martin, Pierce, Rozell, Taliaferro, Watson and Young.—18.

Excused: Berrong, Keating, Smith, Stipe, Terrill and Wolfe.—6.

Senator Crow pressed his motion to amend, which amendment was declared adopted.

X Senators Crow and Murphy moved to amend HB 1588, Pages 11 and 12, by striking all language in Section 3 and substituting the following language therefor:

"SECTION 3. Any person who requests a copy of his prescription for spectacles or eyeglasses, following an eye examination by a person licensed under Sections 481 through 518 or Sections 581 through 606 of Title 59, shall be provided a written, signed copy of such prescription. No extra charge shall be made for the prescription if the patient chooses to take the prescription elsewhere. The examining optometrist or physician shall not be responsible for the accuracy of the optical materials furnished by another person."

X Senator Watson moved to amend the Crow amendment by changing the word "any" to read "every" and by striking the words "who requests" and substituting the words "shall be given" and by adding after "59" a period and the words "Such person".

Senator Crow moved to table the Watson amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Howell, Keller, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Tinsley, Vann, Wadley, York and Young.—34.

Nay: Dawson, Funston, Helm, Johnson, Lamb, Lambert, McCune, Taliaferro, Terrill and Watson.—10.

Excused: Keating, Kilpatrick, Smith and Wolfe.—4.

Senator Crow pressed his motion to amend, which amendment was declared adopted.

X Senator Funston moved to amend HB 1588, Page 10, Line 8½ by adding after the word "appliances" and before the word "shall" in the Crow amendment to add subsection F, the word "only," which amendment was declared adopted.

X Senator Dawson moved to amend HB 1588, Page 12, Line 17, by adding a new Section 4 and renumbering subsequent sections as follows:

"SECTION 4. 59 O.S. 1971, Section 942, is amended to read as follows:

Section 942. It shall be unlawful for any person, firm, corporation, company, or partnership not licensed under the provisions of Chapter 11 or Chapter 13 of Title 59[,] OF THE Oklahoma Statutes [1951], to fit, adjust, adapt, or to in any manner apply lenses, frames, prisms, or any other optical appliances to the face of a person, or to duplicate or attempt to duplicate, or to place or replace into the frames, any lenses or other optical appliances which have been prescribed, fitted, or adjusted for visual correction, or which are intended to aid human vision or to give any treatment or training designed to aid human vision, or to represent or hold himself out to the public as being qualified to do any of the acts listed in this section, except that persons licensed under the provisions of Chapters 11 or 13 of Title 59[,] OF THE Oklahoma Statutes [1951] may in a written prescription, or its duplicate, authorize any optical supplier to interpret such prescription, and who in accordance therewith may measure, adapt, fit, prepare, dispense, or adjust such lenses, spectacles, eye glasses, prisms, tinted lenses, frames or appurtenances thereto, to the human face for the aid or correction of visual or ocular anomalies of the

human eye; and may continue to do the said acts on the aforesaid written prescription, or its duplicate[, provided however, that the physician or optometrist writing such prescription shall remain responsible for the full effect of the appliances so furnished by such other person]. Provided that this section shall not prevent a [qualified person] RETAIL OPTICAL DISPENSER from making repairs to eye glasses OR FROM DUPLICATING LENSES. NO FITTING OR DUPLICATION OF CONTACT LENSES SHALL BE MADE EXCEPT UPON THE WRITTEN AUTHORIZATION FROM AND UPON A FULL, COMPLETE PRESCRIPTION WRITTEN SPECIFICALLY FOR CONTACT LENSES BY A LICENSED PHYSICIAN OR OPTOMETRIST."

Senator Crow moved to table the Dawson amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Tinsley, Vann, York and Young.—34.

Nay: Dawson, Helm, Howell, Johnson, McCune, McDaniel, Schuelein, Stipe, Terrell and Watson.—10.

Excused: Keating, Smith, Wadley and Wolfe.—4.

Upon motion of Senator Crow, HB 1588, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1588, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1588 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—45.

Excused: Keating, Smith and Wolfe.—3.

The bill passed.

HB 1588 was referred for engrossment.

RESOLUTION

Senator Holden introduced the following Resolution:

SR 15 — By Holden.

A Resolution praising Julius E. Kubier; thanking him for his services; asking him to continue; and directing distribution.

WHEREAS, Julius E. Kubier has aided the Oklahoma Legislature and individual members thereof with his knowledge and training a multitude of times; and

WHEREAS, the contributions of Julius E. Kubier are especially profound in the area of reform of Oklahoma's Workers' Compensation Laws; and

WHEREAS, Mr. Kubier has been recognized for his authoritative knowledge in this area by being named Chairman on the Unemployment Compensation Committee of the National Industrial

Council, and was appointed by Governor David Boren to the "Governor's Blue Ribbon Committee on Workers' Compensation"; and

WHEREAS, Mr. Kubier has been instrumental in encouraging employers to understand and use the Employment Security Law of the State of Oklahoma, by conducting seminars and courses on the law with the encouragement and participation of the Oklahoma Employment Security Commission; and

WHEREAS, Mr. Kubier has authored a useful guidebook on the laws and guidelines of the Oklahoma Security Commission; and

WHEREAS, he has been a forceful advocate of programs for veterans and the handicapped, in recognition of which he was appointed to the Governor's Committee for the Handicapped; and

WHEREAS, in recognition of his honors and accomplishments, the Oklahoma Senate feels the time has come to express their gratitude to Mr. Julius E. Kubier for all his assistance and understanding.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby extends its thanks to Mr. Julius Kubier for his assistance in legislation and education, and encourages Mr. Kubier to continue to serve for so long as he is able.

SECTION 2. Copies of this Resolution shall be distributed to Mr. Julius E. Kubier and to the Associated Industries of Oklahoma.

Senators Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Daw-

son, Field, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young asked to be made coauthors of SR 15, which was the order.

SR 15, as coauthored, was read at length, adopted upon motion of Senator Holden and ordered referred for enrollment.

GENERAL ORDER

✓ SB 432 by York was read and considered.

Senator York, citing Rule 8(d), asked unanimous consent that Representative Twidwell be made House author of SB 432, which was the order.

X Senator York moved to amend SB 432, Page 3 of the Title, Line 27½, by deleting after the number "22" and before the number "30" the hyphen and inserting a ".", which amendment was declared adopted.

X Senator York moved to amend SB 432, Page 4, Line 24, by inserting a comma instead of a semicolon after the word "removable" and adding the following "and shall not include vans, van wagons or conversions thereof;" which amendment was declared adopted.

X Senator Terrill moved to amend SB 432, Page 20, Lines 7 and 8, by striking after "\$1.00" on Line 7 the underlined language on Lines 7 and 8, which amendment was declared adopted.

X Senator Terrill moved to amend SB 432, Page 20, Line 16, by adding after the word "agreement." the following paragraph:

"If a vehicle is permanently withdrawn from a proportionally registered fleet and a replacement vehicle is added to the fleet in the same calendar quarter, said replacement vehicle shall be considered fully registered as provided in Sections 22.5k and 14-109 of this title, provided that said replacement vehicle is registered for a weight equal to or less than the vehicle permanently withdrawn, or if additional registration fees are paid when the replacement vehicle is registered for a weight greater than the vehicle withdrawn. If a vehicle is permanently withdrawn from a proportionally registered fleet and is not replaced by another vehicle in the same calendar quarter, credit shall be allowed as otherwise provided in this section."

which amendment was declared adopted.

X Senator Capps moved to amend SB 432, Page 21, Line 31, by striking after the word "used" and before the word "for" the word "exclusively" and substituting the word "primarily", which amendment was declared adopted.

X Senator Schuelein moved to amend SB 432, Pages 21 and 22, by deleting all the new language on Pages 21 and 22 and restoring the old language, which amendment was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Dahl, Dawson, Funston, Giles, Green, Helm, Johnson, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Wadley and Young.—22.

Nay: Berrong, Cate, Clifton, Crow, Field, Grantham, Holden, Howard, Howell, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Randle, Shatwell, Tinsley, Vann, Watson and York.—22.

Excused: Keating, Porter, Smith and Wolfe.—4.

X Senator York moved to amend SB 432, Page 22, Line 3, by deleting after the letter "(a)" the words "less than 8000" and inserting "8000 or less", which amendment was declared adopted.

X Senator Terrill moved to amend SB 432, Page 24, Line 21, by striking all the language on Lines 21 through 29 and inserting in lieu thereof the following:

"G. Each motor vehicle in excess of 8000 pounds being registered under the provisions of this section shall have displayed on both sides the name of the owner, as defined in this Act. The name shall be displayed in letters in sharp color contrast to the background of sufficient size, shape and color as to be readily legible, during daylight hours, from a distance of 50 feet while the motor vehicle is not in motion."

, which amendment was declared adopted.

X Senator York moved to amend SB 432, Page 24, Line 32, by changing the figures "415,000.00" to "437,500.00", which amendment was declared adopted.

X Senator York moved to amend SB 432, Page 27, Line 4, by adding after the word "the" and before the word "van" the word "van,", which amendment was declared adopted.

X Senator McDaniel moved to amend SB 432, Page 29, Line 13, by changing after the word "of" and before the word "shall" the language "twenty-five cents (\$.25)" to read "ten cents (\$.10)", which amendment was declared failed of adoption.

X Senator York moved to amend SB 432, Page 32, Lines 11 and 12, by striking after the word "of" on Line 11, and before the word "of" on Line 12, the words and figures "Two Dollars (\$2.00) or four

percent (4%)" and inserting the words and figures "Five Dollars (\$5.00) or five percent (5%)", which amendment was declared adopted.

X Senator York moved to amend SB 432, Page 35, Line 8, by inserting a period after the word "occurs" and striking the remaining language on Line 8, which amendment was declared adopted.

X Senator Pierce moved to amend SB 432, Pages 35 through 37, by striking all new language in Section "B" and restoring the stricken language.

Senator York moved to table the Pierce amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—38.

Nay: Funston, Green, Helm, Keller, McCune and Pierce.—6.

Excused: Keating, Smith, Vann and Wolfe.—4.

Senator Holden moved to reconsider the vote whereby the Schuelein amendment failed of adoption.

Senator York moved to table the Holden motion to reconsider, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Berrong, Cate, Clifton, Grantham, Green, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, Murphy, Porter, Watson and York.—17.

Nay: Birdsong, Boatner, Capps, Crow, Dahl, Dawson, Field, Funston, Giles, Helm, Holden, Lane, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley and Young.—25.

Excused: Butler, Howard, Keating, Smith, Vann and Wolfe.—6.

Senator Holden pressed his motion to reconsider the vote whereby the Schuelein amendment failed of adoption, which motion was declared adopted.

Senator Schuelein pressed his motion to amend, which amendment was declared adopted.

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

X Senator York moved to amend SB 432, Page 37, Line 17½, by adding a paragraph as follows:

“3. To any motor vehicle manufacturer or his authorized representative for the purpose of meeting the requirements of the recall provisions of Title 15 U.S.C. 1974; provided that said manufacturer or his representative shall, when requesting information pertaining to motor vehicles, furnish the Commission with an affidavit stating the purpose for which the information is to be used, and that the confidentiality of the information shall be protected, as set out above, and used only for the purpose stated; provided, further, that the Commission shall be authorized to review the use of and the measures employed to safeguard said information; and provided, further, that the manufacturer or his representative shall bear the cost incurred by the Commission in the production of the information requested. If the confidentiality provisions, as set out above, are violated, the provisions of subparagraph (c) of Title 68 O.S. Supp. 1977, Section 205, shall apply and the privilege

of obtaining information shall be terminated.”, which amendment was declared adopted.

Senator Howell presiding.

X Senator York moved to amend SB 432, Page 39, Line 25, by striking the words and figure “twenty-four (24) hours” and inserting “five (5) days”, which amendment was declared adopted.

X Senator York moved to amend SB 432, Page 46, Line 5, by striking after the word “exceeds” and before the word “of” the words “fifty percent (50%)” and inserting “seventy-five percent (75%)”, which amendment was declared adopted.

X Senators Smith and Terrill moved to amend SB 432, Page 49, Line 24, by adding a new Section 29 as follows:

“SECTION 29. The Oklahoma Tax Commission shall promulgate and implement regulation and procedure to identify dealer tags and restrict the use of such tags for the purpose authorized.”, and renumber following sections, which amendment was declared adopted.

Upon motion of Senator York, SB 432, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, SB 432, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 432 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Daw-

son, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—36.

Nay: Funston, Helm, Keating, Keller, McCune and Pierce.—6.

Excused: Butler, Porter, Smith, Vann, Wadley and Wolfe.—6.

The bill and emergency passed.

SB 432 was referred for engrossment.

GENERAL ORDER

✓ SB 612 by Terrill and Funston was read and considered.

✗ Senator Terrill moved to amend SB 612 by crippling the title, which amendment was declared adopted.

✗ Senator Berrong moved to amend SB 612, page 12, line 2, by striking after the word "within", and before the word "days" the word and number "ten (10)" and by substituting therefor the word and number "thirty (30)", which amendment was declared adopted.

Upon motion of Senator Terrill, SB 612, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 612, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 612 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—38.

Nay: Berrong, Helm, Keller, McCune and Pierce.—5.

Excused: Butler, Howard, Smith, Vann and Wolfe.—5.

The bill and emergency passed.

SB 612 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 15 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

GENERAL ORDER

✓ SB 614 by Terrill and Funston was read and considered.

Senator Funston, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Matheson be made House author of SB 614.

✗ Senator Stipe moved to amend SB 614, Page 25, Line 17½, by inserting Section 13 to read as follows:

"SECTION 13. Nothing in this act shall be construed as prohibiting the construction of nor the subsequent licensing of any facility under construction prior to the effective date of this act.",

and by renumbering the following sections, which amendment was declared adopted.

Senator Stipe moved to amend SB 614, Page 26, Lines 1 and 2, by striking all of Lines 1 and 2 through the figure "2654" and inserting in lieu thereof the following:

"Section 1 through 6, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1977, Sections 2651.1 through 2656)", which amendment was declared adopted.

X Senator Stipe moved to amend SB 614, Page 26, Line 3, by striking after "Section 14" and before the word "act" the word "This" and inserting in lieu thereof the following: "Sections 1 through 13 of this", which amendment was declared adopted.

X Senator Helm moved to amend SB 614, Page 25, Line 13½, by adding a new Section 12 to read as follows:

"SECTION 12. Institutions which do not receive public funds of any kind for their construction or operation shall not come under the purview of this act.",

and by renumbering subsequent sections, which amendment was declared failed of adoption.

X Senator Funston moved to amend SB 614 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Terrill, SB 614, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 614, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 614 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham,

Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—39.

Nay: Helm, McCune and Pierce.—3.

Excused: Butler, Howard, Porter, Smith, Vann and Wolfe.—6.

The bill and emergency passed.

SB 614 was referred for engrossment.

GENERAL ORDER

✓ SB 244 by Helm was read and considered.

X Senator Johnson moved to amend SB 244, Page 3, Line 16, by adding after the word "consent" and before the word "shall" the words "and notice", which amendment was tabled upon motion of Senator Keller, the roll call thereon being as follows:

Aye: Berrong, Capps, Cate, Clifton, Crow, Funston, Giles, Green, Helm, Holden, Keating, Keller, Lamb, Lane, McCune, McDaniel, Martin, Pierce, Shatwell, Stipe, Terrill, Tinsley and Watson.—23.

Nay: Birdsong, Boatner, Dahl, Dawson, Field, Grantham, Howell, Johnson, Kilpatrick, Lambert, Luton, Murphy, Porter, Randle, Rozell, Schuelein, Taliaferro, York and Young.—19.

Excused: Butler, Howard, Smith, Vann, Wadley and Wolfe.—6.

Upon motion of Senator Helm, SB 244 was advanced to engrossment.

By unanimous consent, upon request of Senator Helm, SB 244 was considered en-

grossed 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Funston, Giles, Green, Helm, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Pierce, Porter, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—32.

Nay: Boatner, Dahl, Dawson, Grantham, Johnson, Luton, Murphy, Randle, Rozell and Schuelein.—10.

Excused: Butler, Field, Howard, Smith, Vann and Wolfe.—6.

The bill passed.

MOTION RE BILL STRICKEN FROM CALENDAR

Senator York moved that SB 536 be stricken from the Calendar, which motion was declared adopted.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Helm moved that the vote be reconsidered whereby SB 244 passed.

GENERAL ORDER

✓ SB 625 by Holden, Murphy, Funston, Capps, Lane and Terrill of the Senate and Bernard, et al, of the House was read and considered.

Senator McDaniel moved to amend SB 625, Page 3, Line 16, by striking after the

word "law." the remaining language on Line 16, all language on Lines 17 and 18, and on Page 4 all language on Lines 1, 2, 3, 4, 5, and 6 and by inserting new language as follows:

"The Authority is composed of six members who are appointed by the Governor with the advice and consent of the Senate.

The Governor shall make the appointments in such a manner that each member is from a different section of the State and has no conflict of interest prohibited by state or federal law.

Each member of the board is an officer of the state as that term is used in the Constitution, and each member shall qualify by taking the official oath of office, and file the same with the Secretary of State.

The members of the board hold office for staggered terms of six years, with the terms of two members expiring every two years. Each member holds office until his successor is appointed and has qualified. Whenever a vacancy shall occur, the Governor shall appoint a qualified person to fill the unexpired term of the vacant office.

No person appointed to the board may serve for more than two six-year terms.

The Oklahoma Water Development Authority shall organize every two years by electing a chairman, vice-chairman, and secretary from the membership of the Oklahoma Water Development Authority, who shall perform such duties as shall be prescribed by the Oklahoma Water Development Authority Act."

Senator Keating moved to table the McDaniel amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Capps, Cate, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Luton, McCune, Murphy, Pierce, Randle, Rozell, Shatwell, Terrill, Tinsley, Wadley, Watson, and York.—29.

Nay: Boatner, Clifton, Giles, Keller, Lane, McDaniel, Martin, Porter, Schuelein, Taliaferro and Young.—11.

Excused: Berrong, Butler, Field, Howard, Smith, Stipe, Vann and Wolfe.—8.

X Senator Crow moved to amend SB 625, Page 3, Line 8, by inserting after the word "Fund" and before the word "be" the following language: "in connection with any project for which total project costs exceed One Hundred Million Dollars (\$100,000,000.00).", which amendment was declared adopted.

Senator Lambert presiding.

X Senator McDaniel moved to amend SB 625, page 4, line 6½, by adding new language as follows:

"Each member of the Oklahoma Water Development Authority shall receive Twenty-five Dollars (\$25.00) per day for each day spent in attendance of said Oklahoma Water Development Authority, with a maximum of Seven Hundred Fifty Dollars (\$750.00) per year and", which amendment was laid over upon motion of Senator McDaniel.

X Senator McDaniel moved to amend SB 625, page 4, line 11½, by adding new language as follows:

"The Oklahoma Water Development Authority shall meet at least once each month on a day and at a place within the state selected by the Oklahoma Water Development Authority. The chairman or two board members may call a special

meeting by giving notice to the other members. The chairman or in his absence the vice-chairman shall preside at all meetings of the Authority. A majority of the members constitute a quorum to transact business.", which amendment was laid over upon motion of Senator McDaniel.

X Senator Berrong moved to amend SB 625, Page 8, Line 3, by deleting after the word "by" and before the word "the" a comma, which amendment was declared adopted.

X Senator Berrong moved to amend SB 625, Page 8, Line 14, by adding after the word "price" and before the word "Any" the following: "provided said price equals or exceeds the purchase price, plus interest as accrued." which amendment was declared adopted.

X Senator McDaniel moved to amend SB 625, page 9, line 7, by striking subsection B and inserting a new subsection B as follows:

"The Authority shall appoint an executive director to serve at the will of the Authority. The executive director shall manage the administrative affairs of the Authority and shall exercise the executive functions of the department, including the execution of the rules, orders, and decisions of the Authority."

which amendment was laid over upon motion of Senator McDaniel.

X Senator Berrong moved to amend SB 625, Page 10, Line 12, by inserting after the word "indebtedness." and before the word "In" the following language: "Provided, in addition to such terms and limitations, that no public body shall borrow and accept money from the Authority unless the incurring of such indebtedness is approved by a majority of the residents thereof voting on the question of the pro-

posed indebtedness. For the purposes of this section, 'residents' are defined as:

1. In the case of a county, city, town or other political subdivision or municipal corporation, the registered voters residing therein.

2. In the case of a trust for the furtherance of public functions, the registered voters residing in the jurisdiction of its beneficiary or beneficiaries.

3. In the case of special districts, those persons qualified by law to elect the directors, commissioners, or other members of the governing boards of such districts.

In the case of applications from more than one public body, the residents of each public body must separately approve such indebtedness. All public bodies are hereby authorized to conduct such elections as may be necessary to effect this section. Such elections may be had at the call of a majority of the members of the governing board of the public body, or by such other means as are authorized by law.", which amendment was declared adopted.

X Senator McDaniel moved to amend SB 625, Page 10, Line 14½, by adding a new subsection "B" as follows:

"B. In an application to the Authority for financial assistance, the applicant shall include:

- (1) the name of the political subdivision and its principal officers.
- (2) a citation of the law under which the political subdivision operates and was created.
- (3) the total cost of the project.
- (4) the amount of state financial assistance requested.
- (5) the plan for repaying the total cost of the project; and

(6) any other information the board requires in order to perform its duties and to protect the public interest.

The Board may not accept an application for financial assistance unless it is submitted in affidavit form by the officials of the political subdivision. The Board shall prescribe the affidavit form in its rules. The rules do not restrict or prohibit the Board from requiring additional factual material from an applicant."

and on line 15 by changing the letter "B", to the letter "C" before the word "The".

Senator Murphy moved to table the McDaniel amendment, which motion to table was declared failed of adoption, upon roll call as follows:

Aye: Birdsong, Cate, Crow, Dawson, Holden, Lambert, Murphy and Terrill.—8.

Nay: Berrong, Boatner, Capps, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Wadley, Watson, York and Young.—31.

Excused: Butler, Field, Howard, Howell, Keating, Porter, Smith, Vann and Wolfe.—9.

Senator McDaniel pressed his motion to amend, which amendment was declared adopted.

X Senator Berrong moved to amend SB 625, Page 11, Line 5, by adding after the word "The" and before the word "agreement" the word "written" and by adding on Page 11, Line 11, after the word "the" and before the word "agreement" the word "written", which amendment was declared adopted.

Senator Terrill asked unanimous consent, which was granted, that President Nigh be allowed to speak to the members regarding the present situation regarding the Langston University students' sit-in at the Capitol.

President Nigh informed the members that every effort was being made at the present time to allow negotiations between the protesting students and legislative members to remain peaceful and orderly, and that due to the fact that both the Senate and the House of Representatives were trying to work to meet the deadline of considering all bills in the respective houses of origin, but that the situation had become quite crucial as to the fact that the Highway Patrol was being summoned and every effort was being made to close the Capitol building to all interested spectators. Governor Nigh further informed the membership that there would be timely announcements forthcoming so as to keep everyone informed as to the current situation.

Senator Keating questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Keating moved that the Senate stand adjourned until 10:00 a.m., Wednesday, March 2, 1978.

Senator Holden moved to table the Keating motion to adjourn, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Holden, Howell, Kilpatrick, Lambert, Lane, Luton, McDaniel, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley and York.—28.

Nay: Green, Helm, Johnson, Keating, Keller, McCune, Murphy, Pierce, Watson and Young.—10.

Excused: Butler, Dawson, Field, Howard, Lamb, Martin, Randle, Smith, Vann and Wolfe.—10.

Senator Young questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Keating moved that the Senate resolve itself into Executive Session.

Senator Lane moved to table the Keating motion to resolve, which motion to table was declared adopted.

X Senator Young moved to amend SB 625, Page 10, Line 9, by inserting after the word "act" and before the period the following additional language: "provided that such loans are approved by a vote of the people of the state", which amendment was withdrawn upon the unanimous consent request of Senator Young.

X Senator Young moved to amend SB 625, Page 11, Line 13, by striking after the words "pledge of" and before the words "of any" the words "the net revenues" and by inserting in lieu thereof the words "the improvements created by the loans and the gross revenues", which amendment was declared adopted.

X Senators Stipe and Murphy moved to amend SB 625, Page 12, Line 9, by adding after the word "rights," the following: "The Department of Transportation and the Oklahoma Transportation Commission are hereby authorized to assist the Oklahoma Water Development Authority in any appropriate manner in the planning, acquisition, construction, maintenance, operation, and disposal of water projects, sites and facilities. Existing and subsequently acquired state highway rights-of-way and any other obtainable rights-of-way may be utilized for water development projects. The Department of Transportation and the Oklahoma Transportation Commission are hereby

authorized, in conjunction with the Oklahoma Water Development Authority, to apply for, accept, and administer any funds granted or donated by the Federal Government or any other governmental entity for the purpose of water development."

Senator Young moved to table the Stipe-Murphy amendment, which motion to table was declared failed of adoption, the roll call thereon being as follows:

Aye: Berrong, Boatner, Dahl, Giles, Helm, Johnson, Keller, Lamb, Lambert, Luton, McDaniel, Pierce, Schuelein, Taliaferro, Watson and Young.—16.

Nay: Birdsong, Capps, Cate, Clifton, Crow, Funston, Grantham, Holden, Howell, Keating, Kilpatrick, Lane, McCune, Martin, Murphy, Porter, Randle, Rozell, Shatwell, Stipe, Terrill, Tinsley and Wadley.—23.

Excused: Butler, Dawson, Field, Green, Howard, Smith, Vann, Wolfe and York.—9.

Senator Young questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Murphy pressed his motion to amend, which amendment was declared adopted upon roll call as follows:

Aye: Birdsong, Capps, Cate, Clifton, Crow, Funston, Grantham, Green, Holden, Johnson, Keating, Kilpatrick, Lane, Martin, Murphy, Porter, Randle, Rozell, Shatwell, Terrill, Tinsley and York.—22.

Nay: Berrong, Boatner, Dahl, Giles, Helm, Keller, Lamb, Lambert, Luton, McCune, McDaniel, Pierce, Schuelein, Taliaferro, Watson and Young.—16.

Excused: Butler, Dawson, Field, Howard, Howell, Smith, Stipe, Vann, Wadley and Wolfe.—10.

X Senator Berrong moved to amend SB 625, Page 13, by striking after the word "powers" on Line 17 and before the word "from" on Line 1, Page 14, the following: "make grants from appropriation specially made for such purposes by the Legislature, and" and substitute therefor: "administer grants", which amendment was declared adopted.

X Senator Murphy moved to amend SB 625, Page 14, Lines 6 and 7 by inserting after the word "Authority." and before the word "In" the following language: "Provided, that no grant shall be made to any single public body during any fiscal year in an amount exceeding five per cent (5%) of the appropriated funds available for grants to public bodies during that fiscal year. In the case of projects to which more than one public body is a party, no such grant shall be made exceeding in amount five per cent (5%) of appropriated funds available for such purposes per participating public body.", which amendment was declared adopted.

X Senator McDaniel moved to amend SB 625, Page 14, Line 7, by striking the remaining language after the word "shall" and all language on Lines 8 and 9, and inserting the new language as follows: "consider:

the needs of the area to be served by the project and the benefit of the project to the area in relation to the needs of other areas requiring state assistance in any manner and the benefits of those projects to the other areas; the availability of revenue to the political subdivision, from all sources, for the ultimate repayment of the cost of the project, including interest; whether the political subdivision can reasonably finance the project with assistance from the state; the relationship of

the project to the overall, statewide water needs; and the relationship of the project to the state water plan.", which amendment was declared adopted.

X Senator Young moved to amend SB 625, Page 14, Line 9, by inserting an additional sentence to read as follows: "Provided that such grants shall be made solely from appropriations made by the Legislature for specific projects.", which amendment was withdrawn upon the unanimous consent request of Senator Young.

Senator Helm questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

X Senator Young moved to amend SB 625, Page 15, Line 16, by inserting after the period and before the word "The", a new sentence to read as follows: "Any such issuance of obligations shall be submitted to and approved by a vote of the people prior to the issuance."

Senator McDaniel questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Crow moved to table the Young amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Clifton, Crow, Funston, Grantham, Holden, Keating, Lambert, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Taliaferro and Tinsley.—18.

Nay: Boatner, Dahl, Giles, Green, Helm, Johnson, Keller, Lamb, Luton, McCune, Porter, Rozell, Shatwell, Watson, York and Young.—16.

Excused: Butler, Cate, Dawson, Field, Howard, Howell, Kilpatrick, Lane, Smith,

Stipe, Terrill, Vann, Wadley and Wolfe.—14.

X Senators Smith and Funston moved to amend SB 625, Page 15, Line 1½, by inserting a new subsection as follows:

"4. Provided, however, that any area which is benefitted must have and maintain ad valorem property taxes at or above the average assessment ratio maintained throughout the State of Oklahoma. The certification of such ratios shall be made by the Oklahoma Tax Commission. In the event of the failure of any project area or benefitted area to equalize ad valorem taxes as provided herein, the project shall be terminated forthwith."

Senator Lamb questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Keller moved to table the Smith-Funston amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Clifton, Crow, Dahl, Giles, Grantham, Helm, Holden, Howell, Johnson, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill and Tinsley.—25.

Nay: Boatner, Cate, Funston, Green, Keating, Keller, Lambert, McCune, Randle, Watson, York and Young.—12.

Excused: Butler, Dawson, Field, Howard, Kilpatrick, Pierce, Porter, Smith, Vann, Wadley and Wolfe.—11.

Senator Keller moved that SB 625 be advanced to engrossment.

Senator McDaniel moved to table the Keller motion to advance, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Capps, Cate, Crow, Dahl, Funston, Giles, Grantham, Holden, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, York and Young.—26.

Nay: Birdsong, Boatner, Clifton, Green, Keating, Keller, Lamb, McCune, Murphy, Stipe and Watson.—11.

Excused: Butler, Dawson, Field, Helm, Howard, Pierce, Porter, Smith, Vann, Wadley and Wolfe.—11.

X Senator Young moved to amend SB 625, Page 18, Line 2, by inserting additional language to read as follows: "The principal of and the interest on the bonds shall be payable solely from the funds herein provided for such payment. The bonds of each issue shall be dated, shall bear interest at such rate or rates not exceeding seven and one-half percent (7½%) per year, shall mature not exceeding forty (40) years from their date of issuance, as may be determined by the Authority, and may be made redeemable before maturity, at the option of the Authority, at such price and under such terms and conditions as may be fixed by the Authority prior to the issuance of the bonds", which amendment was withdrawn upon the unanimous consent request of Senator Young.

✓ Senator Young moved to amend SB 625, Page 20, Line 2, by inserting after the period and before the word "Such" the following additional language: "Provided that any such trust agreement shall be obtained through the competitive bidding process as provided by law.", which amendment was declared adopted.

✓ Senator Young moved to amend SB 625, Page 28, Line 1½, by inserting the following additional language: "Provided that such member shall act in good faith and shall exercise the judgment and care in the circumstances then prevailing, which

men of prudence, discretion and intelligence exercise in the management of their own affairs, not in regard to speculation but in regard to the permanent disposition of their funds, considering the probable income as well as the probable safety of their capital.", which amendment was declared adopted.

✓ Senator Murphy moved to amend SB 625, Page 29, Line 12, by inserting after the word "authorized" and before the words "to purchase" the following: "and required".

Senator Young moved to table the Murphy amendment, which motion to table was declared adopted.

X Senator Young moved to amend SB 625, Page 29, Line 17, by adding after the period and before the word "It" the following additional language: "Provided that the interest rate on such bonds, notes or certificates shall be not less than that being paid on ninety (90) day certificate of deposit for a period of six (6) months.", which amendment was withdrawn upon the unanimous consent request of Senator Young.

X Senator Berrong moved to amend SB 625, Page 30, Line 4, by striking after the word "authorized" and before the word "to" the words "and required", which amendment was tabled upon motion of Senator Murphy, the roll call thereon being as follows:

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Funston, Helm, Holden, Howell, Kilpatrick, Lambert, Lane, Murphy, Pierce, Taliaferro, Terrill and Watson.—18.

Nay: Berrong, Boatner, Giles, Grantham, Green, Johnson, Keating, Lamb, Luton, McCune, McDaniel, Martin, Rozell and Young.—14.

Excused: Butler, Dawson, Field, Howard, Keller, Porter, Randle, Schue-

lein, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Wolfe and York.—16.

X Senator Young moved to amend SB 625, Page 30, Line 12, by striking after the word "the" the word "Authority" and inserting in lieu thereof the following language: "State Treasurer and State Depository Board", which amendment was declared adopted.

X Senator Berrong moved to amend SB 625, Page 30, Line 12, by striking after the word "obligations", and before the word "B", all language on Lines 12, 13, 14 and 15 and substituting therefor the following: "Provided, however, in the event of such sale or sales the bonded indebtedness shall provide for interest at a rate of interest no less than the comparable treasury bill rate at the time of issue.", which amendment was declared adopted.

X Senator Young moved to amend SB 625, Page 30, Line 15, by adding before the period the following additional language: "as provided herein", which amendment was withdrawn upon the unanimous consent request of Senator Young.

X Senator Young moved to amend SB 625, Page 31, Line 7½, by adding the following additional language: "Provided however, the sale of the bonds, notes or investment certificates shall be by the State Treasurer and shall not be sold at a loss.", which amendment was withdrawn upon the unanimous consent request of Senator Young.

X Senator Berrong moved to amend SB 625, Page 31, Line 16, by striking after the word "Legislature" and before the word "Section 25" on Page 32 all of Lines 16, 17 and 18, which amendment was declared adopted.

Senator Johnson presiding.

X Senator McDaniel moved to amend SB 625, Page 31, Line 18½, by adding a new subsection D, to read as follows:

"D. All documents, instruments, contracts or other materials relating to obligations issued under the provisions of this act shall be filed with the county clerk of each county affected by such obligations, and in the office of the Secretary of State, and shall be open to public inspection."

Senator Murphy moved to table the McDaniel motion, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Watson and York.—32.

Nay: Berrong, Green, Helm, Luton, McDaniel, Stipe and Young.—7.

Excused: Butler, Dawson, Field, Keller, Porter, Smith, Vann, Wadley and Wolfe.—9.

Senator Boatner presiding.

X Senators Funston and Luton moved to amend SB 625, Page 32, Line 5, by inserting after the word "basin." and before the word "As" by changing the period to a comma and inserting the following language: "including water necessary to maintain reservoir levels appropriate to recreational uses for which reservoirs in the said basin were planned.", which amendment was declared adopted.

X Senator Lane moved to amend SB 625, Page 32, Line 5, by inserting after the word "basin" after the Funston amendment, and before the word "as" the following: "The county commissioners of the area in which basin of origin water shall be and are hereby authorized to

determine the amount of water necessary to supply reasonably foreseeable future water requirements of said basin. The District Court of the county in which the basin of origin water is located shall have exclusive jurisdiction to determine any appeal of the action of such county commissioners.", which amendment was declared adopted.

X Senator Rozell moved to amend SB 625, Page 32, Line 7½, by adding after the word "years" and before the word "Section 26." the following: "Any holder of water rights shall have a period of time not less than one hundred (100) years to develop those water rights.", which amendment was declared failed of adoption.

X Senator Rozell moved to amend SB 625, Page 32, Line 7½, by adding a new Section 26 as attached and amending the title as follows: Page 1, Line 17 of the Title, after the word "Funds" add "Defining basin of origins and stating priority;".

"SECTION 26. Basin of origins shall be defined as: (1) One The Red River and its Tributaries and (2) Two the Arkansas River and its Tributaries. The Red River River and its sub-basins are:

- 1-1 Mainstem from Arkansas Line to mouth Kiamichi River
- 1-2 Little River
- 1-3 Kiamichi River
- 1-4 Muddy Boggy River in Mainstem from Kiamichi River
- 1-5 Mainstem from mouth of Muddy Boggy River to Blue River
- 1-6 Blue River
- 1-7 Mainstem from mouth-of-Blue River to Washita River
- 1-8 Washita River
- 1-9 Mainstem from mouth of Washita River to Walnut Bayou
- 1-10 Walnut Bayou
- 1-11 Mudcreek and mainstem from Walnut Bayou to Beaver Creek

- 1-12 Beaver Creek
- 1-13 Cache Creek
- 1-14 Mainstem from Cache Creek to North Fork Red River
- 1-15 North Fork Red River
- 1-16 Salt Fork Red River
- 1-17 Prairie Dog Town Fork of Red River.
- 1-18 Elm Fork Red River

The Arkansas River Sub-basins are:

- 2-1 Poteau River
- 2-2 Mainstem Arkansas from Arkansas line to mouth of Canadian River
- 2-3 Mainstem from Canadian River to mouth of North Canadian River
- 2-4 Mainstem from North Canadian River to Keystone Dam
- 2-5 North Canadian
- 2-6 Canadian River from mouth of North Canadian River to Texas line
- 2-7 Deep Fork River
- 2-8 Little River
- 2-9 Cimarron River
- 2-10 Salt Fork Arkansas
- 2-11 Chikaskia River
- 2-12 Mainstem from Keystone Dam to Kansas Line
- 2-13 Birdcreek
- 2-14 Caney River
- 2-15 Verdigris River
- 2-16 Grand-Neosha River
- 2-17 Illinois River

Priority to water in a basin or sub-basin shall decrease as distance from said basin or sub-basin increases."

, which amendment was declared failed of adoption.

Senator Young moved to amend SB 625, Page 33, Lines 9 and 10, by striking after the word "staff" and before the period the comma and the words "or by the attorney for the Authority", which amendment was declared adopted.

Senator McDaniel moved to amend SB 625, Page 33, Line 10½, by adding a new

Section 28 and renumbering following sections:

“SECTION 28. A. The Chairman and secretary, acting in behalf of the Commission, shall execute all investment certificates issued by the Commission and all contracts awarded by the Commission after approval of the form thereof by the Commission and the Attorney General.

B. All invoices, bills and claims of whatever nature shall be subject to audit under provisions of the preaudit law and other laws relating to the disbursement of public funds.”

, which amendment was declared adopted.

X Senator Young moved to amend SB 625, Page 35, Line 5½, by adding three additional sections to read as follows:

“SECTION___. The Secretary of State shall refer the provisions of this act to the people for their approval or rejection as and in the manner provided by law.

SECTION___. The Ballot Title for the proposed statute shall be in the following form:

BALLOT TITLE

Legislative Referendum No.____
State Question No.____

THE GIST OF THE PROPOSITION IS AS FOLLOWS:

Shall a statute to create an Oklahoma Water Development Authority with its powers, duties and reimbursement of expenses; defining certain terms; creating the Oklahoma Water Development Fund and the Oklahoma Water Development Bond Fund with procedures relating thereto; providing procedures for the acceptance

and disbursement of funds including loans and grants; providing for rules and regulations for distribution of funds; providing procedures and restrictions for issuance of obligations; limiting personal liability of authority members; providing for state pledges as to authority obligations; providing for tax exemptions; specifying duties of State Treasurer as to authority obligations; abolishing the Water Conservation Storage Commission; providing for supplying legal services to authority; authorizing certain contracts; repealing Sections 22 through 26, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1977, Sections 1085.22 through 1085.26); and directing codification

be approved by the people?

SHALL THE ACT BE APPROVED?

YES, FOR THE ACT

NO, AGAINST THE ACT

SECTION___. The President Pro Tempore of the Senate shall, immediately after the passage of this act, prepare and file one copy thereof, including the Ballot Title set forth in SECTION__ hereof, with the Secretary of State and one copy with the Attorney General.”

Senator Murphy moved to table the Young amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Cate, Crow, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Stipe, Taliaferro, Tinsley, Watson, and York.—28.

Nay: Boatner, Dahl, Green, Johnson, Luton, McCune, Rozell, Schuelein and Young.—9.

Excused: Butler, Clifton, Dawson, Field, Keller, Porter, Smith, Terrill, Vann, Wadley and Wolfe.—11.

X Senator Berrong moved to amend SB 625, Page 35, Line 6, by striking Section 31, which amendment was declared adopted.

Senator Murphy moved that SB 625 be advanced to engrossment, which motion was declared adopted.

By unanimous consent, upon request of Senator Holden, SB 625, as amended, was considered engrossed and placed on third reading and final passage.

Senator Luton moved the previous question, which motion was declared adopted. The Presiding Officer ruled the bill on debate would be allowed thirty minutes on each side.

THIRD READING

SB 625 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Shatwell, Taliaferro, Tinsley, Watson and York.—31.

Nay: Boatner, Johnson, Luton, McDaniel, Rozell, Schuelein, Stipe and Young.—8.

Excused: Butler, Dawson, Field, Keller, Smith, Terrill, Vann, Wadley and Wolfe.—9.

The bill passed.

SB 625 was referred for engrossment.

GENERAL ORDER

✓ SB 541 by Randle, Murphy and Lamb of the Senate and Riggs, et al, of the House was read and considered.

Upon motion of Senator Randle, SB 541 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, SB 541 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 541 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Watson, York and Young.—39.

Excused: Butler, Dawson, Field, Keller, Smith, Terrill, Vann, Wadley and Wolfe.—9.

The bill and emergency passed.

SB 541 was referred for engrossment.

GENERAL ORDER

✓ SB 580 by York of the Senate and Henry of the House was read and considered.

Senator Stipe asked to be made a co-author of SB 580, which was the order.

Upon motion of Senator Stipe, SB 580, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 580, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 580 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Watson, York and Young.—37.

Excused: Berrong, Butler, Dawson, Field, Keller, Porter, Smith, Terrill, Vann, Wadley and Wolfe.—11.

The bill passed.

SB 580 was referred for engrossment.

GENERAL ORDER

SB 148 by Grantham and Keating of the Senate and Elder and Floyd of the House was read and considered.

Upon motion of Senator Grantham, SB 148 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 148 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 148 was read for the third time at length.

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

Aye: Cate, Clifton, Crow, Giles, Grantham, Holden, Howard, Howell, Lane, Martin, Murphy, Randle, Rozell, Shatwell and Stipe.—15.

Nay: Birdsong, Boatner, Capps, Funston, Green, Helm, Johnson, Keating, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Pierce, Schuelein, Taliaferro, Tinsley, Watson, York and Young.—21.

Excused: Berrong, Butler, Dahl, Dawson, Field, Keller, Porter, Smith, Terrill, Vann, Wadley and Wolfe.—12.

The bill failed.

MOTION TO RECONSIDER VOTE

Senator Tinsley asked unanimous consent, which was granted, that the Young motion to reconsider the vote whereby SB 555 failed be extended one legislative day, until March 2, 1978.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 2, 1978, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 10:45 p.m. to meet Wednesday, March 2, 1978, at 10:00 a.m.

Thirty-fifth Legislative Day

Thursday, March 2, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Watson and Young.—36.

Excused: Cate, Helm, Howard, Howell, Keller, Porter, Rozell, Smith, Terrill, Wadley, Wolfe and York.—12.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Workman and incorporated into the Journal upon request of Senator Grantham.

O, Lord, Our Maker and Defender, we find ourselves in a world filled with so much noise and confusion — people with needs and demands upon our time, words being used to abuse and criticize, misunderstanding between Your people — it seems as though the impossible needs to

be accomplished and we are inadequate. This is when we need the comfort of Your presence and assurance that we do not stand alone, You are with us. In this quiet, brief moment of calmness we are reminded of the scriptures announcement "Be still and know that I am God." Our prayer is for this stillness and the knowledge.

Now, we ask for the peace that You promised through Your Son, Jesus Christ, that is beyond our human understanding to reside with these Your people today as they continue their efforts, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Martin introduced former Senator Tom Tipps, Ardmore.

Senator Helm introduced M.T. Buxton, Jr., M.D., Oklahoma City, as Doctor of the Day. Senators Terrill and Taliaferro introduced Thelma Kirkpatrick, R.N., Lawton, as Nurse of the Day, and Monica Hommell, R.N., Norman, as Student Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

HJR 1025 — Constitutional Revision and Regulatory Services.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1023 — Revenue and Taxation.

HB 1459 — Public and Mental Health.

HB 1460 — Social Welfare.

HB 1553 — Appropriations and Budget.

HB 1559 — Appropriations and Budget.

HB 1596 — County, State and Federal Government.

HB 1631 — County, State and Federal Government.

HB 1743 — Insurance and then to County, State and Federal Government.

HB 1748 — County, State and Federal Government.

HB 1813 — Public and Mental Health and then to Professions and Occupations.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1039, 1189, 1447, 1454, 1490, 1501, 1502, 1503, 1504, 1526, 1527, 1589, 1663, 1673, 1677, 1688, 1703, 1718, 1760, 1778, 1779, 1790, 1795, 1802, 1809, 1815, 1822, 1833, 1836, 1839 and 1846 and HJR 1043.

HB 1039 — By Cleveland of the House and Dawson of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 95; providing for certain procedures for rules and orders of the State Board of Barber Examiners; prohibiting minimum prices or fees by any profession or occupation regulated by provisions of Title 59; repealing 59 O.S. 1971, Sections

91, 102, 102.1 through 102.6, 736.1, 736.3, 757 and 758; directing codification; and declaring an emergency.

HB 1189 — By Hammons of the House and Wadley of the Senate.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 199.3, 199.4, 199.7, 199.10 and 199.14; providing powers and duties of State Board of Cosmetology; eliminating renewal procedures for licensees suffering from continuous illness; providing for executive secretary; providing for compensation; increasing compensation; removing certain bond requirements; providing certain rules related to beauty schools; providing for licenses and fees; increasing beauty school registration fees; changing certain health certificate requirements; changing license expiration dates, terms and renewals; increasing certain fees; and providing for submission of all rules and regulations to the Legislature for approval.

HB 1447 — By Atkins of the House and Terrill of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 940, as amended by Section 9, Chapter 246, O.S.L. 1972 (63 O.S. Supp. 1977, Section 940); requiring notification and investigation of certain deaths and providing procedures therefor; and declaring an emergency.

HB 1454 — By Holden of the House and Butler of the Senate.

An Act relating to waters and water rights; amending Sections 20 through 28, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1977, Sections 1085.20 through 1085.28); terminating the Water Conservation Storage Commission and making certain transfers to the Oklahoma Water Resources Board; providing procedures for review of water projects, agreement with federal agencies, sale, transfer or lease of storage facilities; creating Water Con-

ervation Storage Fund and specifying procedures relating thereto; providing procedures for purchase of certain certificates by State Treasurer; specifying duties of Attorney General in sale of certificates; providing for execution and audit of certificates; authorizing legal services for Board; authorizing Board to contract with U.S. Secretary of Agriculture; repealing Sections 18 and 19, Chapter 253, O.S.L. 1972) 82 O.S. Supp. 1977, Sections 1085.18 and 1085.19); providing effective date; and declaring an emergency.

HB 1490 — By Lancaster.

An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 803, as last amended by Section 12, Chapter 208, O.S.L. 1977 (6 O.S. Supp. 1977, Section 803); providing procedures for making real estate loans; increasing the lending percentage of the appraised value of the real estate offered as security.

HB 1501 — By Murphy of the House and Terrill of the Senate.

An Act relating to public finance; amending Section 17, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1977, Section 7.2); recreating the Special Agency Account Board in accordance with the Sunset Law and continuing existing procedures, duties and authority; and declaring an emergency.

HB 1502 — By Murphy and Baughman of the House and Terrill of the Senate.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 118.5, as amended by Section 4, Chapter 56, O.S.L. 1975 (74 O.S. Supp. 1977, Section 118.5); recreating the Technical Advisory Commission in accordance with the Sunset Law and continuing existing membership provisions; and declaring an emergency.

HB 1503 — By Murphy and Sanders of the House and Terrill of the Senate.

An Act relating to property; amending 60 O.S. 1971, Sections 669 through 673; terminating the Oklahoma Unclaimed Property Board and transferring certain powers, duties and other matters to the Oklahoma Tax Commission; providing procedures concerning reserve of unclaimed property; providing investment procedures; authorizing adoption of rules and regulations; providing effective date; and declaring an emergency.

HB 1504 — By Murphy of the House and Terrill of the Senate.

An Act relating to the courts; amending 20 O.S. 1971, Section 1501; recreating the State Board of Examiners of Official Shorthand Reporters in accordance with the Sunset Law and continuing existing membership provisions; and declaring an emergency.

HB 1526 — By Holden of the House and Butler of the Senate.

An Act relating to mines and mining; amending 45 O.S. 1971, Section 801; recreating the Ottawa Reclamation Authority in accordance with the Sunset Law and continuing purpose and function provisions; and declaring an emergency.

HB 1527 — By Holden of the House and Butler of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 683.5; recreating the Department of Emergency Resources Management in accordance with the Sunset Law and continuing existing provisions as to Department and Director; and declaring an emergency.

HB 1589 — By Wiseman of the House and Lane of the Senate.

An Act relating to public health and safety; amending 63 O.S. 1971, Section 2002, as amended by Section 1, Chapter 333, O.S.L. 1975 (63 O.S. Supp. 1977, Section 2002); stating purposes of the Oklahoma Clean Air Act; defining terms; pre-

scribing duties and powers of State Department of Health; providing for an Air Quality Council; prescribing membership, terms, meetings, duties, powers, and procedures; providing for appointment of a Chief of Air Quality Service; prescribing his duties and powers; providing for cooperation among state agencies; and directing recodification.

HB 1663 — By Vaughn and Johnson (Don).

An Act relating to motor vehicles; prohibiting throwing or dropping any substance at certain objects on or near highways; providing penalty; directing codification; and providing an effective date.

HB 1673 — By Twidwell, Draper, Hammons, Thompson (Mick), Duckett, Murphy, Matheson, Monks, Weichel, Brunton, Frates, Ford, Kamas, Holaday and Camp of the House and York and Howell of the Senate.

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5q, as last amended by Section 22, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.5q); expanding coverage of commercial vehicles under provisions of Motor Vehicle License and Registration Act; providing for special license fees for certain vehicles; restricting registration, licensing and special fees for such vehicles; providing for an affidavit and vehicle labeling or federal employers identification numbers under certain guidelines; providing for vehicle inspection and fees; providing certain procedural guidelines for registration, licensing and fees; providing stricter vehicle use requirements; expanding and increasing certain penalties; and declaring an emergency.

HB 1677 — By Townsend, Davis (Don) and Monks of the House.

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 292.1, as last amended by Section 1, Chapter 192, O.S.L. 1977 (74 O.S. Supp. 1977,

Section 292.1), which provides for positions, numbers and salaries of temporary and permanent employees of the House; and declaring an emergency.

HB 1688 — By Hooper and Twidwell.

An Act relating to schools; amending 70 O.S. 1971, Section 1-109; providing for minimum length of school year; making certain exceptions; and declaring an emergency.

HB 1703 — By Monks, Peterson and Glover.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 5101 and 5104; imposing a tax on certain instruments of conveyance; establishing a tax rate; defining terms; authorizing the Oklahoma Tax Commission to design certain tax stamps and to issue such stamps to county clerks; requiring certain acts by county clerks; and requiring certain apportionment of tax collections for stated purposes.

HB 1718 — By Twidwell of the House and Lamb of the Senate.

An Act relating to crimes and punishments; prohibiting the projecting of objects causing injury at certain events; providing exceptions; specifying penalties; directing codification; and providing an effective date.

HB 1760 — By Cullison of the House and Dahl of the Senate.

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 863.2, 863.7, 863.13, 863.18, 863.23 and 863.44; providing for city-county planning commissions for certain counties; authorizing commission to prepare master plan; authorizing city and county to exercise zoning powers within their respective jurisdictions and providing for administration of zoning regulations; providing for appeals from decisions of the commission; providing for certain building and fire codes; repealing 19 O.S.

1971, Section 863.19; and providing an effective date.

HB 1778 — By Ervin.

An Act relating to waters and water rights; amending Sections 2, Chapter 248, O.S.L. 1972, and 11, Chapter 248, O.S.L. 1972, as amended by Section 1, Chapter 47, O.S.L. 1973 (82 O.S. Supp. 1977, Sections 1020.2 and 1020.11); stating the policy of the state relating to ground water; making exceptions to the Oklahoma Ground Water Law; authorizing certain permits; deleting provisions regarding fees; and requiring ownership of land for permits.

HB 1779 — By Ervin.

An Act relating to oil and gas; authorizing proceedings before Corporation Commission with respect to common carriers of natural gas; providing for order to transport natural gas under certain circumstances; directing codification; and providing an effective date.

HB 1790 — By Cotner and McCaleb.

An Act relating to public libraries; creating the Corner Perpetuation and Filing Act; providing for short title; declaring purpose; defining terms; requiring surveyors to file public land survey corner records; providing time for filing record, with exceptions; providing alternative method to filing; requiring State Board of Registration for Professional Engineers and Land Surveyors to prescribe certain forms; prohibiting certain acts; providing procedure for Archives and Records Division of the Oklahoma Department of Libraries to file and maintain public land survey corner record books; allowing Archives and Records Division to charge filing fees, with exceptions; providing time for filing corner records; requiring surveyor to reconstruct or rehabilitate certain monuments; providing procedures for federal government surveyors under this act; providing penalty for failure to comply

with provisions of act; directing codification; and providing an effective date.

HB 1795 — By Campbell of the House and McCune of the Senate.

An Act relating to children; amending Section 6, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Section 1104.1); specifying time limitation on filing of petition and pre-adjudicatory detention and custody orders; providing exceptions; and providing an effective date.

HB 1802 — By Atkins.

An Act relating to mental health; amending 43A O.S. 1971, Section 15; and providing for the appointment, salary, qualifications and duties of the assistant director, including certain modifications in his duties and qualifications.

HB 1809 — By Elder, Wilson and Sanders of the House and Grantham of the Senate.

An Act relating to corporations; amending 18 O.S. 1971, Section 953; providing certain actions for divestment of interest in land held by a corporation; providing for partition by shareholders; and declaring an emergency.

HB 1815 — By Wiseman, Hammons, Duckett and Wilson of the House and Johnson of the Senate.

An Act relating to public health and safety; requiring notice be given certain persons in certain abortion cases; requiring informed consent in abortion cases; specifying information required to be given and acknowledged; and directing codification.

HB 1822 — By Barker, Monks and Duckett of the House and Luton of the Senate.

(Muskogee Veterans Administration Building — Appropriation — Emergency.)

HB 1833 — By Deatherage, Briscoe, Hood, Hammons and Monks of the House and Dawson of the Senate.

(Attorney General — Oklahoma Utility Consumer Act of 1978 — Amending 74 O.S. Supp. 1977, Section 18b — Appropriation — Emergency.)

HB 1836 — By Barker of the House and Luton of the Senate.

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 1106; amending the powers of a port authority to specify the inclusion of an airport or air navigation facility.

HB 1839 — By Steward and Denman of the House and Wolfe and Keller of the Senate.

An Act relating to civil procedure; prohibiting the application of the doctrine of forum non conveniens for intrastate change of venue; directing codification; and stating an effective date.

HB 1846 — By Atkins.

An Act relating to mental health; amending 43A O.S. 1971, Sections 3, as amended by Section 2, Chapter 145, O.S.L. 1977, 54 and 55, as last amended by Sections 3 and 4, and renumbered by Section 12, Chapter 145, O.S.L. 1977, 56 and 64, as amended by Sections 5 and 6, Chapter 145, O.S.L. 1977 (43A O.S. Supp. 1977, Sections 3, 55.2, 54.1, 56 and 64); providing procedures with respect to persons requiring treatment; defining terms; designating persons who may file petition; providing for temporary custody by peace officers; providing for hearing to determine whether person complained of is in need of treatment; providing for temporary detention and appointment of examining officers by the court; providing compensation for such officers; requiring separate proceeding for designation of a person as incompetent; and providing an effective date.

HJR 1043 — By Thompson (Mick) and Murphy of the House and Field of the Senate.

A Joint Resolution relating to game and fish; amending Section 4-109, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 4-109); expressing legislative intent to extend for an additional year the period in which the amounts provided by the Oklahoma Wildlife Conservation Code for licenses and fees shall be in force and effect; and expressing legislative intent on methods and license fees for field trials.

The above numbered HBs and HJR were read for the first time.

GENERAL ORDER

✓ **SB 624** by Kilpatrick of the Senate and Joiner of the House was read and considered.

Upon motion of Senator Kilpatrick, **SB 624** was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **SB 624** was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 624 was read for the third time at length.

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

Aye: Berrong, Butler, Clifton, Dahl, Funston, Giles, Grantham, Green, Holden, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Tinsley and Vann.—24.

Nay: Birdsong, Boatner, Capps, Crow, Dawson, Field, Lambert, McCune, McDaniel, Taliaferro and Watson.—11.

Excused: Cate, Helm, Howard, Howell, Keller, Porter, Rozell, Smith, Terrill, Wadley, Wolfe, York and Young.—13.

The bill failed.

Senators York and Howell asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Kilpatrick moved that the vote be reconsidered whereby SB 624 failed of passage.

The motion was pressed immediately under the Rule (page 310 of the Senate Journal) and the vote resulted as follows:

Aye: Berrong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Tinsley and Vann.—29.

Nay: Birdsong, Keating, Lambert, McCune, Taliaferro, Watson and York.—7.

Excused: Cate, Helm, Howard, Keller, Kilpatrick, Porter, Rozell, Smith, Terrill, Wadley, Wolfe and Young.—12.

THIRD READING

SB 624 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Tinsley and York.—29.

Nay: Birdsong, Field, Lambert, McCune, Taliaferro and Watson.—6.

Excused: Cate, Clifton, Helm, Howard, Keller, Porter, Rozell, Smith, Terrill, Vann, Wadley, Wolfe and Young.—13.

The bill passed.

Senators Field, McCune and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 3. Excused: 13.

The emergency passed.

SB 624 was referred for engrossment.

Senators Cate, Helm, Smith, Porter and Keller asked to be shown present, which was the order.

GENERAL ORDER

✓ SB 206 by Funston and Tinsley of the Senate and Hammons of the House was read and considered.

Senator Johnson asked to be made a coauthor of SB 206, which was the order.

Senator Tinsley asked unanimous consent that he be removed as a coauthor of SB 206, which was the order.

Senator Boatner presiding.

X Senator Grantham moved to amend SB 206 by striking Articles II, IV, V, VI, and VII, which amendment was declared adopted.

Upon motion of Senator Funston, SB 206, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 206, as coauthored

and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 206 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Taliaferro, Tinsley, Vann, Watson and York.—33.

Nay: Butler, Grantham, Howell, Luton, Shatwell, Smith and Young.—7.

Excused: Howard, Lane, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—8.

The bill passed.

SB 206 was referred for engrossment.

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 625, he would have voted "Aye" which was the order.

GENERAL ORDER

✓ SB 607 by Smith was read and considered.

Senators Schuelein and York asked to be made coauthors of SB 607, which was the order.

Senator Smith, citing Rule 8(d), asked unanimous consent that Representative

Nance be made House author of SB 607, which was the order.

Upon motion of Senator Smith, SB 607, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 607, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 607 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Excused: Crow, Howard, Lane, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—9.

The bill and emergency passed.

SB 607 was referred for engrossment.

GENERAL ORDER

✓ SB 602 by Lamb was read and considered.

✗ Senator Funston moved to amend SB 602, Page 2, Lines 1 through 5, by striking after the word "event" all language through Line 5, which amendment was declared adopted.

Upon motion of Senator Lamb, SB 602, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, SB 602, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 602 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Excused: Giles, Howard, Lane, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—9.

The Chair advised the Senate that Senator Giles, having been present in the Chamber during the vote, would be shown voting "no" on SB 602 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

SB 602 was referred for engrossment.

GENERAL ORDER

SB 595 by Howard, Young, Birdsong, Luton and Stipe was read and considered.

Senator Berrong moved to amend SB 595, Page 2, Line 4, by striking after the

X word "administrator" and before the word "who" on Line 5 the words "and a Deputy Administrator", which amendment was declared adopted.

X Senator Berrong moved to amend SB 595, Page 4, Line 3, by adding after the word "provided" and before the word "they" the words "said dependents pay the full costs of such insurance and", which amendment was declared adopted.

Upon motion of Senator Young, SB 595, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 595, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 595 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—42.

Excused: Howard, Porter, Rozell, Terrill, Wadley and Wolfe.—6.

The bill and emergency passed.

SB 595 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 562, 594, 614 and 623 and SJR 44 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1588 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE GOVERNOR

Advising approval by acting Governor George Nigh of SJR 57 on March 1, 1978.

MOTION TO RECONSIDER VOTE

Senator Clifton pressed his motion to reconsider the vote whereby SB 406 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann and York.—35.

Nay: Berrong, Boatner, Funston, Johnson, Schuelein, Watson and Young.—7.

Excused: Howard, Porter, Rozell, Terrill, Wadley and Wolfe.—6.

THIRD READING

SB 406 was read for the third time at length.

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

Aye: Birdsong, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Giles,

Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, Martin, Murphy, Pierce, Shatwell, Stipe, Taliaferro, Tinsley, Vann and York.—29.

Nay: Berrong, Boatner, Dahl, Funston, Grantham, Helm, Lane, McDaniel, Randle, Schuelein, Smith, Watson and Young.—13.

Excused: Howard, Porter, Rozell, Terrill, Wadley and Wolfe.—6.

The bill passed.

SB 406 was referred for engrossment.

GENERAL ORDER

SB 433 by Green of the Senate and Hopkins of the House was read and considered.

Upon motion of Senator Green, SB 433 was advanced to engrossment.

By unanimous consent, upon request of Senator Green, SB 433 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 433 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Vann, Watson and Young.—38.

Nay: McCune.—1.

Excused: Capps, Howard, Porter, Rozell, Terrill, Tinsley, Wadley, Wolfe and York.—9.

The bill passed.

SB 433 was referred for engrossment.

GENERAL ORDER

✓ SB 560 by Green was read and considered.

✗ Senator Green moved to restore the title. Senator Green asked unanimous consent to withdraw his amendment, which was the order.

✗ Senator Green moved to amend SB 560, Page 19, Line 6, by adding after the word "fee." and before the word "It", the following sentence: "Provided that the penalty for delinquent motor vehicle registration shall not apply to manufacturers and car dealers.", which amendment was declared adopted.

✗ Senator Green moved to amend SB 560, Page 23, Line 3, by adding Section 5, as follows:

"Section 5. This act shall become effective July 1, 1978."

, which amendment was declared adopted.

Upon motion of Senator Green, SB 560, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Green, SB 560, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 560 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—36.

Nay: Giles, Johnson, McCune and Schuelein.—4.

Excused: Capps, Howard, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—8.

The bill passed.

SB 560 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Dawson asked unanimous consent, which was granted, that SB 497 be withdrawn from the Calendar and referred to the committee on County, State and Federal Government.

Senator Lambert presiding.

GENERAL ORDER

✓ SB 35 by Smith of the Senate and Elder of the House was read and considered.

Senators Birdsong and Murphy asked to be made coauthors of SB 35, which was the order.

✗ Senator Berrong moved to amend SB 35, Page 3, Line 16, by striking after the second word "a" and before the word "bank" the word "state" and substitut-

ing, after the word "bank" on Line 16, the words "of this state", which amendment was declared adopted.

Upon motion of Senator Smith, SB 35, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 35, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 35 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howell, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—34.

Nay: Berrong, Helm, Keller, Lamb and Pierce.—5.

Excused: Capps, Green, Howard, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—9.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby SB 35 passed.

GENERAL ORDER

✓ SB 567 by Keller of the Senate and Twidwell of the House was read and considered.

X Senator Keller moved to amend SB 567, Page 4, Line 1, by striking after the word "parents" and before the word "of" the following: ", who have custody", which amendment was declared adopted.

Upon motion of Senator Keller, SB 567, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keller, SB 567, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 567 was read for the third time at length.

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

Aye: Berrong, Birdsong, Dahl, Field, Holden, Howell, Keller, Kilpatrick, Lamb, Lambert, McDaniel, Martin, Murphy, Vann, Watson and York.—16.

Nay: Boatner, Butler, Cate, Clifton, Crow, Dawson, Funston, Giles, Grantham, Helm, Johnson, Keating, Lane, Luton, McCune, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Tinsley and Young.—23.

Excused: Capps, Green, Howard, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—9.

The bill failed.

GENERAL ORDER

✓ SB 604 by Smith and Shatwell of the Senate and Matheson of the House was read and considered.

Upon motion of Senator Smith, SB 604 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 604 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 604 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—35.

Nay: Helm, Lambert, McCune and Murphy.—4.

Excused: Capps, Green, Howard, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—9.

The bill and emergency passed.

SB 604 was referred for engrossment.

GENERAL ORDER

SB 532 by Smith of the Senate and Townsend of the House was read and considered.

X Senator Berrong moved to amend SB 532, Page 3, Line 11, by striking after the word "exceed" and before the word "per" on Line 13, the following: "Twenty-five Thousand Dollars (\$25,000.00) and substituting therefor "Twenty-two Thousand Eighty (\$22,080.00)", which amendment was declared failed of adoption.

X Senator Smith moved to amend SB 532 by crippling the title, which amendment was declared adopted.

X Senator Berrong moved to amend SB 532, Page 14, Line 15, by striking after the first word "approval," and before the period on Line 16, all language and by adding a period; also by striking all language on Lines 17 and 18, Page 14, Lines 1, 2, 3, 4 and 5 on Page 15 and substituting therefor: "The State Fire Marshal shall approve said plans and specifications if the work so planned conforms with the applicable provisions of the National Building Code of the National Board of Fire Underwriters, or its successor, The American Insurance Association.", which amendment was declared adopted.

Upon motion of Senator Smith, SB 532, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, SB 532, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 532 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, York and Young.—38.

Excused: Capps, Green, Howard, Luton, Porter, Rozell, Stipe, Terrill, Wadley and Wolfe.—10.

The bill passed.

SB 532 was referred for engrossment.

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

GENERAL ORDER

✓ SB 591 by Howell of the Senate and Elder of the House was read and considered.

Senator Giles asked to be made a co-author of SB 591, which was the order.

✗ Senator Howell moved to amend SB 591 by crippling the title, which amendment was declared adopted.

✗ Senator Howell moved to amend SB 591, Page 1, Line 1, by striking after the word "SECTION 1." and before the number "92a" all language and inserting in lieu thereof the following language:

"A. The state is hereby divided into twenty-seven (27) district court judicial districts, with such number of district court judges authorized for each district, as follows:

District No. 1. The counties of Beaver, Cimarron, Harper and Texas. One (1) district court judge shall be authorized for this district.

District No. 2. The counties of Alfalfa, Dewey, Ellis, Major, Woods and Woodward. One (1) district court judge shall be authorized for this district.

District No. 3. The counties of Garfield, Grant, Kingfisher and Logan. Two (2) district court judges shall be authorized for this district.

District No. 4. The counties of Kay and Noble. One (1) district court judge shall be authorized for this district.

District No. 5. The counties of Osage and Pawnee. One (1) district court judge shall be authorized for this district.

District No. 6. The counties of Nowata and Washington. One (1) district court judge shall be authorized for this district.

District No. 7. The counties of Craig, Mayes and Rogers. Two (2) district court judges shall be authorized for this district.

District No. 8. The counties of Delaware and Ottawa. One (1) district court judge shall be authorized for this district.

District No. 9. The counties of Beckham, Custer, Roger Mills and Washita. One (1) district court judge shall be authorized for this district.

District No. 10. The counties of Blaine and Canadian. One (1) district court judge shall be authorized for this district.

District No. 11. The county of Oklahoma. Fifteen (15) district court judges shall be authorized for this district.

District No. 12. The county of Payne. One (1) district court judge shall be authorized for this district.

District No. 13. The counties of Lincoln and Pottawatomie. Two (2) district court judges shall be authorized for this district. Provided, that one (1) district court judge shall be nominated from Lincoln County, and one (1) district court judge shall be nominated from Pottawatomie County. Provided, further, that both district court judges shall be elected at large.

District No. 14. The counties of Creek, Okfuskee and Okmulgee. Five (5) district court judges shall be authorized for this district. Provided, that two (2) district court judges shall be nominated from

Creek County, two (2) district court judges shall be nominated from Okmulgee County and one (1) district court judge shall be nominated from Okfuskee County. Provided, further, that all five (5) of said judges shall be elected at-large. Provided, that two (2) of said judges shall be roving judges to be assigned by the Chief Justice of the Supreme Court, and provided, further, that any vacancy occurring in the office of district court judge in the district shall not be filled and the office shall be abolished. However, said two (2) positions of district court judge shall, in any event, be abolished on January 10, 1983.

District No. 15. The county of Tulsa. Twelve (12) district court judges shall be authorized for this district.

District No. 16. The counties of Adair, Cherokee, Muskogee, Sequoyah and Wagoner. Three (3) district court judges shall be authorized for this district. Provided, that one (1) district court judge shall be nominated from Muskogee County, one (1) district court judge shall be nominated from Wagoner and Cherokee Counties, and one (1) district court judge shall be nominated from Adair and Sequoyah Counties. Provided, further, that all three (3) of said judges shall be elected at-large.

District No. 17. The counties of Greer, Harmon, Kiowa, Jackson and Tillman. One (1) district court judge shall be authorized for this district.

District No. 18. The counties of Caddo and Grady. One (1) district court judge shall be authorized for this district.

District No. 19. The counties of Cleveland, Garvin and McClain. Three (3) district court judges shall be authorized for this district. Provided, that two (2) district court judges shall be nominated from Cleveland county, and one (1) district

court judge shall be nominated from Garvin and McClain counties. Provided, further, that all three (3) of said judges shall be elected at-large.

District No. 20. The counties of Hughes, Pontotoc and Seminole. Three (3) district court judges shall be authorized for this district. Provided, that one (1) district court judge shall be nominated from Seminole County, one (1) district court judge shall be nominated from Seminole and Hughes Counties, and one (1) district court judge shall be nominated from Pontotoc County. Provided, further, that all three (3) of said judges shall be elected at-large. Provided, that, one (1) of said judges shall be a roving judge to be assigned by the Chief Justice of the Supreme Court, and provided, further, that any vacancy occurring in the office of district court judge in the district shall not be filled and the office shall be abolished. However, said position of district court judge shall, in any event, be abolished on January 10, 1983.

District No. 21. The counties of McIntosh and Pittsburg. One (1) district court judge shall be authorized for this district.

District No. 22. The counties of Haskell, Latimer and LeFlore. One (1) district court judge shall be authorized for this district.

District No. 23. The counties of Comanche and Cotton. Three (3) district court judges shall be authorized for this district.

District No. 24. The counties of Jefferson and Stephens. One (1) district court judge shall be authorized for this district.

District No. 25. The counties of Carter, Johnston, Love, Marshall and Murray. Two (2) district court judges shall be authorized for this district. Provided, that one (1) district court judge shall be nomi-

nated from Carter county, and one (1) district court judge shall be nominated from Johnston, Love, Marshall and Murray Counties. Provided, further, that both of said judges shall be elected at-large.

District No. 26. The counties of Atoka, Bryan and Coal. Two (2) district court judges shall be authorized for this district. Provided, that one (1) district court judge shall be nominated from Atoka and Coal counties, and one (1) district court judge shall be nominated from Bryan County. Provided, further, that both of said judges shall be elected at-large. Provided, that one (1) of said judges shall be a roving judge to be assigned by the Chief Justice of the Supreme Court and provided, further, that any vacancy occurring in the office of district court judge in the district shall not be filled and the office shall be abolished. However, said position of district court judge shall, in any event, be abolished on January 10, 1983.

District No. 27. The counties of Choctaw, McCurtain and Pushmataha. One (1) district court judge shall be authorized for this district.

B. In those districts having more than one (1) district court judge, an office number for each judge shall be designated by the Chief Justice of the Supreme Court.

SECTION 2. The district court judges now serving terms shall continue to serve until their present term expires. All provisions of this act shall take effect and the candidates filing for district court judge shall file from the districts herein created in the primary election of 1978, and be elected from the districts herein designated at the general election in 1978.

SECTION 3. The state is hereby divided into judicial administrative districts, as follows:

<u>Judicial Administrative Districts</u>	<u>District Court Judicial Districts</u>
Northwestern	1,2,3,9 and 10
North Central	4,12 and 13
Northeastern	5,6,7 and 8
Oklahoma County	11
Southwestern	17,18,23 and 24
South Central	19,20 and 25
Tulsa County	15
East Central	14,16 and 21
Southeastern	22,26 and 27

SECTION 4. Sections 1 and 3 of this act shall be codified in the Oklahoma Statutes as Sections 93.1 and 22.1 of Title 20, respectively, unless there is created a duplication in numbering.

SECTION 5. 20 O.S. 1971, Sections 22,"

X Senators Young and Butler moved to amend the Howell amendment, Section 1, subsection A, paragraph relating to District 14, by striking after the word "at-large." all language through "1983." which is the remainder of the language relating to District 14.

Senator Howell moved to table the Young amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Giles, Grantham, Helm, Howell, Keating, Keller, Kilpatrick, Lambert, McCune, Pierce, Randle and Smith.—12.

Nay: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Holden, Johnson, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Porter, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—30.

Excused: Capps, Green, Howard, Rozell, Wadley and Wolfe.—6.

Senator Young pressed his motion to amend, which amendment was declared adopted.

X Senator Dawson moved to amend the Howell amendment, Section 1, subsection A, paragraph relating to District 20, by striking after the words "Supreme Court" all language through "1983." which is the remainder of the language relating to District 20, which amendment was declared adopted.

X Senator Boatner moved to amend the Howell amendment, Section 1, subsection A, paragraph relating to District 26, by striking after the words "Supreme Court" all language through "1983", which is the remainder of the language relating to District 26, which amendment was declared adopted.

X Senator Smith moved to amend the Howell amendment, Section 1, subsection A, paragraph relating to District 15, by deleting all language regarding District 15 and substituting the following language therefor:

"District No. 15. The county of Tulsa. Thirteen (13) district court judges shall be authorized for this district provided that one of said judges shall be a roving judge assigned to serve Pawnee County when additional services of a judge in District 5 are required and such roving district judge shall be that judge now nominated from Pawnee in former District 14."

, which amendment was declared adopted.

Senator Howell pressed his motion to adopt his foregoing amendment, as amended, which amendment was declared adopted.

X Senator Howell moved to amend SB 591, Page 2, Line 5½, by inserting the following:

"SECTION 6. It being immediately necessary for the preservation of the public peace, health and safety, an emergency is hereby declared to exist, by reason whereof this act shall take effect and be in full force from and after its passage and approval."

, which amendment was declared adopted.

X Senator Crow moved to amend SB 591, Page 2, by adding before the emergency clause the following:

"SECTION 6. The redistricting provisions of this Act shall become operative on July 1, 1979."

Senator Smith moved that SB 591 be advanced, which motion was declared adopted.

By unanimous consent, upon request of Senator Howell, SB 591, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 591 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Dahl, Field, Giles, Grantham, Helm, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune,

Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Vann, Watson and York.—29.

Nay: Boatner, Butler, Clifton, Crow, Dawson, Funston, Johnson, McDaniel, Porter, Taliaferro, Terrill and Young.—12.

Excused: Capps, Green, Howard, Rozell, Tinsley, Wadley and Wolfe.—7.

The bill passed.

The emergency failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby SB 591 passed.

As provided under Rule 19(b), Senator Cate moved that the vote be reconsidered whereby the emergency section of SB 591 failed of passage.

DECLARATION OF VOTE

Senator Terrill asked that the record show, had he been present at the time of third reading and final passage of SB 625 he would have voted "aye", which was the order.

Senator Smith presiding.

GENERAL ORDER

✓ SB 586 by Grantham of the Senate and Davis (Don), et al, of the House was read and considered.

Senator Birdsong asked to be made a coauthor of SB 586, which was the order.

✗ Senator Cate moved to amend SB 586, Page 4, Line 1, by adding after the word "liable" and before the word "for" the following: "under the provisions of this Act", and on Page 15, Line 13, by adding after the word "liable" and before the

word "for" the following: "under the provisions of this Act", which amendment was declared adopted.

✗ Senator Grantham moved to amend SB 586, Page 4, Lines 2 and 3, by striking after the word "corruption" on Line 2, and before the word "of" on Line 3, the comma and all language and by inserting the words "or fraud", which amendment was declared adopted.

✗ Senator Grantham moved to amend SB 586, Page 6, Lines 4 through 6, by inserting after the word "policy" and before the word "unless", a semicolon and striking all remaining language on Lines 4, 5 and 6, which amendment was declared adopted.

✗ Senator Grantham moved to amend SB 586, Page 7, Line 5, by adding after the word "taxes" and before the semicolon the words "or special assessments", which amendment was declared adopted.

✗ Senator Grantham moved to amend SB 586, Page 9, Line 5, by adding after the word "suit" and before the semicolon the words "or damages", which amendment was declared adopted.

✗ Senator Stipe moved to amend SB 586, Page 10, Line 1, by striking after the word "within" and before the word "days", "thirty (30)" and substituting therefor "one hundred twenty (120)", which amendment was declared adopted.

✗ Senator Grantham moved to amend SB 586, Page 15, Lines 14 and 15, by striking after the word "fraud" on Line 14, and before the word "of" on Line 15, the comma and all language and inserting the words "or corruption", which amendment was declared adopted.

✗ Senator Grantham moved to amend SB 586, Page 17, Line 7, by striking after the word "fraud" and before the word "of"

the comma and all language and inserting the words "or corruption", which amendment was declared adopted.

X Senator Keating moved to amend SB 586, Page 16, Line 11, by striking the word "may" and substituting the word "shall", which amendment was declared adopted.

X Senator Grantham moved to amend SB 586, Page 18, Lines 11, 12 and 13, by inserting after the word "suit" on Line 11, and before the word "when" on Line 11, a period and striking all the remaining language on Lines 11 and 12 and the words "of the political subdivision." on Line 13, which amendment was declared adopted.

X Senator Grantham moved to amend SB 586, Page 27, Line 7½, by adding a new section and renumbering the remaining sections of the act accordingly:

"SECTION 19. A. The governing body of any county may:

1. Insure the county against all or any part of any liability it may incur for death, injury or disability of any person or for damage to property, either real or personal;

2. Insure any employee of the county against all or any part of his liability for injury or damage resulting from an act or omission in the scope of employment;

3. Insure against the expense of defending a claim against the county or its employee, whether or not liability exists on such claim; or

4. Insure the county or its employee against any loss, damage or liability as defined by Sections 702 through 708 of Title 36 of the Oklahoma Statutes, or other forms of insurance provided for in Title 36 of the Oklahoma Statutes.

The cost or premium of any such insurance is a proper expenditure of the county.

As used in this subsection, "employee" means any person who has acted in behalf of a county, whether that person is acting on a permanent or temporary basis with or without being compensated or on a full-time or part-time basis. Employee also includes all elected or appointed officers, members of governing bodies of a county, and persons appointed, and other persons designated by a county to act in its behalf.

B. Any insurance authorized by law to be purchased, obtained or provided by a county may be provided by:

1. Self-insurance, which may be, but is not required to be, funded by appropriations to establish or maintain reserves for self-insurance purposes. Any self-insurance reserve fund shall be nonfiscal and shall not be considered in computing any levy when the county makes its annual estimate for needed appropriations;

2. Insurance in any insurer authorized to transact insurance in this state;

3. Insurance secured in accordance with any other method provided by law; or

4. Any combination of insurance authorized by this section.

C. Two (2) or more counties or public agencies, by interlocal agreement made pursuant to Sections 1001 et seq of Title 74 of the Oklahoma Statutes, may provide insurance for any purpose by any one or more of the methods specified in this section. The pooling of self-insured reserves, claims or losses among governments as authorized in this act shall not be construed to be transacting insurance nor otherwise subject to the provisions of the

laws of this state regulating insurance or insurance companies. Two (2) or more counties may also be insured under a master policy or contract of insurance. Premium costs may be set individually for each county or apportioned among participating counties as provided by the master policy or contract."

, which amendment was declared adopted.

Upon motion of Senator Grantham, SB 586, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 586, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 586 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Watson, York and Young.—37.

Excused: Butler, Capps, Clifton, Green, Howard, Porter, Rozell, Taliaferro, Vann, Wadley and Wolfe.—11.

The bill and emergency passed.

SB 586 was referred for engrossment.

GENERAL ORDER

SB 366 by Funston of the Senate and Bennett of the House was read and considered.

Upon motion of Senator Funston, SB 366 was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 366 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 366 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—40.

Excused: Capps, Green, Howard, Porter, Rozell, Vann, Wadley and Wolfe.—8.

The bill and emergency passed.

SB 366 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Crow pressed his motion to reconsider the vote whereby SB 591 passed (under the Rule, page 310 of the Senate Journal), stating that he was out of the Chamber when his amendment to the bill was read and wanted to submit a similar amendment as follows:

Amend SB 591, by adding a new Section 6 as follows:

"SECTION 6. The provisions of this Act shall become operative on July 1, 1979."

Senator Howell asked unanimous consent, which was granted, that the above Crow amendment be adopted and incorporated into SB 591.

Senator Crow withdrew his motion to reconsider the vote on SB 591.

GENERAL ORDER

SB 626 by Holden, Cate and Green of the Senate and Floyd, et al, of the House was read and considered.

Senators Howell and Berrong moved to amend SB 626, Page 3, Line 16½, by adding a new subparagraph C., as follows:

"C. Electronic data processing equipment, computers, computerized switching devices, and data processing terminals are specifically excluded from the control of the Division of Communications.", which amendment was declared adopted.

Upon motion of Senator Cate, SB 626, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, SB 626, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 626 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Watson and Young.—38.

Excused: Berrong, Capps, Green, Howard, Rozell, Taliaferro, Vann, Wadley, Wolfe and York.—10.

The bill and emergency passed.

SB 626 was referred for engrossment.

GENERAL ORDER

SB 382 by Terrill, Birdsong, Dawson, Randle and York of the Senate and Weichel of the House was read and considered.

Senator Terrill moved to amend SB 382, Page 3, Line 4, by inserting after the word "person", and before the word "engaged", the following language: "except an incorporated city or town or its duly constituted authority or trust", which amendment was declared adopted.

Senator Terrill moved to amend SB 382, Page 3, Line 6, by striking after the word "No", and before the word "shall" the word "person" and inserting in lieu thereof the words "public utility", which amendment was declared adopted.

Senator Terrill moved to amend SB 382, Page 4, Line 14, by adding after the word "later" and before the word "ninety" the word "than", which amendment was withdrawn upon request of Senator Terrill.

Senator Helm moved to amend SB 382, Page 4, Line 14, by striking after the word "than" and before the word "days" the word and figures "ninety (90)" and sub-

stituting therefor the word and figures "sixty (60)", which amendment was declared adopted.

X Senator Helm moved to amend SB 382, Page 5, Line 1, by striking after the word "within", and before the word "days", the words and figure "one hundred and eighty (180)" and substituting therefor the words and figure "one hundred twenty (120)", which amendment was declared adopted.

X Senator Helm moved to amend SB 382, Page 5, Line 9, by adding after the period the following language: "If at the conclusion of said period, the commission has failed to issue such an opinion, the certificate of convenience and necessity shall automatically issue from the commission as if formally approved.", which amendment was declared adopted.

X Senator Terrill moved to amend SB 382, Page 5, Lines 12 and 13, by striking after the word "power" on Line 12, and before the word "will" on Line 13, the language "and its site", which amendment was declared adopted.

X Senator Cate moved to amend SB 382, Page 10, Lines 6 through 13, by striking subsection C.

X Senator Terrill moved to amend SB 382, as a substitute amendment to the Cate amendment, Page 10, Line 8, by changing the word "shall" to "may", which amendment was declared adopted.

X Senator Berrong moved to amend SB 382, Page 10, Line 16, by striking after the word "statements" and before the word "of" the language "or studies, or for any other violation", which amendment was declared adopted.

Upon motion of Senator Terrill, SB 382, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 382, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator McCune presiding.

SB 382 was read for the third time at length.

Senator Smith presiding.

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

Aye: Birdsong, Butler, Cate, Dawson, Field, Grantham, Howell, Johnson, Kilpatrick, Randle, Schuelein, Smith, Terrill, Vann and York.—15.

Nay: Berrong, Boatner, Clifton, Crow, Dahl, Funston, Giles, Helm, Holden, Keating, Keller, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Shatwell, Stipe, Tinsley, Watson and Young.—25.

Excused: Capps, Green, Howard, Porter, Rozell, Taliaferro, Wadley and Wolfe.—8.

The bill failed.

GENERAL ORDER

✓ SB 585 by McCune was read and considered.

Upon motion of Senator McCune, SB 585 was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 585 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 585 was read for the third time at length.

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

Aye: Berrong, Cate, Clifton, Dahl, Field, Giles, Grantham, Helm, Johnson, Keating, Keller, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Watson, York and Young.—27.

Nay: Birdsong, Boatner, Crow, Funston, Holden, Howell, Kilpatrick, Lamb, Lambert, Lane and Stipe.—11.

Excused: Butler, Capps, Dawson, Green, Howard, Porter, Rozell, Taliaferro, Wadley and Wolfe.—10.

The bill passed.

SB 585 was referred for engrossment.

MOTION FOR PREVIOUS QUESTION

Senator Luton moved the previous question under Rule 14 for the remainder of this legislative day to apply to all measures brought up for consideration on General Order or reconsideration of votes with the provision that debate would be restricted to fifteen minutes on each side of the question, which motion was declared adopted.

GENERAL ORDER

✓ SB 288 by Clifton of the Senate and Elder of the House was read and considered.

Upon motion of Senator Clifton, SB 288 was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—39.

Excused: Capps, Dawson, Green, Howard, Porter, Rozell, Terrill, Wadley and Wolfe.—9.

The bill passed.

SB 288 was referred for engrossment.

GENERAL ORDER

✓ SB 576 by Funston and Green was read and considered.

Citing Rule 8(d), Senator Funston asked unanimous consent, which was granted, that Representative Nance be made House author of SB 576.

X Senator Funston asked unanimous consent that the title be crippled to SB 576, which was the order.

Upon motion of Senator Funston, SB 576, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, SB 576, as coauthored and amended, was considered engrossed

and placed on third reading and final passage.

THIRD READING

SB 576 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Capps, Clifton, Dawson, Green, Howard, Porter, Rozell, Stipe, Wadley and Wolfe.—10.

The bill and emergency passed.

SB 576 was referred for engrossment.

GENERAL ORDER

✓ SB 630 by Lane was read and considered.

Senators Cate and Martin asked to be made coauthors of SB 630, which was the order.

Senator Lane, citing Rule 8(d), asked unanimous consent that Representatives Holden, Murphy, Townsend and Thompson (Mick) be added as House coauthors of SB 630, which was the order.

✗ Senator Martin moved to amend SB 630 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Lane, SB 630, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, SB 630, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 630 was read for the third time at length.

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

Aye: Boatner, Butler, Cate, Clifton, Crow, Grantham, Holden, Howell, Kilpatrick, Lambert, Lane, Luton, Martin, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann and York.—21.

Nay: Berrong, Birdsong, Dahl, Field, Funston, Giles, Helm, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Murphy, Pierce, Schuelein, Watson and Young.—18.

Excused: Capps, Dawson, Green, Howard, Porter, Rozell, Stipe, Wadley and Wolfe.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Lane moved that the vote be reconsidered whereby SB 630 failed of passage.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 541, 580 and 612 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ SB 484 by Young, Watson, Dahl, Johnson, Clifton and McCune of the Senate and Matheson of the House was read and considered.

Senators Keller, Helm, Terrill, Lamb and Lambert asked to be made coauthors of SB 484, which was the order.

X Senator Clifton moved to amend SB 484, Page 2, Lines 9 through 12, by striking Lines 9 through 12, and inserting "2. After June 30, 1979, and thereafter, the sum of Two Dollars (\$2.00).", which amendment was declared adopted.

X Senator Clifton moved to amend SB 484, Page 2, Line 13, by inserting before the word "The" the words "Every fine assessed may be increased by an amount sufficient to cover these sums, up to the maximum allowed by law.", which amendment was declared adopted.

Upon motion of Senator Young, SB 484, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 484, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Young moved that the vote be reconsidered whereby SB 484 was advanced to engrossment, which motion was declared adopted.

Senator Young moved that the vote be reconsidered whereby SB 484 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

✓ Senator Cate moved to amend SB 484, Page 2, Line 16, by adding after the word "Training" and before the word "to" the following: "pursuant to appropriations made by the Legislature", which amendment was declared adopted.

Upon motion of Senator Young, SB 484, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 484, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 484 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Boatner, Crow, Howell, Murphy and Schuelein.—5.

Excused: Capps, Dawson, Green, Howard, Porter, Rozell, Wadley and Wolfe.—8.

The bill and emergency passed.

SB 484 was referred for engrossment.

GENERAL ORDER

✓ SB 259 by Terrill was read and considered.

X Senator Terrill moved to amend SB 259 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Terrill, SB 259, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 259, as 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 the bill, the roll call resulted as follows:

Aye: Berrong, Butler, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Holden, Howell, Kilpatrick, Lamb, Lambert, Lane, Luton, Martin, Murphy, Randle, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, York and Young.—28.

Nay: Birdsong, Boatner, Helm, Johnson, Keating, Keller, McCune, McDaniel, Pierce, Schuelein, Vann and Watson.—12.

Excused: Capps, Dawson, Green, Howard, Porter, Rozell, Wadley and Wolfe.—8.

The bill passed.

SB 259 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Lane pressed his motion to reconsider the vote whereby SB 630 failed of passage (under the Rule, see page 310

Senate Journal), which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Watson, York and Young.—38.

Excused: Capps, Dawson, Green, Howard, Porter, Rozell, Stipe, Taliaferro, Wadley and Wolfe.—10.

THIRD READING

SB 630 was read for the third time at length.

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

Aye: Boatner, Butler, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—35.

Nay: Birdsong, Funston and Schuelein.—3.

Excused: Berrong, Capps, Dawson, Green, Howard, Porter, Rozell, Stipe, Wadley and Wolfe.—10.

The bill passed.

SB 630 was referred for engrossment.

GENERAL ORDER

✓ SB 593 by Helm and Young of the Senate and Vaughn of the House was read and considered.

Senators Field, Watson, Vann and Shatwell asked to be made coauthors of SB 593, which was the order.

Upon motion of Senator Helm, SB 593, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Helm, SB 593, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 593 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Excused: Capps, Dawson, Funston, Green, Howard, Porter, Randle, Rozell, Stipe, Wadley and Wolfe.—11.

The bill and emergency passed.

SB 593 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Keating asked unanimous consent, which was granted, that SB 505 be withdrawn from the Calendar and rereferred to the committee on Business, Industry and Labor Relations.

GENERAL ORDER

SB 574 by Smith and Terrill was read and considered.

Upon motion of Senator Terrill, SB 574 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SB 574 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 574 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Berrong, Murphy, Schuelein and Taliaferro.—4.

Excused: Butler, Capps, Green, Howard, Porter, Rozell, Wadley and Wolfe.—8.

The bill passed.

SB 574 was referred for engrossment.

GENERAL ORDER

SB 568 by McCune of the Senate and Arnold of the House was read and considered.

Upon motion of Senator McCune, SB 568 was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, SB 568 was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 568 was read for the third time at length.

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

Aye: Cate, Dahl, Field, Funston, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Murphy, Pierce, Randle, Smith, Terrill, Tinsley, Watson and Young.—24.

Nay: Berrong, Birdsong, Clifton, Crow, Giles, Lamb, McDaniel, Martin, Schuelein, Shatwell, Stipe, Taliaferro, Vann and York.—14.

Excused: Boatner, Butler, Capps, Dawson, Green, Howard, Porter, Rozell, Wadley and Wolfe.—10.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator McCune moved that the vote be reconsidered whereby SB 568 failed of passage.

BILL WITHDRAWN — REREFERRED

Senator Stipe asked unanimous consent, which was granted, that SB 308 be withdrawn from the Calendar and rereferred to the committee on Roads and Highways.

GENERAL ORDER

SB 627 by Grantham of the Senate and Elder and Kennedy of the House was read and considered.

Senator Kilpatrick moved to amend SB 627, Page 3, Line 1, by adding after the word "to" and before the word "contracts" the following: "collective bargaining agreements or", which amendment was declared adopted.

Upon motion of Senator Grantham, SB 627, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 627, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 627 was read for the third time at length.

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

Aye: Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Keating, Keller, Kilpatrick, McCune, McDaniel, Martin, Pierce, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—27.

Nay: Berrong, Birdsong, Crow, Howell, Johnson, Lambert, Lane, Luton, Murphy, Schuelein and Stipe.—11.

Excused: Boatner, Butler, Dawson, Green, Howard, Lamb, Porter, Rozell, Wadley and Wolfe.—10.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby SB 627 passed.

GENERAL ORDER

✓ SJR 35 by Keller was read and considered.

Upon motion of Senator Keller, SJR 35 was advanced to engrossment.

By unanimous consent, upon request of Senator Keller, 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 the resolution, the roll call resulted as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Helm, Holden, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Randle, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—30.

Nay: Crow, Grantham, Howell, Johnson, McDaniel, Schuelein, Smith and Young.—8.

Excused: Boatner, Butler, Dawson, Green, Howard, Lamb, Porter, Rozell, Wadley and Wolfe.—10.

The resolution passed.

Senators Crow, McDaniel, Schuelein and Young desired to vote aye on the emergency. Senator Birdsong desired to vote no on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 5. Excused: 10.

The emergency passed.

SJR 35 was referred for engrossment.

GENERAL ORDER

✓ SJR 51 by Howard was read and considered.

Upon motion of Senator Stipe, SJR 51 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SJR 51 was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 51 was read for the third time at length.

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

Aye: Capps, Cate, Clifton, Crow, Dahl, Field, Helm, Holden, Keller, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Watson and York.—25.

Nay: Berrong, Birdsong, Funston, Giles, Grantham, Howell, Johnson, Kilpatrick, Lambert, Smith and Young.—11.

Excused: Boatner, Butler, Dawson, Green, Howard, Lamb, Porter, Rozell, Taliaferro, Wadley and Wolfe.—11.

*Not Voting: Keating.—1.

The resolution passed.

Senators Smith, Grantham, Berrong, Funston, Giles, Young and Kilpatrick desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 4. Excused: 11.

*Not Voting: Keating.—1.

The emergency passed.

SJR 51 was referred for engrossment.

*Senator Keating asked unanimous consent that he be shown not voting on SJR 51 for reason of personal interest, as provided under Article V of the Constitution, which was the order.

GENERAL ORDER

SJR 52 by Howard was read and considered.

Upon motion of Senator Stipe, SJR 52 was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SJR 52 was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 52 was read for the third time at length.

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

Aye: Capps, Cate, Clifton, Crow, Dahl, Field, Helm, Holden, Keller, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Watson and York.—25.

Nay: Berrong, Birdsong, Funston, Giles, Grantham, Howell, Johnson, Kilpatrick, Lambert, Smith and Young.—11.

Excused: Boatner, Butler, Dawson, Green, Howard, Lamb, Porter, Rozell, Taliaferro, Wadley and Wolfe.—11.

*Not Voting: Keating.—1.

The resolution passed.

Senators Grantham, Giles, Smith, Berrong, Howell, Lambert and Kilpatrick desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 4. Excused: 11.

*Not Voting: Keating.—1.

The emergency passed.

SJR 52 was referred for engrossment.

*Senator Keating asked unanimous consent that he be shown not voting on SJR 52 for reason of personal interest, as provided under Article V of the Constitution, which was the order.

MOTION TO RECONSIDER VOTE

Senator Tinsley pressed his motion to reconsider the vote whereby SB 555 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—36.

Excused: Boatner, Butler, Dawson, Funston, Green, Howard, Lamb, Porter, Rozell, Wadley, Wolfe and York.—12.

The Chair advised the Senate that Senator Funston, having been present in the Chamber during the vote, would be shown voting "no" on the motion to reconsider the failure of SB 555 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 1. Excused: 11.

THIRD READING

Senator Tinsley moved that the vote be reconsidered whereby SB 555 was advanced to engrossment, which motion was declared adopted.

Senator Tinsley moved that the vote be reconsidered whereby SB 555 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

GENERAL ORDER

X Senator Young moved to amend SB 555, Page 1, Line 5, by striking after the word "furbearers" and before the word "in" the words "or predators", which amendment was declared adopted.

X Senator Murphy moved to amend SB 555, Page 3, Line 4, by striking the words and figures "One Hundred Dollars (\$100.00)" and inserting the words and figures "Fifty Dollars (\$50.00)", which amendment was declared adopted.

X Senator Berrong moved to amend SB 555, Page 3, Lines 13 and 14, by striking after the word "than" the words and figures "Two Hundred Dollars (\$200.00)" and inserting the words and figures "One Hundred Dollars (\$100.00)", and by striking on Lines 14 and 15, after the word "than" the words and figures "Five Hundred Dollars (\$500.00)" and inserting the words and figures "Two Hundred Fifty Dollars (\$250.00)", which amendment was declared adopted.

Upon motion of Senator Tinsley, SB 555, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, SB 555, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 555 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—32.

Nay: Capps, Funston, Grantham, Howell, Keller, Watson and Young.—7.

Excused: Boatner, Butler, Dawson, Howard, Lamb, Porter, Rozell, Wadley and Wolfe.—9.

The bill passed.

SB 555 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Stipe pressed his motion to reconsider the vote whereby SB 627 passed (under the Rule, page 310 Senate Journal), which motion was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Crow, Dahl, Helm, Holden, Howell, Lambert, Lane, Luton, Murphy, Pierce, Randle, Schuelein, Shatwell, Stipe, Tinsley, Vann and Young.—18.

Nay: Berrong, Capps, Cate, Clifton, Field, Funston, Giles, Grantham, Green, Johnson, Keating, Keller, Kilpatrick, McCune, McDaniel, Martin, Smith, Taliaferro, Watson and York.—20.

Excused: Boatner, Butler, Dawson, Howard, Lamb, Porter, Rozell, Terrill, Wadley and Wolfe.—10.

SB 627 was referred for engrossment.

GENERAL ORDER

✓ SB 182 by Young was read and considered.

Senator Funston asked to be made a co-author of SB 182, which was the order.

✗ Senator Funston moved to amend SB 182, Page 1, Line 5, by striking after the word "Appraisers" and before the word "No" on Page 2, Line 1, all language.

✗ Senator Howell moved to amend SB 182, as a substitute amendment for the Funston amendment, Page 1, by striking after the word "person" on Page 1, and before the period on Page 2, all language and inserting the following: "possesses the qualifications established by the Insurance Commissioner."

Senator Young moved to table the Howell substitute amendment, which motion was declared adopted.

Senator Funston pressed his motion to amend.

Senator Young moved to table the Funston amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Dahl, Grantham, Green, Helm, Holden, Johnson, Keller, Kilpatrick, Lambert, McCune, McDaniel, Murphy, Randle, Schuelein, Shatwell, Smith, Stipe, York and Young.—20.

Nay: Berrong, Capps, Cate, Clifton, Crow, Field, Funston, Giles, Howell, Keating, Lane, Luton, Martin, Taliaferro, Terrill, Tinsley and Vann.—17.

Excused: Boatner, Butler, Dawson, Howard, Lamb, Pierce, Porter, Rozell, Wadley, Watson and Wolfe.—11.

Upon motion of Senator Young, SB 182, as amended and coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Young, SB 182, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 182 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Dahl, Field, Grantham, Holden, Johnson, Keller, Kilpatrick, McCune, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Taliaferro, Tinsley, Vann, York and Young.—22.

Nay: Cate, Clifton, Crow, Funston, Giles, Green, Helm, Howell, Keating, Lambert, Lane, Luton, McDaniel, Schuelein, Stipe and Terrill.—16.

Excused: Boatner, Butler, Dawson, Howard, Lamb, Porter, Rozell, Wadley, Watson and Wolfe.—10.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Funston moved that the vote be reconsidered whereby SB 182 failed of passage.

MOTION TO RECONSIDER VOTE

Senator McCune pressed his motion to reconsider the vote whereby SB 568 failed of passage (under the Rule, page 310 Senate Journal), which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—34.

Nay: Giles and Schuelein.—2.

Excused: Boatner, Butler, Dawson, Howard, Lamb, Pierce, Porter, Rozell, Stipe, Wadley, Watson and Wolfe.—12.

The Chair advised the Senate that Senators Stipe and Dawson, having been in the Chamber during the vote, would be shown voting "no" on the motion to reconsider the failure of SB 568, in compliance with Rule 33(b). The vote thereby resulted as follows: Aye:34. Nay: 4. Excused:10.

THIRD READING

Senator McCune asked unanimous consent to amend SB 568 by crippling the title, which was the order.

SB 568 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—37.

Nay: McDaniel and Stipe.—2.

Excused: Boatner, Butler, Howard, Lamb, Porter, Rozell, Wadley, Watson and Wolfe.—9.

The bill passed.

SB 568 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Funston pressed his motion to reconsider the vote whereby SB 182 failed of passage (under the Rule, page 310 Senate Journal), which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Grantham, Helm, Holden, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Murphy, Pierce, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Crow, Giles, Green, Howell, McDaniel, Martin, Schuelein and Stipe.—8.

Excused: Boatner, Butler, Howard, Lamb, Porter, Rozell, Wadley, Watson and Wolfe.—9.

THIRD READING

Senator Young asked unanimous consent to amend SB 182 by crippling the title, which was the order.

SB 182 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Helm, Holden, Johnson, Keating, Keller, Kilpatrick, Lane, Luton, McCune, Murphy, Pierce, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—31.

Nay: Giles, Green, Howell, Lambert, McDaniel, Martin, Schuelein and Stipe.—8.

Excused: Boatner, Butler, Howard, Lamb, Porter, Rozell, Wadley, Watson and Wolfe.—9.

The bill passed.

SB 182 was referred for engrossment.

DECLARATION OF VOTE

Senator Vann asked that the record show, had he been present in the Chamber during third reading and final passage of SB 625, he would have voted "aye", which was the order.

GENERAL ORDER

✓ SB 544 by Grantham of the Senate and Holt, et al, of the House was read and considered.

X Senator Grantham moved to amend SB 544, Page 1, by crippling the title, which amendment was declared adopted.

X Senator Grantham moved to amend SB 544, Page 2, Line 18, by striking the word and figure "ten (10)" and inserting in lieu thereof the word and figure "eight (8)", which amendment was declared adopted.

Upon motion of Senator Grantham, SB 544, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, SB 544 as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 544 was read for the third time at length.

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

Aye: Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Keating, Keller, Lambert, Lane, Luton, McCune, Martin, Murphy, Randle, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and Young.—31.

Nay: Birdsong, Johnson, Kilpatrick, McDaniel, Schuelein and York.—6.

Excused: Berrong, Boatner, Butler, Howard, Lamb, Pierce, Porter, Rozell, Wadley, Watson and Wolfe.—11.

The bill passed.

Senators McDaniel, Schuelein and York desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 3. Excused: 11.

The emergency passed.

SB 544 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keller moved that the vote be reconsidered whereby SB 567 failed.

Senator Cate (under the Rule, page 310 Senate Journal) moved to table the Keller motion to reconsider, which motion to table was declared adopted.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 6, 1978, at 1:30 p.m., which motion prevailed.

The Chair announced that any Senate Bills or Joint Resolutions remaining on the Calendar under General Order were dead under Joint Rule 16A.

BILLS RELEASED

SBs 35, 244, 570, 572 and 591 were referred for engrossment.

Upon motion of Senator Luton, the Senate adjourned at 6:45 p.m., to meet Monday, March 6, 1978, at 1:30 p.m.



Thirty-sixth Legislative Day

Monday, March 6, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Field, Keating, Keller and Stipe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend R. S. Corbin, Pastor, First Street Baptist Church, Chickasha, and incorporated into the Journal upon request of Senator Giles.

O, Lord, our Lord, how excellent is Thy name in all the earth; We come today to thank Thee for blessings, privileges and the freedom to act in a responsible manner.

We thank You for America, and for Oklahoma. We ask that You bless this assembly.

Guide each person in his or her deliberation, help us that we may be able to reach the best solution for all citizens of Oklahoma.

When we have done our best in service, call and we will answer; May Your name have the praise and the glory, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Luton, on behalf of Senator Holden, introduced three troops of Junior Girl Scouts from Duncan.

Senator Pierce introduced J. V. LeBlanc, M.D., Bartlesville, and his wife, Shirley. Senator Cate introduced Larry Church, R.N., Norman, as Nurse of the Day.

Senator Howell introduced former Senator H. B. Atkinson, Midwest City.

REQUESTS FOR LOBBY PERMITS

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

Michael J. Chatron, 2121 E. 15 Street, Tulsa, 74104, representing Automobile Club of Oklahoma.

James E. Crim, 7300 N.W. 23rd, Bethany, representing Oklahoma Independent Auto Dealers Association.

Joe T. Gilliland, 643 N.E. 41st, Oklahoma City, 73105, representing Oklahoma Bankers Association.

Lyle Kelsey, 601 N.W. Expressway, Oklahoma City, 73118, representing Oklahoma State Medical Association.

Czar D. Langston, Jr., P.O. Box 11047 (2325 N.E. Expressway), Oklahoma City, 73111, representing Oklahoma Association of Electric Cooperatives.

Leon Edward Nelson, 4001 N. Lincoln Blvd., Oklahoma City, 73105, representing Savings and Loan Associations of Oklahoma, Inc.

Marion B. Rook, 3829 Classen Blvd., Suite 200, P.O. Box 18244, Oklahoma City, 73118, representing Oklahoma Independent Insurance Agents, Inc.

Jim C. Wolfe, 643 N.E. 41st., Oklahoma City, 73105, representing Oklahoma Bankers Association.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1688 — Education, Common, as coauthored by Taliaferro, Rozell, Capps, Field, Terrill and Luton.

HB 1832 — Criminal Jurisprudence.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1039 — Professions and Occupations.

HB 1189 — Professions and Occupations.

HB 1447 — Public and Mental Health.
HB 1454 — County, State and Federal Government.

HB 1490 — County, State and Federal Government.

HB 1501 — County, State and Federal Government.

HB 1502 — County, State and Federal Government.

HB 1503 — County, State and Federal Government.

HB 1504 — County, State and Federal Government.

HB 1526 — County, State and Federal Government.

HB 1527 — County, State and Federal Government.

HB 1589 — County, State and Federal Government.

HB 1663 — Public Safety and Penal Affairs.

HB 1673 — Public Safety and Penal Affairs.

HB 1677 — County, State and Federal Government.

HB 1688 — Education, Common.

HB 1703 — Revenue and Taxation.

HB 1718 — Criminal Jurisprudence and then to County, State and Federal Government.

HB 1760 — County, State and Federal Government.

HB 1778 — County, State and Federal Government.

HB 1779 — Environmental and Natural Resources.

HB 1790 — County, State and Federal Government.

HB 1795 — Social Welfare.

HB 1802 — Public and Mental Health.

HB 1809 — Judiciary.

HB 1815 — Public and Mental Health and then to Professions and Occupations.

HB 1822 — Appropriations and Budget.

HB 1833 — County, State and Federal Government and then to Appropriations and Budget.

HB 1836 — County, State and Federal Government.

HB 1839 — Judiciary.

HB 1846 — Public and Mental Health.

HJR 1043 — Wildlife.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HBs 1079, 1099, 1303, 1507, 1510, 1511, 1517, 1523, 1528, 1529, 1530, 1531, 1532, 1533, 1534, 1585, 1615, 1635, 1686, 1689, 1691, 1693, 1723, 1746, 1751, 1780 and 1844.

HB 1079 — By Riggs, et al.

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 942 and 943; prohibiting certain acts relating to optical appliances by unlicensed persons; providing for certain permissible acts by prescription; removing certain responsibilities; further restricting certain acts as to contact lenses; providing for lawful advertising; providing certain restrictive guidelines as to advertising; providing penalties; providing for acquisition of prescriptions under certain circumstances; directing codification; and declaring an emergency.

HB 1099 — By Monks.

(State Officers and Employees — Amending 74 O.S. Supp. 1977, Section 914 — Retirement Procedure.)

HB 1303 — By Nance and Rogers.

(Revenue and Taxation — Amending 68 O.S. 1971, Section 1022 — Natural Gas, casinghead gas and liquids.)

HB 1507 — By Sanders.

An Act relating to notaries public; amending 49 O.S. 1971, Sections 1, as amended by Section 1, Chapter 165, O.S.L. 1975 (49 O.S. Supp. 1977, Section 1), 2, as amended by Section 6, Chapter 293, O.S.L. 1975 (49 O.S. Supp. 1977, Section 2) and 5; providing for their appointment and commission of notaries public; establishing a fee payable to Secretary of State and court clerk for each commission; establishing procedures for issuance; modifying requirements for notarial seal with exceptions; providing penalty; repealing 74 O.S. 1971, Section 2.1; providing an effective date; and declaring an emergency.

HB 1510 — By Peterson.

An Act relating to civil procedure; amending 12 O.S. 1971, Sections 706 and 721; providing certain requirements for judgments of certain courts to be liens; providing certain procedures for filing and status of foreign judgments; and providing an effective date.

HB 1511 — By Peterson of the House and Lambert of the Senate.

An Act relating to liens; amending 42 O.S. 1971, Section 147, as amended by Section 10, Chapter 207, O.S.L. 1977 (42 O.S. Supp. 1977, Section 147); providing certain procedures for discharge of mechanics' and materialmen's liens; providing for cash deposited with county clerk to be placed in escrow; and providing an effective date.

HB 1517 — By Peterson of the House and Lambert of the Senate.

An Act relating to mortgages; amending 46 O.S. 1971, Sections 15 and 16, as amended by Sections 2 and 3, Chapter 156, O.S.L. 1977 (46 O.S. Supp. 1977, Sections 15 and 16); providing for clarification of existing language imposing duty to execute and file with county clerk mortgage releases; imposing and limiting penalty and establishing new time limits

for releases; providing method for release; and providing an effective date.

HB 1523 — By Sanders.

An Act relating to Social Security deductions; amending 56 O.S. 1971, Section 213; specifying procedures for payment of employers' and employees' shares of Social Security deductions; excluding certain reimbursement funds received by employees; providing an effective date; and declaring an emergency.

HB 1528 — By Davis (Don) of the House and Randle of the Senate.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 281 through 288, which concern the Pawnee Indian Veterans Historical Commission; providing operative date; and declaring an emergency.

HB 1529 — By Davis (Don) of the House and Randle of the Senate.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 241; recreating the Elmer Thomas Memorial Commission in accordance with the Sunset Law and continuing existing membership and compensation provisions; and declaring an emergency.

HB 1530 — Davis (Don) of the House and Randle of the Senate.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 261; recreating the Commission on Special Events in accordance with the Sunset Law and continuing existing membership; and declaring an emergency.

HB 1531 — By Davis (Don) of the House and Randle of the Senate.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 84; recreating the Lynn Riggs Memorial Commission in accordance with the Sunset Law and continuing all

existing powers and authority; and declaring an emergency.

HB 1532 — By Davis (Don), et al, of the House and York of the Senate.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 993; allowing class actions; specifying conditions under which class actions can be filed; providing procedures for such actions; directing codification; and providing an effective date.

HB 1533 — By Davis (Don) of the House and Randle of the Senate.

An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 342; recreating the Indian and Hardrock Mining Museum Commission in accordance with the Sunset Law and continuing existing provisions as to membership, tenure, vacancies, compensation and removal; repealing 53 O.S. 1971, Section 343; and declaring an emergency.

HB 1534 — By Davis (Don) of the House and Randle of the Senate.

An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 301 through 309, which concern the Eastern Trails Museum Commission; providing operative date; and declaring an emergency.

HB 1585 — By Steward, Craig, Frates and Winn.

An Act relating to land titles; amending 12 O.S. 1971, Section 180.1, as amended by Section 1, Chapter 207, O.S.L. 1977 (12 O.S. Supp. 1977, Section 180.1); requiring the filing of notice of certain pending suits in the office of the county clerk; including change that notice under certain circumstances is deleted; and providing an effective date.

HB 1615 — By Nance.

An Act relating to civil procedure; amending 12 O.S. 1971, Section 109; providing for expansion of limitation of

action to recover damages arising from design planning or construction of improvement to real property; repealing 12 O.S. 1971, Section 112; and providing an effective date.

HB 1635 — By Frates, et al, of the House and Funston of the Senate.

An Act relating to civil procedure; providing for certain limitations of actions in manufacturers' product liability cases; directing codification; and setting an effective date.

HB 1686 — By Atkins and Denman.

An Act relating to public health and safety; amending 63 O.S. 1971, Sections 1-802, 1-803, 1-805, 1-806 and 1-807; expanding licensure and regulation of certain health care facilities to include room and board homes; providing definitions; expanding powers and duties for the Commissioner of Health; providing for the promulgation of rules and standards; providing for applications and criteria for licensing and revocation; providing for fees; providing for inspections; providing certain fire preventive standards; directing codification; and providing an effective date.

HB 1689 — By Bradshaw.

(Banks and Trust Companies — Establishing procedures — Effective date.)

HB 1691 — By Henry, Smith and Elder.

An Act relating to motor vehicles; amending Section 3, Chapter 223, O.S.L. 1977; providing an effective date for recording of lien provisions; and changing the effective date.

HB 1693 — By Duke.

An Act relating to children; amending 10 O.S. 1971, Section 1505a; providing for assistant juvenile officers in certain counties and fixing their salaries; and providing an effective date.

HB 1723 — By Draper.

An Act relating to cemeteries; amending 8 O.S. 1971, Section 214; providing for an annual report and license fee; allowing license fee to be increased under certain conditions; modifying amount of allowable increase; providing that certain fees are in lieu of certain taxes and fees; providing for certain penalties if fees are not paid within certain time; and providing an effective date.

HB 1746 — By Henry.

An Act relating to civil procedure; creating a right to contribution among tort-feasors; limiting the right to pro rata shares; excluding intentional tort-feasors; limiting certain contributions; permitting subrogation of insurers; preserving the right of indemnity; excluding breaches of trust; directing codification; and setting an effective date.

HB 1751 — By Davis (Don) of the House and Crow of the Senate.

An Act relating to state government; amending Section 3, S.J.R. No. 13, O.S.L. 1973 (74 O.S. Supp. 1977, Section 452.3); and providing for standing Subcommittee of Appropriations and Budget Committee, the membership, powers and duties.

HB 1780 — By Ervin, Deatherage and Monks.

(Teachers' Retirement System — Effective date.)

HB 1844 — By Hastings.

(Oklahoma Conservation Commission — Appropriations — Emergency.)

The above numbered HBs were read for the first time.

GENERAL ORDER

✓ **HB 1499** by Thompson (Mick), et al, of the House and Lane of the Senate was read and considered.

X Senator Lane moved to amend HB 1499, Page 2, Line 12, by striking after the word "interested" and before the word "the" the comma and by inserting the word "is", which amendment was declared adopted.

Upon motion of Senator Lane, HB 1499, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, HB 1499, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1499 was read for the third time at length.

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

Aye: Butler, Cate, Crow, Dahl, Dawson, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Martin, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Taliaferro, Tinsley, Wadley and York.—26.

Nay: Berrong, Birdsong, Boatner, Capps, Funston, Helm, Lamb, Lambert, McCune, McDaniel, Murphy, Schuelein, Vann, Watson, Wolfe and Young.—16.

Excused: Clifton, Field, Keating, Keller, Stipe and Terrill.—6.

The bill passed.

HB 1499 was referred for engrossment.

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

GENERAL ORDER

✓ HB 1597 by Deatherage and Cowan of the House and Murphy of the Senate was read and considered.

Senator Funston asked to be made a co-author of HB 1597, which was the order.

Upon motion of Senator Murphy, HB 1597, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1597, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1597 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Keating, Keller, Stipe and Terrill.—4.

The bill and emergency passed.

HB 1597 was referred for engrossment.

GENERAL ORDER

✓ HB 1578 by Willis, et al, of the House and Howard of the Senate was read and considered.

Senator Howell asked to be made a co-author of HB 1578, which was the order.

X Senator Howard moved to amend HB 1578, Page 2, Line 1, by substituting for

the words and figures "ninety-five percent (95%)" the word "all"; and by striking all of Lines 7 through 12 on Page 2, which amendment was declared adopted.

Upon motion of Senator Howard, HB 1578, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, HB 1578, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1578 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Keating, Keller, Stipe and Terrill.—4.

The bill and emergency passed.

HB 1578 was referred for engrossment.

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

GENERAL ORDER

HB 1602 by Cowan of the House and Smith of the Senate was read and considered.

Upon motion of Senator Smith, HB 1602 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1602 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1602 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—45.

Excused: Keating, Stipe and Wadley.—3.

The bill passed.

HB 1602 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HJR 1044 by Sparkman, et al, of the House and Schuelein and Boatner of the Senate was read and considered.

Senators Lane, Luton, Berrong, Field, Capps, Smith, Dahl, Birdsong and Porter asked to be made coauthors of HJR 1044, which was the order.

Upon motion of Senator Schuelein, HJR 1044, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, HJR 1044, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1044 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Crow, Dawson, Howard, Keating, Stipe and Wadley.—6.

The resolution passed.

Senator Crow desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Excused: 5.

The emergency passed.

HJR 1044 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

✓ HB 1695 by Frates and Lawter of the House and Lamb and Wolfe of the Senate was read and considered.

Upon motion of Senator Lamb, HB 1695 was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, HB 1695 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1695 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Dawson, Howard, Stipe, Wadley and York.—5.

The bill passed.

HB 1695 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1535 by Davis (Don) and Barker of the House and Crow and Randle of the Senate was read and considered.

Upon motion of Senator Crow, HB 1535 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1535 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1535 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—39.

Nay: Berrong, Helm, Keating, McCune and Pierce.—5.

Excused: Porter, Stipe, Wadley and York.—4.

The bill and emergency passed.

HB 1535 was referred for engrossment.

GENERAL ORDER

HB 1536 by Davis (Don) and Barker of the House and Crow and Randle of the Senate was read and considered.

Upon motion of Senator Crow, HB 1536 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1536 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1536 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Nay: Berrong, Giles, Martin and Pierce.—4.

Excused: Howard, Stipe and York.—3.

The bill and emergency passed.

HB 1536 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 288, 432 and 625 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1537 by Davis (Don), et al, of the House and Crow and Randle of the Senate was read and considered.

Upon motion of Senator Crow, HB 1537 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1537 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1537 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—43.

Excused: Howard, Lambert, Smith, Stipe and York.—5.

The bill and emergency passed.

HB 1537 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1539 by Davis (Don) and Barker of the House and Crow and Randle of the Senate was read and considered.

Upon motion of Senator Randle, HB 1539 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, HB 1539 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1539 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill,

Tinsley, Vann, Wadley, Watson, Wolfe and Young.—42.

Nay: Giles.—1.

Excused: Butler, Howard, Smith, Stipe and York.—5.

The bill and emergency passed.

HB 1539 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1540 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, HB 1540 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1540 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1540 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—43.

Excused: Butler, Howard, Smith, Stipe and York.—5.

The bill and emergency passed.

HB 1540 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1541 by Davis (Don) and Barker of the House and Crow, Randle and Butler of the Senate was read and considered.

X Senator Crow asked unanimous consent to amend HB 1541 by crippling the title, which was the order.

Upon motion of Senator Crow, HB 1541, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1541, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1541 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Birdsong, Dahl, Keller, McCune and Porter.—5.

Excused: Howard, Stipe and Wadley.—3.

The bill and emergency passed.

HB 1541 was referred for engrossment.

GENERAL ORDER

HB 1545 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, HB 1545 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1545 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1545 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—40.

Nay: Helm, McCune, Shatwell, Smith and Watson.—5.

Excused: Butler, Howard and Stipe.—3.

The bill and emergency passed.

HB 1545 was referred for engrossment.

GENERAL ORDER

HB 1547 by Davis (Don) and Barker of the House and Crow, Randle and Butler of the Senate was read and considered.

X Senator Crow asked unanimous consent to amend HB 1547 by crippling the title, which was the order.

Upon motion of Senator Crow, HB 1547, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1547, as amended, was considered engrossed and placed on third reading and final passage.

Senator Wadley presiding.

THIRD READING

HB 1547 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—38.

Nay: Helm, Keller, Lambert, McCune, Pierce, Watson and Wolfe.—7.

Excused: Butler, Howard and Stipe.—3.

The bill and emergency passed.

HB 1547 was referred for engrossment.

GENERAL ORDER

✓ HB 1548 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate.

X Senator Crow moved to amend HB 1548, Page 14, Lines 4 through 5, by striking after the word and figure "Section 3" and before the words "is amended" the words "of Enrolled Senate Bill No. 350 of the 1st Session of the 36th Oklahoma Legislature" and by substituting the words "Chapter 223, O.S.L. 1977," which amendment was declared adopted.

X Senator Pierce moved to amend HB 1548, Pages 3 and 4, by deleting Section 4.

Senator Lambert moved to table the Pierce amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Holden, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—36.

Nay: Funston, Green, Helm, Keating, Keller, McCune, Pierce, Watson and Wolfe.—9.

Excused: Howard, Smith and Stipe.—3.

Upon motion of Senator Crow, HB 1548, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1548, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1548 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York—38.

Nay: Funston, Grantham, Keating, McCune, Martin, Pierce and Young.—7.

Excused: Howard, Smith and Stipe.—3.

The bill and emergency passed.

HB 1548 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 182, 206, 244, 406, 433, 484, 602, 604, 607, 624 and 630 and SJRs 51 and 52 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

✓ HB 1551 by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

X Senator Crow moved to amend HB 1551 by crippling the title, which amendment was declared adopted.

X Senator Luton moved to amend HB 1551, Page 5, Line 18½, by adding a new section as follows:

“SECTION 5. Section 7, Chapter 123, O.S.L. 1972 (74 O.S. Supp. 1977, Section 500.7), is amended to read as follows:

Section 500.7. Travel status for meals and lodging purposes shall be defined as absence from the officer’s or employee’s home area and/or official station area

while performing assigned official duties. PROVIDED, HOWEVER, EMPLOYEES WHOSE DUTIES ARE NORMALLY MOBILE AND STATE WIDE OR MULTI-COUNTY IN NATURE SHALL NOT BE DEEMED TO HAVE AN OFFICIAL STATION.”

, which amendment was declared adopted.

Upon motion of Senator Crow, HB 1551, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1551, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1551 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—40.

Nay: Berrong, Giles, Lamb and Watson.—4.

Excused: Cate, Porter, Smith and Stipe.—4.

The bill and emergency passed.

HB 1551 was referred for engrossment.

GENERAL ORDER

✓ **HB 1546** by Davis (Don), Barker and Duckett of the House and Crow, Randle and Terrill of the Senate was read and considered.

✗ Senator Crow moved to amend **HB 1546**, Page 3, Line 13, by striking the words "Planning and", which amendment was declared adopted.

✗ Senator Crow moved to amend **HB 1546** by reinstating the title, which amendment was declared adopted.

✗ Senator Berrong moved to amend **HB 1546**, Page 4, Line 9, by striking the words and figure "Twenty-five Thousand Dollars (\$25,000.00)" and substituting therefor the words and figure "Twenty-two Thousand One Hundred Dollars (\$22,100.00)".

Senator Crow moved to table the Berrong amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Holden, Howard, Howell, Keating, Kilpatrick, Lambert, Lane, Luton, Murphy, Randle, Rozell, Shatwell, Tinsley, Wadley and York.—27.

Nay: Berrong, Giles, Green, Helm, Johnson, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Taliaferro, Terrill, Vann, Watson, Wolfe and Young.—18.

Excused: Porter, Smith and Stipe.—3.

✗ Senator Keller moved to amend **HB 1546**, Page 4, Lines 9 and 10, by striking the words and figure "Twenty-five Thousand Dollars (\$25,000.00)" and inserting in lieu thereof the words and figure "Twenty-two Thousand Five Hun-

dred Dollars (\$22,500.00)"; and by striking on Lines 13 and 14 the words and figure "Twenty-four Thousand Dollars (\$24,000.00)" and inserting in lieu thereof the words and figure "Twenty-two Thousand Five Hundred Dollars (\$22,500.00)".

Senator Crow moved to table the Keller amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Grantham, Holden, Howard, Howell, Keating, Kilpatrick, Lane, Luton, Randle, Rozell, Shatwell, Terrill, Tinsley, Wadley, and York.—24.

Nay: Berrong, Dahl, Funston, Giles, Green, Helm, Johnson, Keller, Lamb, Lambert, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Taliaferro, Vann, Watson, Wolfe and Young.—21.

Excused: Porter, Smith and Stipe.—3.

✗ Senator Berrong moved to amend **HB 1546**, Page 4, Line 13, by striking the words and figure "Twenty-four Thousand Dollars (\$24,000.00)" and substituting therefor the words and figure "Nineteen Thousand Four Hundred Twenty Dollars (\$19,420.00)", which amendment was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Field, Giles, Grantham, Helm, Holden, Johnson, Keller, Lamb, McCune, McDaniel, Murphy, Pierce, Schuelein, Taliaferro, Vann, and Watson.—18.

Nay: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Funston, Green, Howard, Howell, Keating, Kilpatrick, Lambert, Lane, Luton, Martin, Randle, Rozell, Shatwell, Terrill, Tinsley, Wadley, Wolfe, and York.—26.

Excused: Porter, Smith, Stipe and Young.—4.

Upon motion of Senator Crow, HB 1546, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1546, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1546 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Nay: Giles and Keller.—2.

Excused: Smith and Stipe.—2.

The bill and emergency passed.

HB 1546 was referred for engrossment.

GENERAL ORDER

✓ HB 1552 by Davis (Don) et al, of the House and Crow and Randle of the Senate was read and considered.

Senators Capps, Berrong, Field and Shatwell asked to be made coauthors of HB 1552, which was the order.

Upon motion of Senator Crow, HB 1552, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1552, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1552 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Smith and Stipe.—2.

The bill and emergency passed.

HB 1552 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 532, 544, 555, 560, 568, 570, 574, 576, 585 and 595 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 446 and 458 and SB 468, as coauthored by Thompson (Mick), Roberts

and Trent and SB 596, as coauthored by Glover and Davis (Don).

The above numbered Bills were referred for enrollment.

GENERAL ORDER

✓ HB 1556 by Davis (Don) and Barker of the House and Crow, Randle and Murphy of the Senate was read and considered.

X Senator Keller moved to amend HB 1556, Page 5, Line 10, by striking the words and figure "Fifty-two Thousand Dollars (\$52,000.00)" and inserting in lieu thereof the words and figure "Seventy-seven Thousand Dollars (\$77,000.00)", which amendment was declared adopted.

Upon motion of Senator Crow, HB 1556, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1556, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1556 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Porter, Smith and Stipe.—3.

The bill and emergency passed.

HB 1556 was referred for engrossment.

GENERAL ORDER

✓ HB 1557 by Davis (Don) and Barker of the House and Crow and Randle of the Senate was read and considered.

Upon motion of Senator Crow, HB 1557 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1557 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1557 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Howard, Smith and Stipe.—3.

The bill and emergency passed.

HB 1557 was referred for engrossment.

GENERAL ORDER

✓ HB 1576 by Davis (Don) and Barker of the House and Crow and Randle of the Senate was read and considered.

X Senator Crow moved to amend HB 1576 by restoring the title to read as follows and striking the enacting clause: "An Act making appropriations from designated state funds to pay unpaid claims and warrants cancelled by statutes; providing lapse date; making provisions of this Act severable; and declaring an emergency.", which amendment was declared adopted.

Upon motion of Senator Crow, HB 1576, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1576, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1576 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Howard, Porter, Randle, Smith, Stipe and Vann.—6.

The bill passed.

Senator Vann desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Excused: 5.

The emergency passed.

HB 1576 was referred for engrossment.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Wadley presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of LEE DANIEL, Tulsa, as a member of the Oklahoma Water Resources Board, District 1, to serve an unexpired 7-year term ending May 14, 1979. Mr. Daniel succeeds Jacques Cunningham, Tulsa.

The Senate, in executive session, and upon motion of Senator Lamb, advised and consented to the confirmation of MRS. FRANK L. DAVIES, JR., Enid, as a member of the Oklahoma Education Council, to serve at the Governor's pleasure. This is an original appointment.

The Senate, in executive session, and upon motion of Senator Pierce, advised and consented to the confirmation of DON DONALDSON, Bartlesville, as a member of the State Banking Board, to serve a 6-year term ending June 1, 1983. Mr. Donaldson succeeds E. N. Price, Vinita.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of BILL J. ENGLISH, Norman, as a member of the Oklahoma Board of Private Schools, to serve a 6-year term ending July 1, 1982.

Mr. English succeeds Walter Tribbey, Chouteau.

The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of E.J. EVANS, Del City, as the retired teacher member of the Board of Trustees of the Teachers' Retirement System of Oklahoma, to serve a 4-year term ending July 1, 1981. Mr. Evans succeeds Paul J. Selman, Newalla.

The Senate, in executive session, and upon motion of Senator Lamb, advised and consented to the confirmation of ROGER L. JOHNSTON, Enid, as a member of the Oklahoma Student Loan Authority, to serve a 5-year term ending April 6, 1981. Mr. Johnston succeeds himself.

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of PATRICK L. MANNING, Oklahoma City, as a member of the Data Processing Technical Advisory Commission, to serve a 5-year term ending July 1, 1982. Mr. Manning succeeds L.E. Craig, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of JAMES ROBERT MATTHEWS, Midwest City, as a member of the Wildlife Conservation Commission, District 5, to serve an 8-year term ending July 1, 1985. Mr. Matthews succeeds Tom Logan, Perkins.

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of JIM MONROE, Idabel, as a member of the University Hospital Board of Trustees, District 3, to serve a 3-year term ending June 30, 1980. Mr. Monroe succeeds himself.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of NADINE SMITH, Muskogee, as a member of the Claremore Junior College Board of Regents, to serve a 5-year term ending June 30, 1982. Ms. Smith succeeds herself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of CHRIS STURM, Edmond, as a member of the State Industrial Court, to serve an unexpired 6-year term ending March 14, 1979. Mr. Sturm succeeds Thomas Gudgel, Jr., Tulsa.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of JAMES E. SUTTON, JR., Midwest City, as the Administrator within the school system member of the Board of Trustees of the Teachers' Retirement System of Oklahoma, to serve a 4-year term ending June 30, 1978. Mr. Sutton succeeds himself.

The Senate, in executive session, and upon motion of Senator Howell, advised and consented to the confirmation of JO HELEN WEBBER, Midwest City, as a member of the Board of Regents of Oscar Rose Junior College, to serve an unexpired 7-year term ending July 1, 1983. Jo Helen Webber succeeds Toney Webber, Midwest City.

RESOLUTION

Senator Holden introduced the following Resolution, consideration of which was deferred for this legislative day.

SCR 42 — By Holden, Lane, Murphy, McDaniel, York and Howell of the Senate and Wilson of the House.

A Concurrent Resolution commending the Duncan High School Football Team,

and its administration, coaches, workers and fans for winning the Class Triple-A Championship; and directing distribution.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 7, 1978, at 1:30 p.m., which motion prevailed.

Senator Terrill presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 259, 591, 593 and 626 and SJR 35 were each correctly engrossed, properly

signed and ordered transmitted to the Honorable House for consideration.

BILLS RELEASED

HBs 1537, 1539, 1540, 1602 and 1695 and HJR 1044 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:10 p.m. to meet Tuesday, March 7, 1978, at 1:30 p.m.



Thirty-seventh Legislative Day

Tuesday, March 7, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Porter, Randle and Stipe.—3.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Corbin and incorporated into the Journal upon request of Senator Giles.

Our Father which art in Heaven, we come to Thee again, because Thou hast given us the assurance that whatsoever we ask in Thy name will be granted.

As we need our daily bread, so do we need Thy everlasting arm for protection. Our need is great, but Thou art greater than all of our needs. Grant us Thy wisdom, that we might know the right path to choose. Thou hast said, if we acknowledge

Thee in all our ways, that You would direct our steps.

Bless each member of this Chamber, help them to be conscious of the needs of the people they represent. In the Name of Jesus we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Watson introduced B.J. Matter, M.D., Oklahoma City, as the Doctor of the Day; and Senator Cate introduced James A. Ford, R.N., Norman, as the Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1461 — Judiciary, as coauthored by Lambert.

HB 1518 — Judiciary.

DO PASS, as amended:

HB 1476 — Judiciary, as coauthored by Clifton.

HB 1735 — Judiciary.

HB 1759 — Judiciary.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1079 — Professions and Occupations.

HB 1099 — County, State and Federal Government.

HB 1303 — Revenue and Taxation.

HB 1507 — Professions and Occupations.

HB 1510 — Judiciary.

HB 1511 — Judiciary.

HB 1517 — Judiciary.

HB 1523 — County, State and Federal Government.

HB 1528 — County, State and Federal Government.

HB 1529 — County, State and Federal Government.

HB 1530 — County, State and Federal Government.

HB 1531 — County, State and Federal Government.

HB 1532 — Judiciary.

HB 1533 — County, State and Federal Government.

HB 1534 — County, State and Federal Government.

HB 1585 — Judiciary.

HB 1615 — Judiciary.

HB 1635 — Judiciary and then to County, State and Federal Government.

HB 1686 — Public and Mental Health.

HB 1689 — Banks and Banking.

HB 1691 — County, State and Federal Government.

HB 1693 — Social Welfare.

HB 1723 — County, State and Federal Government.

HB 1746 — Judiciary.

HB 1751 — Appropriations and Budget.

HB 1780 — Education, Common.

HB 1844 — Appropriations and Budget.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1814**.

HB 1814 — By Wiseman, et al, of the House and Johnson, Helm and Keating of the Senate.

An Act relating to public health and safety; allowing private hospitals to refuse abortions; allowing any person to refuse to participate in abortions, except in emergencies or spontaneous abortions; and directing codification.

The above numbered **HB** was read for the first time.

GENERAL ORDER

HJR 1040 by Peterson of the House and Lambert of the Senate was read and considered.

Upon motion of Senator Lambert, **HJR 1040** was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, **HJR 1040** was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1040 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—37.

Nay: Birdsong, Capps, Crow, Johnson, Lane and Rozell.—6.

Excused: Porter, Randle, Smith, Stipe and Young.—5.

The resolution passed.

Senators Smith and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39. Nay: 5. Excused: 4.

The emergency passed.

HJR 1040 was ordered withheld pursuant to Rule 19(f).

MOTION

Senator Terrill moved that the Rules be suspended for the purpose of allowing the committee on Appropriations and Budget to consider and report SJR 41, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Wolfe.—42.

Nay: Dawson.—1.

Excused: Porter, Randle, Stipe, York and Young.—5.

GENERAL ORDER

✓ HB 1469 by Elder of the House and Grantham, Clifton, Green and Keating of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1469 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1469 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—43.

Excused: Giles, Porter, Randle, Stipe and York.—5.

The bill passed.

The Chair advised the Senate that Senator Giles, having been present in the Chamber during the vote would be shown voting "no" on HB 1469 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 1. Excused: 4.

HB 1469 was referred for engrossment.

UNANIMOUS CONSENT REQUEST — BILL REASSIGNED

Senator Lane asked unanimous consent, which was granted, that the committee assignments for HJR 1041 be reversed so that the resolution would be assigned to Education, Common, and then to Constitutional Revision and Regulatory Services.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1578 was correctly engrossed and, together with Engrossed SAs, properly

signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ **HB 1512** by Parris, et al, of the House and Dawson and Watson of the Senate was read and considered.

Senator Wadley presiding.

Senator Dawson asked unanimous consent, which was granted, that further consideration of HB 1512 be deferred for this legislative day.

PENDING SENATE ACTION — RESOLUTION

✓ **SCR 42**, introduced on page 394, was called up for consideration.

Senator Holden asked unanimous consent, which was granted, that all other members of the Senate be made co-authors of SCR 42.

SCR 42, as coauthored, was read at length, adopted upon motion of Senator Holden and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1537, 1539, 1540, 1602 and 1695 and HJR 1044.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

RESOLUTION

✓ Senator Tinsley introduced the following Resolution:

SCR 43 — By Tinsley of the Senate and Stephenson of the House.

A Concurrent Resolution commending Roy C. Boecher; directing a certain bridge the Roy C. Boecher Bridge; and directing distribution.

WHEREAS, Roy C. Boecher, Kingfisher, served the people of this state as a member of the Oklahoma Senate continuously for 26 years, until his retirement from the Legislature in 1974; and

WHEREAS, he honorably and faithfully served as President Pro Tempore of the Senate during the 29th Legislative Session; and

WHEREAS, his long term of public service was characterized by devotion, leadership, unselfishness and honor; and

WHEREAS, his many years of exemplary service still stand as a guidepost for those of us now engaged in public service.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

SECTION 1. We acknowledge and commend Roy C. Boecher for his outstanding service to the people of this state, and we extend to him our best wishes and deep gratitude.

SECTION 2. In recognition of his contributions we authorize the naming of the Cimarron River Bridge on U.S. 81, near Dover, Oklahoma, as the Roy C. Boecher Bridge, and the Oklahoma Transportation Commission should erect suitable markers to identify the bridge as the Roy C. Boecher Bridge.

SECTION 3. Copies of this Resolution shall be dispatched to Roy C. Boecher and to the Oklahoma Transportation Commission.

Senator Tinsley asked unanimous consent, which was granted, that all other members of the Senate be made coauthors of SCR 43, which was the order.

SCR 43, as coauthored, was read at length, adopted upon motion of Senator Tinsley and ordered referred for engrossment.

GENERAL ORDER

HB 1636 by Craig, et al, of the House and Cate and Lambert of the Senate was read and considered.

Senators Clifton, Luton and Howell asked to be made coauthors of HB 1636, which was the order.

Upon motion of Senator Cate, HB 1636, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1636, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1636 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—43.

Excused: Helm, Porter, Randle, Stipe and York.—5.

The bill passed.

HB 1636 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 242, 445, 447, 448, 450, 464, 473, 474, 475 and 482, as amended, and SB 278, as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 242 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Section 3, Lines 32 and 33 by deleting the words and figures "Sections 1 and 2" and substituting in lieu thereof the word and figure "Section 1" on Line 32; by deleting the words and figures "Sections 34 and 35" and substituting in lieu thereof the word and figure "Section 34" on Line 33.

Amendment No. 2. Amend Pages 1 and 2, Section 4, by deleting the emergency clause and inserting the following:

"This act shall be effective October 1, 1978."

Amendment No. 3. Amend the Title to read as follows:

"An Act relating to jurors; providing penalty for discharging an employee from his employment who is required to serve on a jury panel; providing a civil remedy for employee discharged from his employment for serving on a jury panel; directing codification; and setting an effective date."

HOUSE AMENDMENTS

HAs to SB 278 were read as follows and consideration deferred.

Authors: Add the following coauthors: Ford and Cotner of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 278 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 445 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

“An Act relating to the office of the Court of Criminal Appeals and making an appropriation thereto; stating the purpose; authorizing cooperation with federal agencies; providing for appointment, duties, compensation and number of employees within certain limitations; authorizing use of all funds appropriated for federal matching purposes; reappropriating certain funds and stating purpose; providing lapse date; setting effective date; providing severability; and declaring an emergency.”

Amendment No. 2. Amend Page 2, Line 31½, by adding a new Section 6 to read as follows:

“SECTION 6. The amount of Ten Thousand Dollars (\$10,000.00) of the amount of Two Hundred Seventy-four Thousand Seven Hundred Fourteen Dollars (\$274,714.00) appropriated to the Office of the Court of Criminal Appeals for Personal Services by Section 1, Chapter 193, O.S.L. 1977, from the General Revenue Fund, for the fiscal year ending June 30,

1978, is hereby reappropriated to the Office of the Court of Criminal Appeals for the purpose of purchasing office equipment. If on June 30, 1978, the amount originally appropriated, as adjusted by expenditures, transfers and encumbrances, results in an unencumbered balance less than the reappropriated amount then that reappropriated amount is reduced to that unencumbered balance.”

and renumber the present “Section 6” to read “Section 7”.

Amendment No. 3. Amend Page 2, Line 32, by deleting the word “appropriation” and substituting in lieu thereof the word “appropriations”.

Amendment No. 4. Amend Page 3, Line 2½, by adding a new Section 8 to read as follows:

“SECTION 8. The reappropriation made by Section 6 of this act shall become effective July 1, 1978.”

Amendment No. 5. Amend Page 3, Line 3, by renumbering present “Section 7” to read “Section 9” and renumbering succeeding Sections accordingly.

HOUSE AMENDMENTS

HAs to SB 447 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 447 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 448 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to courts; making appropriations to the office of District Courts and stating the purposes; prescribing limits on numbers of employees within certain categories and salary limits; authorizing use of all funds appropriated for federal matching purposes; amending Section 1, Chapter 299, O.S.L. 1974, as last amended by Section 4, Chapter 269, O.S.L. 1976 (20 O.S. Supp. 1977, Section 106.9), pertaining to salaries of court reporters; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Lines 19 through 26, by deleting Section 1 and substituting in lieu thereof the following:

"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, for the fiscal year ending June 30, 1979, not otherwise appropriated, the sum of Six Million Seven Hundred Sixty-nine Thousand Seven Hundred Twenty-six Dollars (\$6,769,726.00) and from the State Judicial Fund of the State Treasury for the fiscal year ending June 30, 1978, not otherwise appropriated, the sum of One Million Sixty-two Thousand Dollars (\$1,062,000.00), or so much thereof as may be required to accomplish the activities of the Office of the District Courts to the limits outlined in Section 2 of this act."

Amendment No. 3. Amend Page 1, Line 32, by deleting the figures "\$7,614,694.00" and substituting in lieu thereof the figures "\$7,712,963.00".

Amendment No. 4. Amend Page 1, Line 36, by deleting the figures "\$7,733,457.00" and substituting in lieu thereof the figures "\$7,831,726.00".

Amendment No. 5. Amend Page 2, Line 17, by deleting the figures "22,080 22,080" and substituting in lieu thereof the figures "23,080 23,080".

Amendment No. 6. Amend Page 2, Line 18, by deleting the number figure and minimum figure "135 8,500" and substituting in lieu thereof the number figure and minimum figure "138 9,100".

Amendment No. 7. Amend Page 2, Line 24 by deleting the total figure "335" and substituting in lieu thereof the total figure "338".

Amendment No. 8. Amend Page 2, Line 28½ by adding a new Section 5 to read as follows:

"SECTION 5. Section 1, Chapter 299, O.S.L. 1974, as last amended by Section 4, Chapter 269, O.S.L. 1976 (20 O.S. Supp. 1977, Section 106.9), is amended to read as follows:

Section 106.9 The salaries of all court reporters shall be paid by the state, except as provided otherwise herein. Full-time official court reporters, regularly engaged by the courts, including the State Industrial Court, who are certified shorthand reporters, shall be paid [Thirteen Thousand Dollars (\$13,000.00)] THIRTEEN THOUSAND SIX HUNDRED SIXTY DOLLARS (\$13,660.00) per annum, payable monthly. Full-time official court reporters, regularly engaged by the court, including the State Industrial Court, who are licensed shorthand reporters, shall be paid [Ten Thousand One Hundred Dollars (\$10,100.00)] TEN THOUSAND SEVEN HUNDRED DOLLARS (\$10,700.00) per annum, payable monthly. Acting official court reporters, who have not yet been certified or li-

censed, and who are acting under a temporary certificate, shall be paid [Eight Thousand Five Hundred Dollars (\$8,500.00)] NINE THOUSAND ONE HUNDRED DOLLARS (\$9,100.00) per annum, payable monthly. Temporary acting court reporters shall be compensated by the court fund of the court which they serve at the rate of Forty-five Dollars (\$45.00) per day."

and by renumbering the present "Section 5" to read "Section 6" and renumbering succeeding Sections accordingly.

HOUSE AMENDMENTS

HAs to SB 450 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to the office of the State Supreme Court and the Court of Appeals and making appropriations thereto; stating the purposes; providing for the appointment, duties and compensation and numbers of employees with certain limitations; authorizing cooperation with federal agencies; making appropriations for the expenses of the Court on the Judiciary and the Judicial Nominating Commission; prohibiting the transfer of certain funds; appropriating funds to the state Judicial Retirement Fund and directing transfer of certain funds; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Lines 18 and 19, by deleting the words and figures "Five Hundred Forty-five Thousand Ninety-seven Dollars (\$545,097.00)" and substituting in lieu thereof the words and figures "Five Hundred Sixty-three Thousand Ninety-seven Dollars (\$563,097.00)".

Amendment No. 3. Amend Page 1, Section 1, Lines 21 and 22 by deleting the words and figures "Five Hundred Ninety-one Thousand Two Hundred Ten Dollars (\$591,210.00)" and inserting in lieu thereof the words and figures "Five Hundred Eighty-four Thousand Ten Dollars (\$584,010.00)".

Amendment No. 4. Amend Page 1, Line 33, by deleting the figure "\$1,100,029.00" and substituting in lieu thereof the figure "\$1,110,829.00".

Amendment No. 5. Amend Page 2, Line 3, by deleting the figure "\$1,285,869.00" and substituting in lieu thereof the figure "\$1,296,669.00".

Amendment No. 6. Amend Page 2, Line 12, by deleting the figures "\$38,000 \$38,000" and substituting in lieu thereof the figures "\$39,200 \$39,200".

Amendment No. 7. Amend Page 3, Line 16, by deleting the figures "\$386,462.00" and substituting in lieu thereof the figures "\$393,662.00".

Amendment No. 8. Amend Page 3, Line 18, by deleting the figures "\$488,790.00" and substituting in lieu thereof the figures "\$495,990.00".

Amendment No. 9. Amend Page 3, Line 24, by deleting the figures "\$35,000 \$35,000" and substituting in lieu thereof the figures "\$36,200 \$36,200".

Amendment No. 10. Amend Page 3, Line 26, by deleting the figures "13,500 18,000" and substituting in lieu thereof the figures "6,480 9,930".

HOUSE AMENDMENTS

HAs to SB 464 were read as follows and consideration deferred.

REQUEST: Pursuant to Rule 10, Sub-section B, of the Joint Rules of the House of Representatives and the Senate of the 36th Oklahoma Legislature, request is made that this bill be referred to the Joint Conference Committee on Retirement Laws.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 464 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 473 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 473 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 474 were read as follows and consideration deferred.

Amendment No. 1. Amend Title to read as follows:

“(Insurance Commissioner — Appropriation — Emergency.)”

HOUSE AMENDMENTS

HAs to SB 475 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 10½ by striking Title and substituting the following:

“(Department of Labor — Appropriation — Emergency)”

Amendment No. 2. Amend Page 2, Line 22, through Page 3, Line 2, by deleting Section 4 and renumbering succeeding Sections accordingly.

and on Line 13½ of the Title, after the word “WAGES;” delete the words “PROVIDING ADDITIONAL NONGERMANE DUTIES AND COMPENSATION FOR THE PERFORMANCE THEREOF FOR THE COMMISSIONER OF LABOR;”.

HOUSE AMENDMENTS

HAs to SB 482 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 482 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1546 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ **HB 1817** by Parris and Rogers of the House and Lane of the Senate was read and considered.

Senator Lane asked unanimous consent, which was granted, that further consideration of **HB 1817** be deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1588**, as amended.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 366 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1535, 1536, 1541, 1545, 1547, 1548, 1551, 1552, 1556, 1557, 1576 and **1597** were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 446, 458 and **468** were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ **HB 1688** by Hooper and Twidwell of the House and Taliaferro, Rozell, Capps, Field, Terrill and Luton of the Senate was read and considered.

Senator Holden asked to be made a co-author of **HB 1688**, which was the order.

* Senator Smith moved to amend **HB 1688**, Page 2, Line 18, by striking after the word "conditions" and before the word "A" on Line 4 of Page 3 all language.

Senator Taliaferro moved to table the Smith amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Holden, Keller, Lamb, Lane, Luton, McDaniel, Rozell, Taliaferro, Terrill, Tinsley, Vann and Watson.—20.

Nay: Berrong, Birdsong, Boatner, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keating, Kilpatrick, Lambert, McCune, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Wadley, Wolfe, York and Young.—25.

Excused: Porter, Randle and Stipe.—3.

Senator Smith pressed his motion to amend, which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, McCune, Martin, Murphy, Pierce, Schuelein, Smith, Wadley, Wolfe, York and Young.—24.

Nay: Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Holden, Lamb, Lane, Luton, McDaniel, Rozell, Taliaferro, Terrill, Tinsley, Vann and Watson.—20.

Excused: Porter, Randle, Shatwell and Stipe.—4.

* Senator McCune moved to amend **HB 1688**, Page 1, Line 5, by changing after the word "each" and before the word "which" the word "of" to the word "during" and by making the same change on Page 2, Line 12, which amendment was declared adopted.

Upon motion of Senator Taliaferro, HB 1688, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, HB 1688, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Luton presiding.

THIRD READING

Senator Cate presiding.

HB 1688 was read for the third time at length.

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

Aye: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Green, Holden, Howard, Howell, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—34.

Nay: Birdsong, Funston, Grantham, Helm, Johnson, Keating, Kilpatrick, McCune, Smith, Wolfe and York.—11.

Excused: Porter, Randle and Stipe.—3.

The bill and emergency passed.

HB 1688 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 35, 572, 586 and 627 were each correctly engrossed, properly signed and

ordered transmitted to the Honorable House for consideration.

HB 1499 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SB 596 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 8, 1978, which motion prevailed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 465 and 467.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 446, 458, 468 and 596.

The above numbered Enrolled Bills were referred to the Governor.

BILLS RELEASED

HB 1636 and HJR 1040 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:50 p.m. to meet Wednesday, March 8, 1978, at 1:30 p.m.



Thirty-eighth Legislative Day

Wednesday, March 8, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Crow, Helm, Pierce and Porter.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Corbin and incorporated into the Journal upon request of Senator Giles.

Teach us Thy way, O Lord, we will walk in Thy truth, unite our heart to fear Thy Name. We thank Thee for another day, which Thou hast made, help us to do Thy will. From day to day we find new experiences, new challenges; give us the strength and the will to do what is right, and to use the freedom which we have to the best advantage of the people of our

state. We petition Thee for these blessings for the President of the Senate, and all members accordingly. We pray Thee that we will never forsake the great principles upon which this country was founded; give us a daily walk in truth and unselfishness. In the name of our Lord, we ask these favors, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced Daniel M. Lane, M.D., Oklahoma City, as Doctor of the Day. Senator Boatner introduced Zoe Cail, R.N., Tishomingo, as Nurse of the Day.

COMMITTEE REPORT — LOBBY PERMITS

Mr. President:

The Committee on Rules, to which was referred requests for Lobby Permits, after careful consideration, recommends that the following petitioners be granted Lobby Permits.

Michael J. Chatron, 2121 E. 15 Street, Tulsa, 74104, representing Automobile Club of Oklahoma.

James E. Crim, 7300 N.W. 23rd, Bethany, representing Oklahoma Independent Auto Dealers Association.

Joe T. Gilliland, 643 N.E. 41st, Oklahoma City, 73105, representing Oklahoma Bankers Association.

Lyle Kelsey, 601 N.W. Expressway, Oklahoma City, 73118, representing Oklahoma State Medical Association.

Czar D. Langston, Jr., P.O. Box 11047 (2325 N.E. Expressway), Oklahoma City, 73111, representing Oklahoma Association of Electric Cooperatives.

Leon Edward Nelson, 4001 N. Lincoln Blvd., Oklahoma City, 73105, representing Savings and Loan Associations of Oklahoma, Inc.

Marion B. Rook, 3829 Classen Blvd., Suite 200, P.O. Box 18244, Oklahoma City, 73118, representing Oklahoma Independent Insurance Agents, Inc.

Jim C. Wolfe, 643 N.E. 41st, Oklahoma City, 73105, representing Oklahoma Bankers Association.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

SJR 41 — Appropriations and Budget.

HB 1450 — Business, Industry and Labor Relations.

HB 1456 — Professions and Occupations.

HB 1527 — County, State and Federal Government.

HB 1529 — County, State and Federal Government.

HB 1530 — County, State and Federal Government.

HB 1531 — County, State and Federal Government.

HB 1533 — County, State and Federal Government.

HB 1534 — County, State and Federal Government.

HB 1558 — Appropriations and Budget, as coauthored by Murphy of the Senate.

HB 1564 — Appropriations and Budget, as coauthored by Boatner.

HB 1565 — Appropriations and Budget, as coauthored by Boatner.

HB 1566 — Appropriations and Budget, as coauthored by Boatner and Lambert.

HB 1568 — Appropriations and Budget, as coauthored by Boatner.

HB 1585 — Judiciary, as coauthored by Kilpatrick.

HB 1587 — Professions and Occupations, as coauthored by Cate.

HB 1629 — Education, Common, as coauthored by Hammons and Johnson (Don) of the House, and be referred to Committee on County, State and Federal Government by previous order.

HB 1690 — Environmental and Natural Resources, as coauthored by Keating.

HB 1746 — Judiciary, as coauthored by Grantham.

HB 1817 — Appropriations and Budget and be referred to Committee on Judiciary by previous order.

HB 1839 — Judiciary, as coauthored by Lamb.

DO PASS, as amended:

HB 1061 — Rules.

HB 1563 — Appropriations and Budget, as coauthored by Boatner and Lambert.

HB 1809 — Judiciary.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1814 — Public and Mental Health and then to Professions and Occupations.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1688 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

Senator Lambert presiding.

GENERAL ORDER

✓ HB 1759 by Elder and Bernard of the House and Giles of the Senate was read and considered.

Upon motion of Senator Giles, HB 1759 was advanced to engrossment.

By unanimous consent, upon request of Senator Giles, HB 1759 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1759 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Randle, Schuelein, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Wolfe and York.—36.

Nay: Dawson, Johnson, Lane, Rozell, Taliaferro, Terrill, Watson and Young.—8.

Excused: Crow, Helm, Pierce and Porter.—4.

The bill and emergency passed.

HB 1759 was referred for engrossment.

Senators Crow and Helm asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1588, and 1636 and HJR 1040.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ HB 1498 by Riggs, et al, of the House and Terrill of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of HB 1498, which was the order.

Upon motion of Senator Terrill, HB 1498, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1498, as coauthored, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Gran-

tham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe and Young.—43.

Excused: Pierce, Porter, Smith, Wadley and York.—5.

The bill passed.

HB 1498 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 444, 449, 453, 457, 462 and 470, as amended.

HOUSE AMENDMENTS

HAs to SB 444 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

“An Act relating to the Office of the Attorney General and making appropriations thereto; stating the purposes; authorizing use of all funds appropriated for federal matching purposes; providing for appointment, duties, compensation and number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.

Amendment No. 2. Amend Page 1, Line 25½, by adding a new Section 2 to read as follows:

“SECTION 2. 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, 1979, not otherwise appropriated, the sum of Seventy Thousand Dollars (\$70,000.00), or so much

thereof as may be required to accomplish state representation involving the curtailment of the use of natural gas for residential, agricultural, commercial, and small industrial uses, including hearings before state and federal regulatory agencies and state and federal courts. The employee designated to perform the aforementioned representation shall have three (3) or more years' experience in curtailment law practice before the Federal Energy Regulatory Commission or its predecessor agency and shall not be subject to the salary limitations for assistant attorneys general provided for by 74 O.S. Section 21 (b).”

Amendment No. 3. Amend Page 1, Line 26, by renumbering “Section 2” to read “Section 3” and renumbering succeeding sections accordingly.

Amendment No. 4. Amend Page 1, Line 34, by deleting the words and figures “fifty-eight (58)” and substituting in lieu thereof the words and figures “fifty-nine (59)”.

Amendment No. 5. Amend Page 2, Line 4, by deleting the words and figures “Nine Hundred Six Thousand Five Hundred Dollars (\$906,500.00)” and substituting in lieu thereof the words and figures “Nine Hundred Thirty-two Thousand Five Hundred Dollars (\$932,500.00)”.

Amendment No. 6. Amend Page 2, Line 5, by deleting the word “appropriation” and substituting in lieu thereof the word “appropriations”.

HOUSE AMENDMENTS

HAs to SB 449 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to the Office of the Workers' Compensation Court and making appropriations thereto; stating the purposes; providing for the number and compensation of employees within certain limitations; amending Section 11, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 3.7), pertaining to the position of the Administrator; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 36, by deleting the figure "13,660" and substituting in lieu thereof the figure "15,000".

Amendment No. 3. Amend Page 1, Line 36½, by adding a new position as follows:

"Secretary to the Judges	1	7,320	11,220"
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Amendment No. 4. Amend Page 2, Line 3, by deleting the figure "7,360" and substituting in lieu thereof the figure "8,000".

Amendment No. 5. Amend Page 2, Line 14, by deleting the figure "33" and substituting in lieu thereof the figure "34".

Amendment No. 6. Amend Page 2, Line 17 through Line 23, by striking the entire paragraph beginning with the word "There" through the word and period "term."

Amendment No. 7. Amend Page 2, Line 26, by deleting the letter "B.", and on Page 3, Line 19, by deleting the letter "C." and substituting in lieu thereof the letter "B.", and on Page 3, Line 21, by deleting the letter "D." and substituting in lieu thereof the letter "C."

HOUSE AMENDMENTS

HAs to SB 453 were read as follows and consideration deferred.

Amendment No. 1. Amend Title to read as follows:

"An Act relating to the Physician Manpower Training Commission; making appropriations to the Commission and certain specified funds administered by the Commission; stating the purposes; providing for appointment, duties and compensation of employees; limiting Executive Director's salary; limiting number of employees; limiting expenditures for salaries and wages; amending Section 9, Chapter 212, O.S.L. 1976 (70 O.S. Supp. 1977, Section 697.11); stating legislative intent for additional internship and residency programs; providing lapse dates; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 2, Section 4, Lines 17 and 18, by deleting the words and figures "Forty-four Thousand Six Hundred Seventy-one Dollars (\$44,671.00)" and substituting in lieu thereof the words and figures "Forty-four Thousand Seven Hundred One Dollars (\$44,701.00)".

Amendment No. 3. Amend Page 2, Section 5, Lines 25 and 26, by deleting the words and figures "Seventeen Thousand Eight Hundred Forty Dollars (\$17,840.00)" and substituting in lieu thereof the words and figures "Seventeen Thousand Eight Hundred Seventy Dollars (\$17,870.00)".

Amendment No. 4. Amend Page 2, Section 5, Line 34 and Page 3, Line 1, by deleting the words and figures "Twenty-six Thousand Eight Hundred Forty Dollars (\$26,840.00)" and substituting in lieu thereof the words and figures "Twenty-six Thousand Eight Hundred Seventy Dollars (\$26,870.00)".

Amendment No. 5. Amend Page 3, Line 3 through Page 6, Line 31, by deleting all

of the present Section 6 and inserting a new "Section 6" to read as follows:

"SECTION 6. Section 9, Chapter 212, O.S.L. 1976 (70 O.S. Supp. 1977, Section 697.11), is amended to read as follows:

Section 697.11 In addition to internship and residency programs previously established and funded, it is the intent of the Legislature that the Commission, through cooperation with the University of Oklahoma College of Medicine, University of Oklahoma-Tulsa Medical College and the Oklahoma College of Osteopathic Medicine and Surgery, establish and fund additional residency and internship positions as follows: [Fiscal year 1977, 36 positions;] fiscal year 1978, 40 positions; fiscal year 1979, [40] 50 positions; fiscal year 1980, [50] 60 positions."

HOUSE AMENDMENTS

HAs to SB 457 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Section 1, Lines 21 and 22, by deleting the words and figures "Seven Hundred Forty-four Thousand Five Hundred Forty-five Dollars (\$744,545.00)" and substituting in lieu thereof the words and figures "Seven Hundred Forty-five Thousand Seven Hundred Forty-five Dollars (\$745,745.00)".

Amendment No. 2. Amend Page 1, Section 2, Lines 29 and 30, by deleting the words and figures "Twenty-three Thousand Eight Hundred Dollars (\$23,800.00)" and substituting in lieu thereof the words and figures "Twenty-five Thousand Dollars (\$25,000.00)".

Amendment No. 3. Amend Page 2, Section 2, Lines 2 and 3, by deleting the words and figures "Five Hundred Twelve Thousand Six Hundred Forty Dollars (\$512,640.00)" and substituting in lieu thereof the words and figures "Five Hun-

dred Thirteen Thousand Eight Hundred Forty Dollars (\$513,840.00)".

HOUSE AMENDMENTS

HAs to SB 462 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 10½, by striking Title and substituting the following:

"(Department of Charities and Corrections — Appropriations — Emergency)".

HOUSE AMENDMENTS

HAs to SB 470 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to the Oklahoma Alcoholic Beverage Control Board and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; designating Director's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; authorizing purchase of insurance on motor vehicles; authorizing purchase of passenger automobiles; amending 37 O.S. 1971, Section 518, relating to licenses, permits and fees issued by the Board; modifying certain fees; amending 37 O.S. 1971, Section 520, relating to the expiration dates of licenses and permits; modifying expiration dates; providing for transfer of unappropriated funds to the General Revenue Fund with exception; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 21, by striking the Enacting Clause.

Amendment No. 3. Amend Page 1, Section 1, Lines 25 and 26, by deleting the

words and figures "Six Hundred Ten Thousand Three Hundred Forty-six Dollars (\$610,346.00)" and substituting in lieu thereof the words and figures "Six Hundred Eight Thousand Two Hundred Sixty-six Dollars (\$608,266.00)".

Amendment No. 4. Amend Page 1, Section 2, Line 33, by deleting the words and figures "Twenty-four Thousand Dollars (\$24,000.00)" and inserting in lieu thereof the words and figures "Twenty-one Thousand Nine Hundred Twenty Dollars (\$21,920.00)".

Amendment No. 5. Amend Page 2, Section 2, Lines 5 and 6, by deleting the words and figures "Three Hundred Ninety-two Thousand Nine Hundred Thirty Dollars (\$392,930.00)" and substituting in lieu thereof the words and figures "Three Hundred Ninety Thousand Eight Hundred Fifty Dollars (\$390,850.00)".

Amendment No. 6. Amend Page 3, Section 5, Line 9, by deleting the figures "15.00" and substituting in lieu thereof the figures "10.00".

Amendment No. 7. Amend Page 4, Line 6½, by adding a new Section 6 to read as follows:

"SECTION 6. 37 O.S. 1971, Section 520, is amended to read as follows:

Section 520. All licenses and permits, unless sooner revoked, voluntarily surrendered, or expiring by the terms thereof, shall expire [on June 30th of each year. The cost of a license of any type or class applied for during the fiscal year shall be a pro rata part of the cost of said yearly license. Provided, that the cost of said license shall be computed on a monthly basis. Licenses issued on or before the fifteenth day of any month shall be charged for on the basis of the first day of said month, and licenses issued after the fifteenth day of any month shall be

charged for on the basis of the first day of the next month] ONE (1) YEAR FROM THE DATE OF ISSUANCE THEREOF."

and Page 4, Line 7, by renumbering the current "Section 6" to read "Section 7" and renumbering succeeding sections accordingly.

Senator Luton presiding.

GENERAL ORDER

HJR 1048 by Holt, et al, of the House and Keating, Stipe, Grantham, Cate and Porter of the Senate was read and considered.

Upon motion of Senator Keating, HJR 1048 was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, HJR 1048 was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1048 was read for the third time at length.

(Printed in full on page 426.)

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

Aye: Berrong, Butler, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Helm, Howard, Keating, Lane, McCune, Murphy, Randle, Rozell, Schuelein, Smith, Stipe, Terrill, Tinsley, Wadley, Wolfe and York.—25.

Nay: Birdsong, Boatner, Capps, Dawson, Giles, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Martin, Shatwell, Taliaferro, Vann, Watson and Young.—20.

Excused: Crow, Pierce and Porter.—3.

The resolution passed.

HJR 1048 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1817, previously considered on page 406, was considered further.

Senator Funston asked to be made a co-author of HB 1817, which was the order.

X Senator Watson moved to amend HB 1817, Page 5, Line 12, by deleting all language through Page 6, Line 3.

X Senator Grantham moved to amend HB 1817, Pages 1 and 2, by crippling the title.

Senator Lane moved to table the Grantham amendment, which motion to table was declared failed of adoption.

Senator Grantham pressed his motion to amend, which amendment was declared adopted.

Senator Lamb moved that HB 1817 be referred to the committee on Appropriations and Budget and then to the committee on Judiciary, which motion was declared adopted.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 42 and 43 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1469 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 465 and 467 were each correctly enrolled and, 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 HBs 1536, 1546, 1557, 1578, 1597 and 1688, as amended.

GENERAL ORDER

✓ HB 1832 by Denman, et al, of the House and Cate of the Senate was read and considered.

X Senator Keller moved to amend HB 1832, Page 4, Line 17, by restoring after the word "forfeiture" the language "for good cause shown" and by striking the following language: "unless it can be shown that the bondsman participated in the circumstances attendant to the defendant's failure to appear as ordered".

Senator Cate moved to table the Keller amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Butler, Cate, Clifton, Crow, Dawson, Funston, Holden, Howard, Howell, Kilpatrick, Lane, Luton, Martin, Murphy, Randle, Shatwell, Smith, Stipe, Terrill, Vann, Wolfe and York.—23.

Nay: Berrong, Birdsong, Capps, Dahl, Field, Giles, Grantham, Green, Helm, Johnson, Keating, Keller, Lamb, Lambert, McCune, McDaniel, Rozell, Schuelein, Taliaferro, Wadley, Watson and Young.—22.

Excused: Pierce, Porter and Tinsley.—3.

Upon motion of Senator Cate, HB 1832 was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1832 was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Wadley presiding.

Senator Giles moved to rerefer **HB 1832** to the committee on Criminal Jurisprudence.

Senator Cate moved to table the Giles motion, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Butler, Cate, Clifton, Crow, Funston, Holden, Howard, Howell, Keating, Kilpatrick, Lane, Luton, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Wolfe and York.—21.

Nay: Berrong, Birdsong, Boatner, Capps, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Johnson, Keller, Lamb, Lambert, McCune, McDaniel, Martin, Murphy, Schuelein, Vann, Wadley, Watson and Young.—24.

Excused: Pierce, Porter and Tinsley.—3.

Senator Giles pressed his motion to commit, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1541, 1545, 1547, 1548, 1551, 1552, 1556 and 1576, requesting Conference and referring same to GCCA when appointed.

GENERAL ORDER

✓ **HJR 1025** by Draper, et al, of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, **HJR 1025** was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **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 the resolution, the roll call resulted as follows:

Aye: Berrong, Capps, Cate, Clifton, Dahl, Dawson, Funston, Howard, Howell, Kilpatrick, Lamb, Randle, Rozell, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley and York.—20.

Nay: Birdsong, Boatner, Crow, Field, Giles, Grantham, Green, Helm, Holden, Johnson, Keating, Keller, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Schuelein, Smith, Vann, Watson and Young.—24.

Excused: Butler, Pierce, Porter and Wolfe.—4.

The resolution failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Cate moved that the vote by reconsidered whereby **HJR 1025** failed of passage.

GENERAL ORDER

✓ **HB 1626** by Elder of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1626** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1626** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1626 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Butler, Crow, Pierce and Porter.—4.

The bill passed.

HB 1626 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 472, 476 and 479.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

✓ **HB 1627** by Elder of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1627** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1627** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1627 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Butler, Cate, Crow, Howard, Keller, Pierce, Porter, Smith and Terrill.—9.

The bill passed.

HB 1627 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ **HB 1476** by Lawter of the House and Clifton of the Senate was read and considered.

Upon motion of Senator Clifton, **HB 1476** was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, **HB 1476** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1476 was read for the third time at length.

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

Aye: Berrong, Capps, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Johnson, Keating, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—31.

Nay: Birdsong, Boatner, Funston, Holden, Howell, Lane, Schuelein, Stipe, Taliaferro and Young.—10.

Excused: Butler, Cate, Howard, Keller, Pierce, Porter and Smith.—7.

The bill passed.

HB 1476 was referred for engrossment.

GENERAL ORDER

✓ HB 1520 by Smith, et al, of the House and Wolfe and Lambert of the Senate was read and considered.

Senators Funston, Birdsong, Schuelein, Dahl and Taliaferro asked to be made co-authors of HB 1520, which was the order.

Upon motion of Senator Wolfe, HB 1520, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, HB 1520, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1520 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden,

Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Butler, Cate, Crow, Helm, Howard, Keller, Pierce, Porter and Smith.—9.

The bill and emergency passed.

HB 1520 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1514 by Smith of the House and Wolfe of the Senate was read and considered.

Upon motion of Senator Wolfe, HB 1514 was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, HB 1514 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1514 was read for the third time at length.

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

Aye: Berrong, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—36.

Nay: Birdsong and Lambert.—2.

Excused: Boatner, Butler, Cate, Helm, Howard, Keller, Pierce, Porter, Smith and Stipe.—10.

The bill passed.

HB 1514 was ordered withheld pursuant to Rule 19(f).

Senator Holden moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 9, 1978 at 12:00 Noon, which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 465 and 467.

The above numbered Enrolled Bills were referred to the Governor.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon the unanimous consent request of Senator Crow, the request of the Honorable House for conference on HBs 1541, 1545, 1547, 1548, 1551, 1552, 1556 and 1576 was ordered granted, said bills to be referred to GCCA, when appointed.

BILLS RELEASED

HBs 1514, 1520, 1626 and 1627 and HJR 1048 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Holden, the Senate adjourned at 3:40 p.m. to meet Thursday, March 9, 1978, at 12:00 Noon.

Thirty-ninth Legislative Day

Thursday, March 9, 1978

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

Roll Call:

Present: Birdsong, Capps, Clifton, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—33.

Excused: Berrong, Boatner, Butler, Cate, Crow, Dawson, Funston, Howard, Keller, Kilpatrick, Lane, Porter, Randle, Stipe and Wadley.—15.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Corbin and incorporated into the Journal upon request of Senator Giles.

The Heavens are Thine, the earth also is Thine; as for the world and the fullness thereof, Thou hast founded them, keep us mindful that all souls are in Thy hand, help us to walk humbly before Thee; we realize that all of our actions are in Thy sight each day.

At our best, we all make some mistakes; forgive our sin of omission, as well

as those we commit willfully; Thou knowest each of us by name, Thou hast never made a mistake. In Your just dealing with us, we thank Thee for blessings past and present; help us this day to be good stewards of Thy gifts. Now as this week comes to a close, may each person go home with the satisfaction that we have done our best. In the name of our Lord we say again, thanks, Amen.

The Journal for the last legislative day was declared approved.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1252 — Criminal Jurisprudence, as coauthored by Kilpatrick.

HB 1496 — Business, Industry and Labor Relations, and be referred to Committee on County, State and Federal Government by previous order.

HB 1496 — County, State and Federal Government.

HB 1718 — Criminal Jurisprudence, and be referred to Committee on County, State and Federal Government by previous order.

HB 1814 — Public and Mental Health, as coauthored by Helm and Keating, and be referred to Committee on Professions and Occupations by previous order.

HB 1815 — Public and Mental Health, as coauthored by Helm and Keating, and be referred to Committee on Professions and Occupations by previous order.

DO PASS, as amended:

CS for HB 1180 — Appropriations and Budget, and be referred to Committee on Education, Common by previous order.

HB 1187 — Criminal Jurisprudence.

HB 1559 — Appropriations and Budget, as coauthored by Murphy of the Senate.

CS for HB 1561 — Appropriations and Budget, as coauthored by Boatner.

HB 1562 — Appropriations and Budget, as coauthored by Boatner and Lambert.

HB 1753 — Criminal Jurisprudence.

HB 1802 — Public and Mental Health, as coauthored by Terrill.

CS for HB 1813 — Public and Mental Health, as coauthored by Keating and be referred to Committee on Professions and Occupations by previous order.

HB 1846 — Public and Mental Health, as coauthored by Terrill.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent to suspend the Rule in order to consider SJR 41 on General Order, which was the order.

GENERAL ORDER

SJR 41 by Howard of the Senate and Willis of the House was read and considered.

Upon motion of Senator Terrill, SJR 41 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, SJR 41 was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 41 was read for the third time at length.

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

Aye: Birdsong, Capps, Clifton, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—33.

Excused: Berrong, Boatner, Butler, Cate, Crow, Dawson, Funston, Howard, Keller, Kilpatrick, Lane, Porter, Randle, Stipe and Wadley.—15.

The resolution and emergency passed.

SJR 41 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the House has reconsidered its vote by which it concurred in SAs to HB 1546, has rejected the SAs to HB 1546, and requests Conference thereon, said Bill to be referred to GCCA.

GENERAL ORDER

HB 1659 by Camp and Deatherage of the House and Keating of the Senate was read and considered.

Senator Keating moved to amend HB 1659, Page 3, Lines 16-17, by striking after the word "exceed" and before the word "of" the words and figures "fifty percent

(50%)” and inserting in lieu thereof the words and figures “twenty-five percent (25%)”, which amendment was declared adopted.

Upon motion of Senator Keating, HB 1659, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, HB 1659, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1659 was read for the third time at length.

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

Aye: Birdsong, Clifton, Dahl, Grantham, Green, Helm, Holden, Howell, Keating, Lamb, Lambert, Luton, McCune, Martin, Murphy, Pierce, Shatwell, Smith, Tinsley, Vann, Watson and York.—22.

Nay: Capps, Field, Giles, Johnson, McDaniel, Rozell, Schuelein, Taliaferro, Terrill, Wolfe and Young.—11.

Excused: Berrong, Boatner, Butler, Cate, Crow, Dawson, Funston, Howard, Keller, Kilpatrick, Lane, Porter, Randle, Stipe and Wadley.—15.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Keating moved that the vote be reconsidered whereby HB 1659 failed of passage.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 436 and 543.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SJR 55, as coauthored by Cullison, Johnson (Don), Bernard, Draper, Vaughn and all other members of the House.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1514, 1520, 1536, 1557, 1578, 1597, 1626, 1627, 1688 and HJR 1048.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 280 and 359, each as amended and coauthored, and SBs 480, 481 and 483, each as amended.

HOUSE AMENDMENTS

HAs to SB 280 were read as follows and consideration deferred.

Authors: Add the following coauthors: Conaghan, Cleveland, Craig, Townsend, Deatherage and Kennedy of the House.

Amendment No. 1. Restore Title to read as follows:

“An Act relating to public health and safety; creating the Oklahoma Alcohol Services Act; declaring public policy and purpose of act; amending 63 O.S. 1971, Sections 2101, as amended by Section 1,

Chapter 137, O.S.L. 1974, Sections 3 and 4, Chapter 137, O.S.L. 1974 (63 O.S. Supp. 1977, Sections 2101, 2110 and 2111) and 75 O.S. 1971, Section 301; defining terms; expanding powers and duties of the Authority; setting guidelines for administration of funds; establishing regions and providing for regional service plans; permitting protests by nonparticipants of plans; prescribing contents of plans; establishing guidelines for treatment facilities; providing for application, admission and release of voluntary admittees; authorizing specified actions towards intoxicated persons; providing for involuntary detention of certain persons; permitting notification; limiting liability; providing for involuntary commitment of specified alcohol users, including petition, physician's certificate, notice, service of summons, hearings, appointment of commission, notice to and rights of person whose commitment is sought and appointment of attorney; restricting use of statements made in connection with commitment proceedings; providing for commitment order and transportation of person committed; specifying limitations on commitment and recommitment and providing for transfer and discharge; setting penalties for specified offenses; limiting disclosure of treatment facility records; permitting contact and communications with patient's attorney, family and friends; providing for emergency service patrols; fixing liability for treatment costs; providing for adoption and publication of certain rules and rates; requiring specified annual reports; making administrative actions of authority subject to Administrative Procedures Act; directing codification; and setting repeal of funding provisions."

Amendment No. 2. Amend Page 6, Lines 8 and 9, by deleting the words "five health planning areas of the Oklahoma Health Planning Commission" and substituting in lieu thereof the words "eleven

substate planning districts designated by the State Department of Economic and Community Affairs".

HOUSE AMENDMENTS

HAs to SB 359 were read as follows and consideration deferred.

Authors: Add Twidwell as principal House author, then after Hood add the following: Craig, Bengtson, Denman, Briscoe, Campbell, Duckett, Glover, Johnson (Don), Milacek, Thompson (Mick) and Whorton of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 359 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 480 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 480 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 481 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to the Department of Energy and making an appropriation thereto; stating the purpose; providing for appointment, duties and compensation of employees; fixing the salary of the Director and deputy director; limiting number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Section 2, Line 34, by deleting the word and figure "eight (8)" and substituting in lieu thereof the word and figure "thirteen (13)".

Amendment No. 3. Amend Page 1, Section 2, Line 36, by adding after the period "(.)" the following language: "Five (5) of these employees are to be paid entirely with federal funds and such positions will be terminated concurrent with termination of supporting federal funds."

Amendment No. 4. Amend Page 2, Section 2, Lines 3 and 4, by deleting the words and figures "One Hundred Thirteen Thousand One Hundred Fifty Dollars (\$113,150.00)" and substituting in lieu thereof the words and figures "One Hundred Eighty-three Thousand Eight Hundred Dollars (\$183,800.00)".

HOUSE AMENDMENTS

HAs to SB 483 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to state officers and employees; amending Section 1, Chapter 126, O.S.L. 1975, as last amended by Section 1, Chapter 205, O.S.L. 1977 (74 O.S. Supp. 1977, Section 3601); limiting

number of employees for certain agencies and defining employee; limiting expenditures for salaries and wages; providing for reports to be furnished to legislative members; providing for certification; providing for severability; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 16, by striking the Enacting Clause.

Amendment No. 3. Amend Page 2, Section 1, Line 2, by deleting the figures "77 949,000.00" and substituting in lieu thereof the figures "110 1,101,260.00".

Amendment No. 4. Amend Page 2, Line 24½, by adding a new "Section 2" to read as follows:

"SECTION 2. It shall be the duty of the State Legislative Council to furnish to each member of the House of Representatives and the Senate at the beginning of each regular legislative session, a list of all full-time and part-time employees who are employed in any capacity by the Legislative Council or either house of the legislature. The list shall contain the name of the employee, his salary, position and code number assigned to such position by the State Personnel Board."

and by adding a new "Section 3" to read as follows:

"SECTION 3. Section 2 of this act shall be codified in the Oklahoma Statutes as Section 453.1 of Title 74, unless there is created a duplication in numbering."

and by renumbering succeeding sections accordingly.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 43, as coauthored by all other members of the House.

The above numbered Resolution was referred for enrollment.

Senators Kilpatrick, Stipe, Crow and Wadley asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1535, requesting Conference and referring same to GCCA.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1476, 1498 and 1759 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 472, 476 and 479 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 472, 476 and 479.

The above numbered Enrolled Bills were referred to the Governor.

Senator Holden moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 13, 1978, at 1:30 p.m., which motion prevailed.

In compliance with Article 24, Section 1 of the Oklahoma Constitution, HJR 1048, as passed by the Senate, Wednesday, March 8, 1978, the 38th Legislative Day, is printed at length, as follows:

HJR 1048 — By Holt, Bradshaw, Kamas, Roberts, Brunton and McIntyre of the House and Keating, Stipe, Grantham, Cate and Porter 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 3 of Article XXVII of the Oklahoma Constitution; modifying provisions for sale of alcoholic beverages by permitting certain marketing agreements between brewers and wholesalers; providing ballot title; and directing filing.

Be it resolved by the House of Representatives and the Senate of the 2nd Session of the 36th Oklahoma Legislature:

SECTION 1. The Secretary of State shall refer to the people for their approval or rejection, as and in the manner provided by law, the following proposed amendment of Section 3 of Article XXVII of the Constitution of the State of Oklahoma, to read as follows:

Section 3. The Legislature shall enact laws providing for the strict regulation, control, licensing, and taxation of the manufacture, sale, distribution, possession, and transportation of alcoholic beverage, consistent with the provisions of this [Amendment] ARTICLE. Provided, that any manufacturer, or subsidiary of any manufacturer who markets his product solely through a subsidiary or subsidiaries, a distiller, rectifier, bottler, winemaker[, brewer,] or importer of alcoholic beverage, bottled or made in a foreign country, either within or without this state, shall be required to sell such brands or kinds of alcoholic beverages to every licensed wholesale distributor who desires to purchase the same, on the same price basis and without discrimination, and shall further be required to sell such beverages only to those distributors licensed as wholesale distributors[, and all]. PROVIDED, HOWEVER, THAT ANY BREWER OF BEER OR CEREAL MALT BEVERAGE AND ANY LICENSED WHOLESALE DISTRIBUTOR OF SUCH BEVERAGE SHALL HAVE THE RIGHT TO ENTER INTO TERRI-

TORIAL OR MARKETING ARRANGEMENTS OR AGREEMENTS DEEMED SUITABLE OR DESIRABLE BY THE PARTIES THERETO TO FACILITATE THE MARKETING OF SUCH PRODUCT. All laws passed by the Legislature under the authority of the Article shall be consistent with this provision.

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 Section 3 of Article XXVII of the Oklahoma Constitution which required manufacturers of alcoholic beverages to sell their products to any licensed wholesale distributor who desires to buy such products, by

allowing territorial or marketing agreements between brewers of beer or cereal malt beverages and licensed wholesale distributors

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

YES, FOR THE AMENDMENT

NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately after the effective date 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.

Upon motion of Senator Holden, the Senate adjourned at 12:35 p.m. to meet Monday, March 13, 1978, at 1:30 p.m.

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Fortieth Legislative Day

Monday, March 13, 1978

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

Roll Call:

Present: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Berrong, Giles, Howell, Keating, Lambert, Porter, Randle, Smith and Wolfe.—9.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend James N. Crow, Pastor, First Baptist Church, Kingston, and incorporated into the Journal upon request of Senator Boatner.

Most gracious God, Our Father, by whose hand we are made, by whose providence we are sustained, by whose loving-kindness we receive mercy in our time of need and by whose will and purpose we are Thy children, help us to grow in the

knowledge and appreciation of Thy Fatherhood.

Bless, we pray, for all people of the earth, all races, all classes and all conditions of men.

Grant us to know that Thou art still on the throne, governing the world which Thou hast created and redeemed. Turn our gaze backward across the centuries and enable us to see the evidence of Thy power breaking down what is evil and building up what is good. Assure us that Thou hast kept Thy hand on all passing events and Thou art leading Thy people through crisis and turmoil.

Bless the servants who serve the great State of Oklahoma in a special way this day. As they consider the needs of our people help them to make decisions which will be of benefit to all. May right judgments prevail this session of law-making. Let us know that the laws of God cannot be trifled with. The Good life God has shown in Christ cannot be trimmed down to suit our human sinfulness.

It is our prayer that we might faithfully serve Thee. Increase the compassion and love of our hearts. Give us responsive spirits that as He meets us in the life of our time, we may know Him for the revelation of Thy truth and receive Him as our Lord and King, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Dahl introduced his daughter, Terri Pease, and her son, Zack, and noted that young Zack is the newest Dahl grandson, and asked unanimous consent, which was granted, that he be named Honorary Page for this legislative day.

Senator Field introduced his sister, Bernice, and her husband, Francis Rosser, and their friends, Mr. and Mrs. Garrett Prangle, all of Fresno, California.

Senator Green introduced David Fell, M.D., Tulsa, as Doctor of the Day. Senator Helm introduced Sue Pryor, R.N., Oklahoma City, and Tris Speaker, student nurse, as Nurses of the Day.

SPECIAL INTRODUCTIONS

Senator Vann introduced Mr. Richard C. Longmire, Pauls Valley, and Mr. Jack Grimmett, currently President of the Oklahoma Association of Conservation Districts, to the members of the Senate and asked unanimous consent, which was granted, that Messrs. Longmire and Grimmett be granted privileges of the floor to receive a copy of SR 12 honoring Mr. Longmire for his efforts for soil conservation in Oklahoma. Mr. Longmire is the recent recipient of the Special Service Award by the National Association of Conservation Districts.

Senator Dahl introduced Mr. David C. Goss, Consul General of Australia, to the members, and asked unanimous consent, which was granted, that Mr. Goss be granted privileges of the floor to address the Senate.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1099 — County, State and Federal Government, as coauthored by Wadley, with the request that, pursuant to Rule 10, subsection B, of the Joint Rules, **HB 1099** be referred to the Joint Conference Committee on Retirement Laws.

HB 1280 — County, State and Federal Government, as coauthored by Johnson of the Senate.

HB 1462 — County, State and Federal Government, as coauthored by Johnson of the Senate.

HB 1466 — Public Safety and Penal Affairs, as coauthored by Kilpatrick and be referred to Committee on Revenue and Taxation by previous order.

HB 1589 — County, State and Federal Government.

HB 1617 — County, State and Federal Government, as coauthored by Tinsley and be referred to Committee on Appropriations and Budget by previous order.

HB 1631 — County, State and Federal Government.

HB 1752 — County, State and Federal Government.

HB 1760 — County, State and Federal Government.

HB 1765 — County, State and Federal Government.

HB 1821 — County, State and Federal Government, as coauthored by Keating.

HB 1836 — County, State and Federal Government.

DO PASS, as amended:

HB 1053 — Municipal Government, as coauthored by Funston.

CS for HB 1425 — Municipal Government, as coauthored by Howell and be referred to Committee on Criminal Jurisprudence by previous order.

HB 1457 — Municipal Government.

HB 1489 — Municipal Government, as coauthored by Rozell.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1469 and 1499, as amended.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Crow, the request of the Honorable House for conference on HBs 1535 and 1546 was ordered granted, said bills to be referred to GCCA.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, HAs to SBs 447, 448, 450, and 466 were rejected and conference requested, said bills to be referred to GCCA.

Upon motion of Senator Crow, HAs to SB 444 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Crow, Randle and Murphy.

GENERAL ORDER

✓ HB 1450 by Matheson of the House and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, HB 1450 was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, HB 1450 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1450 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Holden, Howard, Johnson, Kilpatrick, Lamb, Lane, Luton, Murphy, Rozell, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Wadley and York.—28.

Nay: Green, Helm, Keller, McCune, McDaniel, Martin, Pierce, Taliaferro and Watson.—9.

Excused: Berrong, Butler, Giles, Howell, Keating, Lambert, Porter, Randle, Smith, Wolfe and Young.—11.

The bill passed.

Senators Taliaferro, Martin, Green and Keller desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 5. Excused: 11.

The emergency passed.

HB 1450 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

✓ HB 1456 by Holden and Wilson of the House and Butler and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, HB 1456 was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, HB 1456 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1456 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Berrong, Butler, Giles, Howell, Keating, Lambert, Porter, Randle and Smith.—9.

The bill and emergency passed.

HB 1456 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1476**, as amended.

GENERAL ORDER

✓ **HB 1809** by Elder, et al, of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1809** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1809** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1809 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Grantham, Green, Holden, Johnson, Keller, Kilpatrick, Lamb, Luton, McDaniel, Martin, Murphy, Shatwell, Tinsley, Vann, York and Young.—25.

Nay: Funston, Helm, Lane, McCune, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Wadley, Watson and Wolfe.—13.

Excused: Berrong, Butler, Giles, Howell, Keating, Lambert, Porter, Randle and Smith.—10.

The bill passed.

Senators McCune, Schuelein, Rozell, Wolfe, Lane, Helm and Taliaferro desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: **Aye:** 32. **Nay:** 6. **Excused:** 10.

The emergency passed.

HB 1809 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 445 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in **HAs to SB 445**.

Senator Schuelein raised a point of order stating that copies of the **HAs to SB 445** had not been distributed in com-

pliance with Rule 16, which point of order the Chair sustained.

Senator Crow asked unanimous consent, which was granted, that Senate Rule 16 be suspended for the purpose of completing work on SB 445.

SB 445, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Berrong, Butler, Giles, Howell, Keating, Lambert, Porter, Randle and Smith.—9.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 41 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 436 and 543 and SJR 55 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 43 was correctly enrolled, properly signed and ordered transmitted to the

Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1558 by Davis (Don) and Barker of the House and Crow, Randle and Murphy of the Senate was read and considered.

Upon motion of Senator Crow, HB 1558 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1558 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1558 was read for the third time at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—34.

Nay: Boatner, Green, Pierce and Taliaferro.—4.

Excused: Berrong, Butler, Giles, Howell, Keating, Lambert, Porter, Randle, Smith and Terrill.—10.

The bill and emergency passed.

HB 1558 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ **HB 1559** by Davis (Don) and Barker of the House and Crow, Randle and Murphy of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1559** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1559** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1559 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—36.

Excused: Berrong, Butler, Funston, Giles, Howell, Keating, Lambert, Lane, Pierce, Porter, Randle and Smith.—12.

The bill and emergency passed.

HB 1559 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1469 and 1499.

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 452, as amended.

HOUSE AMENDMENTS

HAs to SB 452 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 18, by striking the Enacting Clause.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 8, 1978, of Enrolled SB 596.

GENERAL ORDER

✓ **HB 1561** by Davis (Don) and Barker of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1561** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1561** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1561 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Excused: Berrong, Field, Giles, Howell, Keating, Kilpatrick, Lambert, Porter, Randle, Smith and Wadley.—11.

The bill and emergency passed.

HB 1561 was referred for engrossment.

GENERAL ORDER

✓ HB 1562 by Davis (Don), et al, of the House and Crow, Randle, Boatner and Lambert of the Senate was read and considered.

✗ Senator Crow asked unanimous consent to amend HB 1562 by crippling the title, which was the order.

✗ Senator Pierce moved to amend HB 1562, Page 4, Line 17, by deleting the word "Atoka" and inserting in lieu thereof the word "Bartlesville", which amendment was tabled upon motion of Senator Crow.

✗ Senator McDaniel moved to amend HB 1562, Page 4, Line 18½, by adding a new sentence as follows:

"Armory Construction —	
Holdenville	\$138,000.00"

, which amendment was tabled upon motion of Senator Crow.

Upon motion of Senator Crow, HB 1562, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1562, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1562 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: McCune.—1.

Excused: Berrong, Field, Giles, Howell, Keating, Lambert, Porter, Randle, Smith and Wadley.—10.

The bill and emergency passed.

HB 1562 was referred for engrossment.

Senator Boatner presiding.

GENERAL ORDER

✓ HB 1563 by Davis (Don) and Barker of the House and Crow, Randle, Boatner and Lambert of the Senate was read and considered.

Upon motion of Senator Crow, HB 1563 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1563 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1563 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Excused: Berrong, Field, Giles, Howell, Keating, Lambert, Porter, Randle, Smith and Wadley.—10.

The bill and emergency passed.

HB 1563 was referred for engrossment.

GENERAL ORDER

HB 1564 by Davis (Don) and Barker of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, HB 1564 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1564 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1564 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wolfe and York.—33.

Nay: McCune, Pierce, Stipe, Watson and Young.—5.

Excused: Berrong, Field, Giles, Howell, Keating, Lambert, Porter, Randle, Smith and Wadley.—10.

The bill and emergency passed.

HB 1564 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1565 by Davis (Don) and Barker of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, HB 1565 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1565 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1565 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Grantham, Green, Helm, Holden, Howard, Johnson, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—36.

Nay: Keller.—1.

Excused: Berrong, Field, Funston, Giles, Howell, Keating, Lambert, Porter, Randle, Smith and Wadley.—11.

The bill and emergency passed.

HB 1565 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1566 by Davis (Don) and Barker of the House and Crow, Randle, Boatner and Lambert of the Senate was read and considered.

Upon motion of Senator Crow, HB 1566 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1566 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1566 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Excused: Berrong, Field, Giles, Howell, Keating, Lambert, Randle, Porter, Randle, Smith and Wadley.—10.

The bill and emergency passed.

HB 1566 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

✓ HB 1568 by Davis (Don) and Barker of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, HB 1568 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1568 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1568 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Excused: Berrong, Field, Giles, Howell, Keating, Lambert, Randle, Smith and Wadley.—9.

The Chair advised the Senate that Senator Wadley, having been present in the Chamber during the vote would be shown voting "no" on HB 1568 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill and emergency passed.

HB 1568 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 548 and SB 553, as coauthored by Poulos and Wickersham of the House.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

✓ HB 1802 by Atkins of the House and Terrill of the Senate was read and considered.

X Senator Stipe moved to amend HB 1802, Page 1, Line 5, by restoring the language in brackets and striking all new language thereafter.

Senator Terrill moved to table the Stipe amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Capps, Crow, Dawson, Field, Funston, Green, Helm, Keller, Kilpatrick, McCune, Martin, Pierce, Terrill, Watson and York.—16.

Nay: Boatner, Butler, Cate, Clifton, Dahl, Grantham, Holden, Howard, Johnson, Lamb, Lane, Luton, McDaniel, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Wolfe and Young.—24.

Excused: Berrong, Giles, Howell, Keating, Lambert, Porter, Randle and Smith.—8.

Senator Stipe pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Terrill, HB 1802, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1802, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1802 was read for the third time at length.

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

Aye: Birdsong, Capps, Clifton, Crow, Dawson, Field, Funston, Green, Helm, Holden, Howard, Johnson, Kilpatrick, Luton, McCune, Murphy, Pierce, Terrill, Wadley, Watson and York.—21.

Nay: Boatner, Butler, Cate, Dahl, Grantham, Keller, Lamb, Lane, McDaniel, Martin, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wolfe and Young.—19.

Excused: Berrong, Giles, Howell, Keating, Lambert, Porter, Randle and Smith.—8.

The bill failed.

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

PENDING CONSIDERATION OF HAS

HAs to SB 280 were called up for consideration.

Upon motion of Senator Cate, the Senate concurred in HAs to SB 280.

SB 280, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field,

Funston, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—40.

Excused: Berrong, Giles, Howell, Keating, Porter, Randle, Smith and Young.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Boatner presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of DR. LLOYD CHURCH, Wilburton, as a member of the Arkansas-Oklahoma Arkansas River Compact Commission, to serve a 4-year term ending January 1, 1982. Dr. Church succeeds himself.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of WILLIAM JACKSON, Muskogee, as a member of the Oklahoma Board of Hearing Aid Dealers and Fitters, to serve a 4-year term ending September 1, 1981. Mr. Jackson succeeds Mrs. Elizabeth Bloomer, Tulsa.

The Senate, in executive session, and upon motion of Senator Stipe, advised and consented to the confirmation of B.G. JONES, McAlester, as a member of the Polygraph Examiners Board, to serve a 6-year term ending May 17, 1983. Mr. Jones succeeds Howard Divine, Edmond.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of WINFRED T. JORDAN, Ardmore, as the insurance representative member of the Board of Trustees of Teachers' Retirement System of Oklahoma, to serve a 3-year term ending July 1, 1980. Mr. Jordan succeeds Jack Hay, Pawhuska.

The Senate, in executive session, and upon motion of Senator Dawson, advised and consented to the confirmation of PAULINE MARTIN, Seminole, as a member of the Board of Regents of Seminole Junior College, to serve a 7-year term ending July 1, 1984. Ms. Martin succeeds herself.

The Senate, in executive session, and upon motion of Senator Grantham, advised and consented to the confirmation of BILL RODGERS, JR., Blackwell, as a member of the Board of Regents of Northern Oklahoma College, to serve a 5-year term ending June 30, 1982. Mr. Rodgers succeeds W.W. Rodgers, Blackwell.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1498, requesting Conference and naming Conferees as follows: Riggs, Cleveland and Johnston (Jeff).

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1759, requesting Conference and naming Conferees as follows: Elder, Bernard and Kardokus.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 43.

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

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 14, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 436 and 543 and SJR 55.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 444, and naming House Conferees as follows: Davis (Don), Barker and Fitzgibbon.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 447, 448, 450 and 466, and referring same to GCCA.

BILLS RELEASED

HBs 1450, 1456, 1558, 1564, 1565, 1566 and 1568 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m., to meet Tuesday, March 14, 1978, at 1:30 p.m.

Forty-first Legislative Day

Tuesday, March 14, 1978

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

Roll Call:

Present: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Berrong, Butler, Howell, Keating, Keller, Porter and Smith.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Crow and incorporated into the Journal upon request of Senator Boatner.

O God Our Father, who in Thy wisdom hast called us into a special place of service, may we this day give ourselves to that which would bless all the people of our great state.

We pray that our world, our country and our state would ever grow strong and rich in the blessings that flow from Thee. May the decisions made during this Session

preserve the rights and health of all our people. Give us more faith, more love, more zeal to carry out Your purposes on earth. Give these servants of our state the steadfastness in the advancing of our state.

Grant unto us a great tenderness for all the children of the world. Hasten the time when none shall suffer from hunger for bread and from hunger for love. Help us all to relate our lives in love and service to all the people of the world.

We know that we are not equal to the demands and responsibilities placed upon us as Your servants, but by Thy grace give us the knowledge and wisdom we need for the need of the hour. Thou has promised a renewal of strength to all who wait upon Thee, so we look up unto Thee in faith and we beseech Thee to nourish us with Thy truth and fortify us with Thy grace.

Many times Thou hast been our stay and our strength. Thou hast not failed us when we have put our trust in Thee.

Forgive us for the days that we have tried to walk alone. Often we have followed foolish ways. We have put our trust in false gods and have forgotten the ways of Thy commandments. This has brought us frustration and restlessness.

We desire to be more fully committed to Thy will, help us to be sensitive to the di-

rection of the Holy Spirit; may we go forward in life with courage and peace and joy in our hearts, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Stipe introduced his nephew, Greg Stipe, and his friends, Chris Martin and Bill Derichweiler, all of McAlester.

Senator Capps introduced his mother, Mrs. Mary Capps, Snyder.

Senator Grantham introduced John B. Gilbert, M.D., Ponca City, and Senator Watson introduced Terrill Hulsey, M.D., Edmond, as Doctors of the Day. Senator Helm introduced Eleanore Moore, Oklahoma City, as Nurse of the Day.

SPECIAL INTRODUCTION

Senator Cate introduced Ms. Barbara Duffy, incoming Chairperson for the Library Development Committee, and asked unanimous consent, which was granted, that Ms. Duffy be granted privileges of the floor to receive a Citation noting that this date is the "Library Legislative Day" for the Oklahoma Library Association. Ms. Duffy accepted the Citation and thanked the Senate.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1223 — County, State and Federal Government.

HB 1467 — Insurance.

HB 1490 — County, State and Federal Government, as coauthored by Lane.

HB 1510 — Judiciary, as coauthored by Lambert.

HB 1511 — Judiciary.

HB 1523 — County, State and Federal Government, as coauthored by Green.

HB 1573 — County, State and Federal Government, and be referred to committee on Appropriations and Budget by previous order.

HB 1596 — County, State and Federal Government, as coauthored by Berrong and Wadley, with the request that before enrollment **HB 1596** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1628 — Insurance, and be referred to committee on Appropriations and Budget by previous order.

HB 1664 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1664** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1665 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1665** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1667 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1667** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1668 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1668** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1669 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1669** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1670 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1670** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1685 — County, State and Federal Government, as coauthored by McDaniel.

HB 1692 — Revenue and Taxation.

HB 1708 — County, State and Federal Government, as coauthored by Wadley, with the request that before enrollment **HB 1708** be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

HB 1716 — County, State and Federal Government, as coauthored by Tinsley.

HB 1778 — County, State and Federal Government, as coauthored by Johnson of the Senate.

DO PASS, as amended:

CS for **HB 1115** — Education, Common, as coauthored by York.

HB 1312 — Revenue and Taxation.

HB 1517 — Judiciary.

HB 1615 — Judiciary, as coauthored by York.

HB 1623 — Revenue and Taxation, as coauthored by Luton, Wadley and Tinsley.

HB 1629 — County, State and Federal Government.

HB 1633 — Revenue and Taxation.

HB 1635 — Judiciary, and be referred to committee on County, State and Federal Government by previous order.

HB 1681 — Revenue and Taxation.

HB 1703 — Revenue and Taxation, as coauthored by Holden and Taliaferro of the Senate. Roll call vote on bill.

HB 1714 — Education, Common, as coauthored by York and Funston.

HB 1834 — Appropriations and Budget, as coauthored by Cate.

HJR 1053 — Education, Higher, as coauthored by Lane and Murphy of the Senate.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 13, 1978, of Enrolled SBs 446, 458, 465, 467 and 468; and on March 14, 1978, Enrolled SJR 55.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed **HB 1847**.

HB 1847 — By Bennett and Duckett.

An Act relating to schools; amending 70 O.S. 1971, Section 14-108, as amended by Section 1, Chapter 134, O.S.L. 1975 (70 O.S. Supp. 1977, Section 14-108); authorizing creation of area vocational technical school districts; providing organization and operation of school districts; creating a governing board; setting the number of members; increasing the number of members of certain boards; providing reimbursement powers and duties of the board; authorizing tax levies; providing procedures for elections; requiring estimates of needs; allowing annexation accreditation, and treasurers; creating an area vocational-technical school district for Okmulgee County; allowing other counties to join the area; creating a board of education; providing powers, duties and elections of the board; subjecting the board to the state board of vocational and technical education; authorizing taxation; providing cooperation between the board and the Oklahoma State University School of Training; directing codification; declaring severability; and declaring an emergency.

The above numbered **HB** was read for the first time.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, **HAS** to **SB 482** were rejected and conference requested, President Pro Tempore Howard

appointing as Senate Conferees the following: Senators Stipe, Butler and Crow.

MOTION TO RECONSIDER VOTE

Senator Cate pressed his motion to reconsider the vote whereby HJR 1025 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Berrong, Butler, Funston, Howell, Keating, Keller, Porter and Smith.—8.

THIRD READING

HJR 1025 was read for the third time at length, as follows:

HJR 1025 — By Draper, Duckett and Vaughn of the House and Cate of the Senate.

A Joint Resolution directing the Secretary of State to refer to the people a proposed amendment to the Oklahoma Constitution; repealing Article III thereof and establishing a new Article III; reducing required qualifications of elector to being United States citizen, over age of eighteen, who is bona fide resident of state; eliminating certain conditions for residency of members of United States Army or Navy; requiring Legislature to create State Election Board charged with supervision of such elections as Legislature directs; providing for a mandatory primary system; providing for the holding and conducting of elections; eliminating literacy test requirements for elector registration; authorizing Legislature to

provide for election registration; eliminating requirement of certification of nominees for office of presidential elector; augmenting right of people to place nonpartisan candidates for office, including office of presidential elector; providing for free and equal elections but eliminating elector's privilege from arrest; eliminating requirement that under certain conditions Legislature must provide for election of United States Senators as for election of elective officers; providing ballot title; and directing filing.

Be it resolved by the House of Representatives and the Senate of the 1st Session of the 36th 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 the Constitution of the State of Oklahoma, repealing Article III of the Oklahoma Constitution and establishing in lieu thereof a new Article to be known as Article III of the Oklahoma Constitution which will read as follows:

Section 1. Subject to such exceptions as the Legislature may prescribe, all citizens of the United States, over the age of eighteen (18) years, who are bona fide residents of this state, are qualified electors of this state.

Section 2. The Legislature shall create a State Election Board to be charged with the supervision of such elections as the Legislature shall direct. Not more than a majority of the members of said Board shall be selected from the same political party.

Section 3. The Legislature may enact laws providing for a mandatory primary system which shall provide for the nomination of all candidates in all elections for federal, state, county and municipal offices, for all political parties, except for

the office of Presidential Elector, the candidates for which shall be nominated by the recognized political parties at their conventions. The Legislature also shall enact laws providing that citizens may, by petition, place on the ballot the names of independent, nonpartisan candidates for office, including the office of Presidential Elector.

Section 4. The Legislature shall prescribe the time and manner of holding and conducting all elections, and enact such laws as may be necessary to detect and punish fraud in such elections. The Legislature may provide by law for the registration of electors throughout the state and, when it is so provided, no person shall vote at any election unless he shall have registered according to law.

Section 5. All elections shall be free and equal. No power, civil or military, shall ever interfere to prevent the free exercise of the right of suffrage, and electors shall, in all cases, except for treason, felony, and breach of the peace, be privileged from arrest during their attendance on elections and while going to and from the same.

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 Oklahoma Constitution by repealing Article III thereof, establishing new Article III, reducing required qualifications of elector to be-

ing United States citizen, over age of eighteen (18), who is bona fide resident of state; eliminating certain conditions for residency of members of United States Army or Navy; requiring Legislature to create State Election Board charged with certain duties, in lieu of election board with unspecified duties; eliminating literacy test requirements for elector registration; authorizing Legislature to provide for elector registration; eliminating requirement of certification of nominees for office of Presidential Elector; augmenting right of people to place nonpartisan candidates on ballot by requiring Legislature to provide for placement of independent, nonpartisan candidates for office, including office of Presidential Elector; maintaining free and equal elections; eliminating elector's privilege from arrest; and eliminating requirement that under certain conditions Legislature must provide for election of United States Senators as for election of elective officers

be approved by the people?

SHALL THE PROPOSED AMENDMENT BE APPROVED?

YES, FOR THE AMENDMENT

NO, AGAINST THE AMENDMENT

SECTION 3. The Chief Clerk of the House of Representatives shall, immediately after the effective date 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.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—38.

Nay: Lambert.—1.

Excused: Berrong, Butler, Funston, Howell, Keating, Keller, Martin, Porter and Smith.—9.

The resolution was declared passed.

HJR 1025 was ordered withheld pursuant to Rule 19(f).

BILL WITHDRAWN — REREFERRED

Senator Lane asked unanimous consent, which was granted, that HB 1760 be withdrawn from the Calendar and rereferred to the committee on County, State and Federal Government.

Senators Keller and Butler asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1450, 1456, 1476, 1558, 1564, 1565, 1566 and 1568.

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 421, as amended, and SB 498, as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 421 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 25, by adding after the word "located," and before the word "prior" the words "on the mechanic's and materialman's docket".

HOUSE AMENDMENTS

HAs to SB 498 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hammons, McKee, Stephenson, Johnson (Don), Kamas, Thompson (Mick), Wickershaw and Glover of the House.

Amendment No. 1. Amend Page 5, Section 1, Line 32, by deleting the word "high".

GENERAL ORDER

HB 1529 by Davis (Don) of the House and Randle of the Senate was read and considered.

Upon motion of Senator Randle, HB 1529 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, HB 1529 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1529 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston,

Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Nay: Dawson.—1.

Excused: Berrong, Howell, Keating, Porter, Smith and York.—6.

The bill and emergency passed.

HB 1529 was ordered withheld pursuant to Rule 19(f).

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1559, 1561, 1562, 1563 and 1809 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 445, 548 and 553 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1531 by Davis (Don) of the House and Randle of the Senate was read and considered.

Upon motion of Senator Randle, HB 1531 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, HB 1531 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1531 was read for the third time at length.

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

Aye: Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Helm, Holden, Howard, Keller, Lane, Luton, McDaniel, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and Young.—27.

Nay: Birdsong, Dawson, Giles, Grantham, Green, Johnson, Lamb, Lambert, McCune, Martin, Pierce, Watson and Wolfe.—13.

Excused: Berrong, Howell, Keating, Kilpatrick, Porter, Randle, Smith and York.—8.

The bill passed.

Senators Grantham, Martin, Giles, Green and Johnson desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 8. Excused: 8.

The emergency passed.

HB 1531 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1533 by Davis (Don) of the House and Randle of the Senate was read and considered.

Upon motion of Senator Randle, HB 1533 was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, HB 1533 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1533 was read for the third time at length.

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

Aye: Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Johnson, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and Young.—32.

Nay: Birdsong, Dawson, Green, Keller, Lambert, McCune, Pierce, Watson and Wolfe.—9.

Excused: Berrong, Howell, Keating, Kilpatrick, Porter, Smith and York.—7.

The bill and emergency passed.

HB 1533 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1530 by Davis (Don) of the House and Randle of the Senate was read and considered.

Senator Randle asked unanimous consent that he be removed as Senate author of HB 1530, which was the order.

Senator Crow asked to be made author of HB 1530, which was the order.

Upon motion of Senator Crow, HB 1530, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1530, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1530 was read for the third time at length.

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

Aye: Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Grantham, Holden, Howard, Johnson, Lamb, Lane, Luton, McDaniel, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann and Wadley.—25.

Nay: Birdsong, Dawson, Funston, Giles, Green, Helm, Keller, Kilpatrick, Lambert, McCune, Martin, Murphy, Watson, Wolfe and Young.—15.

Excused: Berrong, Howell, Keating, Pierce, Porter, Smith, Stipe and York.—8.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote would be shown voting "no" on HB 1530 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 25. Nay: 16. Excused: 7.

The bill passed.

Senators Stipe, Martin, Birdsong, Lambert, York, Dawson and McCune desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The emergency passed.

HB 1530 was ordered withheld pursuant to Rule 19(f).

Senator Cate presiding.

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

GENERAL ORDER

✓ **HB 1534** by Davis (Don) of the House and Randle of the Senate was read and considered.

Upon motion of Senator Randle, **HB 1534** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1534** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1534 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Berrong, Howell, Pierce, Porter and Smith.—5.

The bill and emergency passed.

HB 1534 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ **HB 1765** by Peterson, et al, of the House and Taliaferro of the Senate was read and considered.

Senators Giles and Holden asked to be made coauthors of **HB 1765**, which was the order.

Upon motion of Senator Taliaferro, **HB 1765**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, **HB 1765**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1765 was read for the third time at length.

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

Aye: Butler, Capps, Cate, Dahl, Dawson, Field, Giles, Grantham, Holden, Howard, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—26.

Nay: Birdsong, Boatner, Crow, Funston, Green, Johnson, Keating, Keller, Lamb, McCune, Murphy, Pierce, Schuelein, Stipe, Wolfe and Young.—16.

Excused: Berrong, Clifton, Helm, Howell, Porter and Smith.—6.

The bill passed.

HB 1765 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ **HB 1753** by Elder and Hooper of the House and Grantham of the Senate was read and considered.

Senator Shatwell asked to be made a coauthor of **HB 1753**, which was the order.

Upon motion of Senator Grantham, **HB 1753**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1753, as co-authored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1753 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Field, Giles, Grantham, Green, Helm, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, Martin, Murphy, Pierce, Randle, Shatwell, Vann, Wadley, Watson, York and Young.—26.

Nay: Butler, Crow, Dahl, Dawson, Funston, Holden, Johnson, Lane, Luton, McCune, McDaniel, Rozell, Schuelein, Stipe, Terrill, Tinsley and Wolfe.—17.

Excused: Berrong, Howell, Porter, Smith and Taliaferro.—5.

The bill passed.

Senator Grantham asked unanimous consent to strike the emergency, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby HB 1753 passed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 280 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1496 by Frates, et al, of the House and Clifton of the Senate was read and considered.

X Senator Funston moved to amend HB 1496, Page 3, Line 7, by striking after the word "insurance" and before the word "be" all language and inserting the word "to".

Senator Clifton moved to table the Funston amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Field, Grantham, Green, Helm, Keller, Lamb, Luton, Martin, Murphy, Pierce, Shatwell, Stipe, Taliaferro, Terrill and Watson.—21.

Nay: Cate, Crow, Dawson, Funston, Giles, Holden, Howard, Johnson, Keating, Kilpatrick, Lambert, Lane, McCune, McDaniel, Randle, Rozell, Schuelein, Tinsley, Wadley, Wolfe and York.—21.

Excused: Berrong, Howell, Porter, Smith, Vann and Young.—6.

Senator Funston pressed his motion to amend, which amendment was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Cate, Dawson, Funston, Giles, Grantham, Howard, Johnson, Keating, Kilpatrick, Lambert, McCune, McDaniel, Murphy, Randle, Rozell, Schuelein, Terrill, Wolfe and York.—20.

Nay: Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Green, Helm, Holden, Keller, Lamb, Lane, Luton, Martin, Pierce, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson and Young.—24.

Excused: Berrong, Howell, Porter and Smith.—4.

X Senator Dawson moved to amend HB 1496, Page 20, Line 7, by restoring after the word "to" all stricken language on Lines 7 through 9, and by striking the new language on Line 10.

Senator Stipe moved to table the Dawson amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Butler, Capps, Clifton, Dahl, Giles, Green, Helm, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, Luton, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—29.

Nay: Boatner, Cate, Crow, Dawson, Field, Funston, Grantham, Johnson, Lambert, Lane, McCune, McDaniel and Murphy.—13.

Excused: Berrong, Howell, Porter, Smith, Terrill and Wadley.—6.

Upon motion of Senator Clifton, HB 1496 was advanced to engrossment.

By unanimous consent, upon request of Senator Clifton, HB 1496 was considered engrossed and placed on third reading and final passage.

Senator Murphy presiding.

THIRD READING

HB 1496 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Field, Giles, Green,

Helm, Holden, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—36.

Nay: Crow, Dawson, Funston, Grantham, Howard, Johnson, Schuelein and Terrill.—8.

Excused: Berrong, Howell, Porter and Smith.—4.

The bill passed.

Senators Schuelein and Dawson desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 6. Excused: 4.

The emergency passed.

HB 1496 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 538, as coauthored by Monks, Glover and Wilson of the House, SB 584, as coauthored by Weichel, Glover and Winn of the House and SJR 49.

The above numbered Bills and Resolution were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 482, and naming House Conferees as follows: Davis (Don), Barker and Elder.

GENERAL ORDER

✓ HB 1594 by Matheson and Fitzgibbon of the House and Randle of the Senate was read and considered.

Upon motion of Senator Randle, **HB 1594** was advanced to engrossment.

By unanimous consent, upon request of Senator Randle, **HB 1594** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1594 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—40.

Nay: Giles.—1.

Excused: Berrong, Crow, Funston, Howell, Porter, Smith and York.—7.

The bill passed.

HB 1594 was ordered withheld pursuant to Rule 19(f).

Senator Lambert presiding.

GENERAL ORDER

✓ **HB 1187** by Cotner was read and considered.

Senator Grantham asked to be made a coauthor of **HB 1187**, which was the order.

✗ Senator Keating moved to amend **HB 1187**, Page 1, Line 3, by striking the words "without his permission or consent", which amendment was declared adopted.

Upon motion of Senator Grantham, **HB 1187**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1187**, as coauthored and amended, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Excused: Berrong, Cate, Crow, Howell, Murphy, Porter, Smith, Stipe, Terrill and Wadley.—10.

The bill passed.

HB 1187 was referred for engrossment.

GENERAL ORDER

✓ **HB 1589** by Wiseman of the House and Lane of the Senate was read and considered.

Upon motion of Senator Lane, **HB 1589** was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, **HB 1589** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1589 was read for the third time at length.

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

Aye: Birdsong, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Randle, Rozell, Shatwell, Taliaferro, Tinsley, Vann, Wadley, Watson and Young.—30.

Nay: Boatner, Green, Helm, Johnson, McCune, Martin, Pierce, Schuelein and Wolfe.—9.

Excused: Berrong, Cate, Howell, Murphy, Porter, Smith, Stipe, Terrill and York.—9.

The bill passed.

HB 1589 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1690 by Ford and Matheson of the House and Keating of the Senate was read and considered.

Senator Johnson asked to be made a co-author of HB 1690, which was the order.

Upon motion of Senator Keating, HB 1690, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, HB 1690, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1690 was read for the third time at length.

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

Aye: Birdsong, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Pierce, Randle, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wofe and York.—35.

Nay: Boatner, Crow, Lane, Schuelein and Young.—5.

Excused: Berrong, Cate, Howell, Murphy, Porter, Rozell, Smith and Stipe.—8.

The bill passed.

HB 1690 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1735 by Elder of the House and Grantham of the Senate was read and considered.

X Senator Grantham moved to amend HB 1735, Page 1, Line 5, by striking after the word "commenced" and before the word "from" the words "any time" and inserting "within eight (8) years" in lieu thereof.

Senator Young moved to table the Grantham amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Clifton, Crow, Johnson, Kilpatrick, Lamb, McDaniel, Rozell, Stipe, Vann and Young.—11.

Nay: Boatner, Butler, Capps, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Keating, Keller, Lambert, Lane, Luton, McCune, Martin, Pierce, Randle, Schue-

lein, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe and York.—31.

Excused: Berrong, Cate, Howell, Murphy, Porter and Smith.—6.

Senator Grantham pressed his motion to amend, which amendment was declared adopted.

X Senator Grantham moved to amend HB 1735, Page 1, Line 4, by striking after the word "government" the word "may" and inserting in lieu thereof the word "shall", which amendment was declared adopted.

X Senator Grantham moved to amend HB 1735, Page 2, Line 1, by inserting after the word "occurred" and before the period the following language: "provided that if the complained of action is based on fraud, the complaint must be commenced within eight (8) years after the fraud was discovered or with due diligence should have been discovered", which amendment was declared adopted.

Upon motion of Senator Grantham, HB 1735, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1735, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1735 was read for the third time at length.

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

Aye: Birdsong, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Pierce, Randle, Schuelein, Talia-

ferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—34.

Nay: Boatner, Crow, Holden, Lane, Rozell, Shatwell and Stipe.—7.

Excused: Berrong, Cate, Howell, Murphy, Porter, Smith and Terrill.—7.

The bill passed.

HB 1735 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising the appointment of the following Representatives as Conferees on the General Conference Committee on Appropriations and its subcommittees:

Davis (Don), Chairman
Barker, Vice Chairman

Abbott	Murphy
Matheson	Roberts
Draper	Riggs
Elder	Rogers
Morgan	Sparkman
Denman	Townsend
Wiseman	

Alternates:

Atkins	Kamas
Duke	Deatherage
Parris	

Subcommittees

Gen. Government and Judiciary	Education
Elder, V. Ch.	Abbott, Ch.
Draper	Davis, Don
Matheson	Barker
Deatherage, Alt.	Duke, Alt.

Social Services,
Public and Mental
Health

Sparkman, V. Ch.
Wiseman
Denman
Atkins, Alt.

Regulatory and
Natural Resources

Townsend, Ch.
Murphy
Roberts
Kamas, Alt.

Public Safety
and Highways

Rogers, V. Ch.
Riggs
Morgan
Parris, Alt.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-
grossed SB 520 and SB 565 as coauthored
by Duckett.

The above numbered Bills were re-
ferred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and return-
ing Enrolled SBs 280, 445, 548 and 553.

The above numbered Enrolled Bills
were referred to the Governor.

Senator Lane moved that, when the
clerk's desk is clear, the Senate stand
adjourned to meet Wednesday, March 15,
1978, at 1:30 p.m.

BILLS RELEASED

HBs 1496, 1529, 1530, 1531, 1533, 1534,
1589, 1594, 1690 and 1765 and HJR 1025
were properly signed and ordered
returned to the Honorable House.

Upon motion of Senator Lane, the Sen-
ate adjourned at 4:25 p.m. to meet Wed-
nesday, March 15, 1978, at 1:30 p.m.

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Forty-second Legislative Day

Wednesday, March 15, 1978

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

Roll Call:

Present: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—42.

Excused: Berrong, Keller, Porter, Randle, Smith and York.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Crow and incorporated into the Journal upon request of Senator Boatner.

Our Father, may we who have seen Thy providential hand in all the experiences of our lives seek to possess such greatness of mind and spirit that we shall be enabled to make right decisions on matters of our state.

Renew our faith in Thy power to establish justice in the place of injustice, peace

in the place of war, goodwill in the place of bitterness and fear, if we will but submit our ways to Thy will as revealed unto us in Jesus Christ. Give us grace to become and remain good servants of our state. Bless we pray the President of the United States, the Governor of Oklahoma, and the members of our state Senate.

May we be obedient to Thy will both in the dedication of our minds, time and talents. Because of the demands and obligations which are placed upon us, let us always be alert that God is our strength and power. May we always keep in our minds those that placed us in these places of responsibilities and let us know that God is the One we are to please with the decisions made today.

Now we turn to Thee in penitence and ask Thee to help us live in daily fellowship with Thee, above all discouragement or defeat. Keep us from all pride that is quick to take offense and all rudeness that offends others. Help us to desire justice for others no less than for ourselves. Give us grace to understand and respect the opinions and desires of others, and to be humble about our own. Help us to be tolerant of those who disagree with us but courageously loyal to our own convictions. Enable us to be like Jesus — both strong and gentle, both brave and unselfish, unconquered by temptation, undismayed by suffering, and in all things

completely victorious in the power of the Holy Spirit, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Kilpatrick introduced his daughter, Kimberly, and asked unanimous consent, which was granted, that she be named Honorary Page for this legislative day.

PENDING CONSIDERATION — LOBBY PERMITS

Senator Terrill moved that the Committee Reports on Lobby Permits, Pages 180-181 and 409-410, be adopted, which motion was declared adopted.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1524 — Appropriations and Budget.
HB 1550 — Appropriations and Budget, as coauthored by Terrill.

HB 1569 — Appropriations and Budget, as coauthored by Boatner and Lambert.

HB 1575 — Appropriations and Budget, as coauthored by Butler.

HB 1579 — Appropriations and Budget.

HB 1605 — Elections and Privileges.

HB 1689 — Banks and Banking, as coauthored by Wolfe.

HB 1704 — Agriculture.

HB 1751 — Appropriations and Budget.

HB 1788 — County, State and Federal Government, as coauthored by Keating.

HB 1790 — County, State and Federal Government, as coauthored by Kilpatrick.

DO PASS, as amended:

CS for HB 1180 — Education, Common.

HB 1532 — Judiciary.

HB 1538 — Appropriations and Budget, as coauthored by Terrill.

HB 1779 — Environmental and Natural Resources, as coauthored by Smith, of the Senate.

CS for HB 1817 — Judiciary.

CS for HB 1822 — Appropriations and Budget.

HB 1830 — Appropriations and Budget.

HB 1844 — Appropriations and Budget, as coauthored by Cate and Funston.

SECOND READING

The following were read the second time and referred to the committees indicated.

HB 1847 — Education, Common.

GENERAL ORDER

HB 1633 by Abbott, et al, of the House and McDaniel of the Senate was read and considered.

Senator Vann asked to be made a coauthor of HB 1633, which was the order.

Upon motion of Senator McDaniel, HB 1633, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, HB 1633, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1633 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Excused: Berrong, Dawson, Keller, Porter, Randle, Smith and York.—7.

The bill passed.

HB 1633 was referred for engrossment.

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

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, HAS to SB 464 were rejected with the request that SB 464 be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

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

GENERAL ORDER

✓ HB 1846 by Atkins of the House and Terrill of the Senate was read and considered.

✗ Senator Terrill moved to amend HB 1846, Page 20, Line 17, by inserting after the word "petition." the following language: "The person alleged to be a person requiring treatment may be received and detained in a suitable medical facility prior to the hearing on the petition; provided that said period of temporary detention shall not exceed seventy-two (72) hours, excluding Saturdays, legal holi-

days and other days when the district court is not in session.", which amendment was declared adopted.

✗ Senator Terrill moved to amend HB 1846, Page 21, Lines 7 through 15, by deleting after the word "section." all of the language in the remainder of the paragraph, which amendment was declared adopted.

✗ Senator Pierce moved to amend HB 1846, Page 31, Lines 6 through 8 by deleting the words and figure "a sum not to exceed \$50.00" and inserting "a reasonable sum set by the court", which amendment was declared adopted.

✗ Senator Keating moved to amend HB 1846, Page 32, Line 6½, by adding a new section and renumbering:

"Section 6. Bonded licensed abstractors shall be deemed to be 'interested parties' for the purpose of having access to records determining legal mental incompetency."

, which amendment was declared adopted.

Upon motion of Senator Terrill, HB 1846, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1846, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1846 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field,

Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Berrong, Porter, Randle and Smith.—4.

The bill passed.

HB 1846 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1496, 1529, 1530, 1531, 1533, 1534, 1589, 1594, 1690 and 1765 and HJR 1025.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 154, 383, 418, 455, 502, 504 and 508, each as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 154 were read as follows and consideration deferred.

Authors: Add the following coauthors: Vaughn, Crutcher, Glover and Whorton of the House.

Amendment No. 1. Restore Title to read as follows:

“An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1705, as last amended by Section 1, Chapter 18, O.S.L. 1977 (69 O.S. Supp. 1977, Sec-

tion 1705); defining the powers, duties, authority and functions of the Oklahoma Turnpike Authority; and authorizing additional tollgates.”

Amendment No. 2. Amend Page 3, Section 1, Line 32, by inserting after the word “Oklahoma,” and before the word “from” the following language: “a tollgate on the Will Rogers Turnpike in the vicinity of Adair, Oklahoma, a tollgate on the Turner Turnpike in the vicinity of Luther, Oklahoma, and a tollgate on the H.E. Bailey Turnpike at Elgin, Oklahoma,”.

HOUSE AMENDMENTS

HAs to SB 383 were read as follows and consideration deferred.

Authors: Add the following coauthors: Roberts as principal House author followed by, Cullison, McCaleb, Combs, Thompson (Mick) and Johnson (Don) of the House.

Amendment No. 1. Amend Page 1, Lines 29 and 30, by deleting the words and figures “fifty thousand (50,000)” and inserting in lieu thereof the words and figures “sixty thousand (60,000)”.

HOUSE AMENDMENTS

HAs to SB 418 were read as follows and consideration deferred.

Authors: Add the following coauthors: Smith, Johnson (Don), Duckett and Wilson of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 22 by striking the language “an habitual user of or”.

Amendment No. 2. Amend Page 1, Section 1, Lines 34 through 36, by striking the language “a jail accredited or approved by the Commissioner of Charities and

Corrections" and inserting in lieu thereof the following: "an accredited or approved jail".

HOUSE AMENDMENTS

HAs to SB 455 were read as follows and consideration deferred.

Authors: Add the following coauthor: Wilson of the House.

Amendment No. 1. Amend Page 2, Section 3, Line 7, by deleting the figures "165" and substituting in lieu thereof the figures "167".

Amendment No. 2. Amend Page 2, Section 3, Line 8, by deleting the figures "131" and substituting in lieu thereof the figures "134".

Amendment No. 3. Amend Page 2, Section 4, Line 16, by deleting the figures "\$2,289,350" and substituting in lieu thereof the figures "\$2,334,750".

HOUSE AMENDMENTS

HAs to SB 502 were read as follows and consideration deferred.

Authors: Add the following coauthor: Smith of the House.

Amendment No. 1. Amend Page 2, Section 1, Line 5, by striking the words "a second or subsequent offense" and inserting in lieu thereof the words "two or more offenses".

HOUSE AMENDMENTS

HAs to SB 504 were read as follows and consideration deferred.

Authors: Add the following coauthor: Cullison of the House.

Amendment No. 1. Amend Title to read as follows:

"An Act relating to game and fish; amending Sections 3-102, Chapter 17, O.S.L. 1974 and 1, Chapter 72, O.S.L. 1977 (29 O.S. Supp. 1977, Sections 3-102 and 3-205); providing for members of the Oklahoma Wildlife Conservation Commission; providing for appointment, confirmation, eligibility, term and compensation of such Commission members, including making certain changes in the compensation; modifying provisions for indemnification from personal civil liability of certain personnel within the Oklahoma Department of Wildlife Conservation."

Amendment No. 2. Amend Page 1, Line 13½, by adding a new "Section 1" to read as follows:

"SECTION 1. Section 3-102, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 3-102), is amended to read as follows:

Section 3-102. A. The Commission shall consist of one member from each of eight (8) districts of the state, such districts to include the areas as follows:

District No. 1: Ottawa, Delaware, Craig, Mayes, Nowata, Rogers, Washington, Tulsa, Pawnee and Osage Counties.

District No. 2: Adair, Sequoyah, Cherokee, Wagoner, Muskogee, Haskell, McIntosh and Okmulgee Counties.

District No. 3: LeFlore, Latimer, Pittsburg, Atoka, Pushmataha, McCurtain, Choctaw, Bryan, Marshall, Carter and Love Counties.

District No. 4: Creek, Lincoln, Okfuskee, Seminole, Pottawatomie, Pontotoc, Hughes, Johnston and Coal Counties.

District No. 5: Logan, Oklahoma, Cleveland, McClain, Garvin, Murray and Payne Counties.

District No 6: Blaine, Kingfisher, Canadian, Caddo, Grady, Comanche, Stephens, Jefferson and Cotton Counties.

District No. 7: Ellis, Dewey, Roger Mills, Custer, Beckham, Washita, Kiowa, Greer, Jackson, Harmon and Tillman Counties.

District No. 8: Cimarron, Texas, Beaver, Harper, Woodward, Woods, Major, Alfalfa, Grant, Garfield, Kay and Noble Counties.

B. Each Commissioner shall be appointed by the Governor of the State of Oklahoma, by and with the consent of the State Senate of the State of Oklahoma, and shall be removed only for cause, as provided by law for the removal of officers not subject to impeachment, pursuant to Sections 1181 through 1197 of Title 22 of the Oklahoma Statutes.

C. The term of office of each such member shall be eight (8) years, except that the first appointed members shall hold office for terms as follows: the member appointed from District No. 1 shall hold office until July 1 following his appointment, and the members appointed from Districts 2, 3, 4, 5, 6, 7 and 8 [and] shall hold office until July 1 of the second, third, fourth, fifth, sixth, seventh and eighth succeeding calendar years, respectively. In the event the Governor fails to fill a vacancy within thirty (30) days following such vacancy, the remaining members of the Commission may appoint a qualified person to fill such vacancy for the unexpired portion of the term.

D. The members of the Commission shall each receive as compensation the sum of [Twenty-five Dollars (\$25.00)] THIRTY-FIVE DOLLARS (\$35.00) per

day, not to exceed [eighty (80)] ONE HUNDRED (100) days per fiscal year, per Commissioner, while actually engaged in the performance of official duties, and shall also be allowed ACTUAL AND necessary travel expenses, not to exceed One Hundred Dollars (\$100.00) per month, per Commissioner, provided that said Commission may by resolution authorize and direct any member of said Commission or Director of the Department of Wildlife Conservation to attend state or federal wildlife conventions or meetings inside or outside the state, and may reimburse such persons for the actual AND necessary [traveling] TRAVEL expenses while attending such meetings, [including subsistence and mileage on the same basis as now allowed by law for state officials or employees while traveling on official business,] which expenses shall be allowed in addition to the said One Hundred Dollars (\$100.00) per month limitation. ALL TRAVEL EXPENSES SHALL BE REIMBURSED AS PROVIDED IN THE STATE TRAVEL REIMBURSEMENT ACT."

and by renumbering the present "Section 1" to read "Section 2".

HOUSE AMENDMENTS

HAs to SB 508 were read as follows and consideration deferred.

Authors: Add the following coauthors: Duckett and Craig of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 508 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each

member of the Senate in compliance with Rule 16.)

GENERAL ORDER

✓ **HB 1312** by Harper of the House and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, **HB 1312** was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, **HB 1312** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Boatner moved that the vote be reconsidered whereby **HB 1312** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Boatner moved that the vote be reconsidered whereby **HB 1312** was advanced to engrossment, which motion was declared adopted.

HB 1312 was thereby placed on General Order.

PENDING CONSIDERATION OF HAS

HAS to **SB 421** were called up for consideration.

Upon motion of Senator Wolfe, the Senate concurred in **HAS** to **SB 421**.

SB 421, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden,

Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Nay: Birdsong.—1.

Excused: Berrong, Porter, Randle and Smith.—4.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1312 was considered further.

X Senator Boatner moved to amend **HB 1312**, Page 2, Line 3 by restoring the word "a", Line 4 by striking "an annual", Line 8 by striking beginning with the word "provided" all language and all language on Lines 9, 10, 11, 12, 13, 14, and 15, which amendment was declared adopted.

Upon motion of Senator Boatner, **HB 1312**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner **HB 1312**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1312 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Green, Holden, Howard, Howell,

Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, York and Young.—34.

Nay: Field, Giles, Grantham, Helm, Keating, Keller, McDaniel, Vann, Watson and Wolfe.—10.

Excused: Berrong, Porter, Randle and Smith.—4.

The bill and emergency passed.

HB 1312 was referred for engrossment.

**GENERAL CONFERENCE
COMMITTEE ON APPROPRIATIONS —
APPOINTED**

As provided under Rule 3(d), President Pro Tempore Howard appointed the following as Senate members of the General Conference Committee on Appropriations:

Crow, Chairman
Randle, Vice Chairman

Boatner	Martin
Cate	Rozell
Grantham	Smith
Holden	Stipe
Howell	Terrill
Lamb	York
Murphy	

Alternates:

Butler	Luton
Dahl	McCune
Lane	

GENERAL ORDER

✓ HB 1099 by Monks of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, HB 1099 was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley and Wadley.—32.

Nay: Green, Keating, Lamb, Lambert, Pierce, Terrill, Vann, Watson, Wolfe and Young.—10.

Excused: Berrong, Porter, Randle, Smith, Stipe and York.—6.

The bill passed.

HB 1099 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1489 by Lancaster and Elder of the House and Rozell of the Senate was read and considered.

Upon motion of Senator Rozell, HB 1489 was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, HB 1489 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1489 was read for the third time at length.

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

Aye: Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lambert, Lane, Rozell, Tinsley, Vann, Wadley, York and Young.—22.

Nay: Birdsong, Boatner, Cate, Giles, Grantham, Helm, Howard, Lamb, Luton, McCune, McDaniel, Martin, Pierce, Schuelein, Shatwell, Taliaferro, Terrill, Watson and Wolfe.—19.

Excused: Berrong, Crow, Murphy, Porter, Randle, Smith and Stipe.—7.

The bill failed.

GENERAL ORDER

✓ HB 1703 by Monks, et al, of the House and Holden and Taliaferro of the Senate was read and considered.

Upon motion of Senator Holden, HB 1703 was advanced to engrossment.

By unanimous consent, upon request of Senator Holden, HB 1703 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1703 was read for the third time at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Dahl, Field, Giles, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert,

Lane, Luton, McDaniel, Martin, Pierce, Rozell, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—26.

Nay: Boatner, Dawson, Funston, Grantham, Green, Helm, Keating, Keller, Lamb, McCune, Schuelein, Watson, Wolfe and Young.—14.

Excused: Berrong, Butler, Crow, Murphy, Porter, Randle, Smith and Wadley.—8.

The bill passed.

MESSAGE FROM THE HOUSE (CORRECTED MESSAGE)

Correct Message transmitted on the last legislative day (Senate Journal pages 454-455) regarding appointments to GCCA, by changing the title "Chairman" to "Vice Chairman" and title "Vice Chairman" to "Chairman" wherever such titles appear under the respective subcommittees listed.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 600.

The above numbered Bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1187 and 1735 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 520, 538, 565 and 584 and SJR 49 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1629 by Monks, et al, of the House and Helm of the Senate was read and considered.

Upon motion of Senator Helm, HB 1629 was advanced to engrossment.

By unanimous consent, upon request of Senator Helm, HB 1629 was considered engrossed and placed on third reading and final passage.

Senator Boatner presiding.

THIRD READING

HB 1629 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Berrong, Clifton, Murphy, Porter, Randle and Smith.—6.

The bill passed.

HB 1629 was referred for engrossment.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby HB 1703 passed.

Senator Stipe asked unanimous consent, which was granted, to press his motion immediately, which motion was

declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—41.

Excused: Berrong, Helm, Murphy, Porter, Randle, Smith and Young.—7.

THIRD READING

Senator Stipe asked unanimous consent to amend HB 1703 on third reading, which was the order.

X Senators Stipe and Holden moved to amend HB 1703, Page 2, Lines 12 and 13, by striking after the word "the" and before the word "or" the words "value of the realty sold" and inserting "consideration paid", which amendment was declared adopted.

X Senator Keller moved to amend HB 1703, Page 5, Line 16, by adding after the word "Fund." a new section as follows:

"SECTION 5105. Notwithstanding any statute to the contrary, there shall not be paid nor collected any sales tax on prescriptive drugs."

Senator Howell raised a point of order stating that the Keller amendment was out of order on third reading without unanimous consent to amend and that the Stipe motion for such consent was limited to the Stipe amendment only, which point of order the Chair sustained.

Senator Keller moved to appeal the ruling of the Chair, but followed his motion with the request to withdraw his

motion for appeal and his amendment, which was the order.

HB 1703 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and York.—31.

Nay: Dawson, Funston, Grantham, Green, Keating, Keller, Lamb, McCune, Watson, Wolfe and Young.—11.

Excused: Berrong, Helm, Murphy, Porter, Randle and Smith.—6.

The bill passed.

HB 1703 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 573, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 573 were read as follows and consideration deferred.

Authors: Add the following coauthor: Duckett of the House.

Amendment No. 1. Amend Page 1, Line 25, by adding after the word "the" and before the word "cost" the word "actual" and delete the word "it" after the word "supplies" and insert the words "not to exceed what".

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

MOTION TO RECONSIDER VOTE

Senator Keating asked for consideration of his motion to reconsider the vote whereby HB 1659 failed of passage.

Senator Young moved to table the Keating motion, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Butler, Giles, Holden, Howard, Johnson, Lane, McDaniel, Rozell, Schuelein, Shatwell, Smith, Stipe, Terrill, Vann, Wolfe and Young.—16.

Nay: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Grantham, Green, Helm, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, Martin, Pierce, Taliaferro, Tinsley, Watson and York.—26.

Excused: Berrong, Funston, Murphy, Porter, Randle and Wadley.—6.

Senator Keating pressed his motion to reconsider, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Pierce, Vann, Watson and York.—28.

Nay: Butler, Field, Johnson, McDaniel, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wolfe and Young.—14.

Excused: Berrong, Helm, Murphy, Porter, Randle and Wadley.—6.

THIRD READING

Senator Keating asked unanimous consent to cripple the title of **HB 1659**, which was the order.

HB 1659 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Pierce, Vann, Watson and York.—27.

Nay: Capps, Field, Johnson, McDaniel, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wolfe and Young.—14.

Excused: Berrong, Butler, Helm, Murphy, Porter, Randle and Wadley.—7.

The bill passed.

HB 1659 was referred for engrossment.

DECLARATION OF VOTE

Senator Boatner asked that the record show him voting "No" on **HB 1703** instead of "Aye" since he was presiding at the time of third reading and final passage and the Sergeant misunderstood his signal for a "No" vote, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Rozell moved that the vote be reconsidered whereby **HB 1489** failed of passage.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 16, 1978, at 11:00 a.m., which motion prevailed.

BILLS RELEASED

HB 1099 was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 15, 1978, of Enrolled SBs 436, 472, 476, 479 and 543.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 520, 538, 565 and 584 and SJR 49.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 464 and **HB 1099**, and referring same to the Joint Conference Committee on Retirement Laws under Joint Rule 10B.

Upon motion of Senator Lane, the Senate adjourned at 3:40 p.m. to meet Thursday, March 16, 1978, at 11:00 a.m.

Forty-third Legislative Day

Thursday, March 16, 1978

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

Roll Call:

Present: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, and York.—42.

Excused: Berrong, Butler, Capps, Porter, Randle and Young.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Crow and incorporated into the Journal upon request of Senator Boatner.

Our Father, whose great glory is written all across Thy heavens, yet whose greatest glory is to dwell in the hearts of those who serve in these chambers today. As the business of our state is considered, grant wisdom and knowledge to the elected officials of Oklahoma.

We praise Thee for justice, freedom, and goodwill as now exist among us. Give

to us the mighty aid of Thy spirit that true democracy may be established in this our land. Uphold us in high resolve that government shall be by and for the people. Enable us to maintain unhindered inquiry, freedom of discussion, and unflinching recognition of the rights of minorities. Grant us grace faithfully to contend against racial and religious prejudice and against every kind of injustice.

Because of Thy blessings upon us, we pray that our state might always be great among the states, that our nation might always be great among the nations of our world. By Thy gracious assistance enable us to perform all the duties laid upon us. Let Thy grace be sufficient for us that we may do all things as we ought. Be our helper, to carry us on beyond our own strength, and to make all that we think, and speak, and do, acceptable in Thy sight, through Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator York introduced his daughter, Heather, and her friend, Brenda Kay Ward, and asked unanimous consent, which was granted, that they be named Honorary Journal Clerks for this legislative day.

Senator Cate introduced G. Bustillo, M.D., Norman, as Doctor of the Day, and

also introduced Dr. Bustillo's uncle, Mr. Hernandez.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1255 — Wildlife, as coauthored by Taliaferro.

HB 1284 — Roads and Highways (Amended by Revenue and Taxation Committee).

HB 1522 — Public Safety and Penal Affairs, as coauthored by Crow, and be referred to committee on County, State and Federal Government by previous order.

HB 1522 — County, State and Federal Government.

HB 1718 — County, State and Federal Government.

HB 1734 — Rules.

HB 1789 — Business, Industry and Labor Relations.

HB 1795 — Social Welfare.

HJR 1043 — Wildlife.

DO PASS, as amended:

SJR 48 — Appropriations and Budget.

HB 1170 — Business, Industry and Labor Relations.

CS for HB 1284 — Revenue and Taxation, as coauthored by Smith, and be referred to committee on Roads and Highways by previous order.

CS for HB 1341 — Wildlife, as coauthored by Dahl.

CS for HB 1379 — County, State and Federal Government, showing Smith as principal Senate author and Funston as a coauthor.

HB 1459 — Public and Mental Health, as coauthored by Tinsley.

HB 1463 — Business, Industry and Labor Relations.

CS for HB 1553 — Appropriations and Budget, as coauthored by Murphy of the Senate and Wickersham, Johnson (Don) and Holden of the House.

HB 1567 — Appropriations and Budget, as coauthored by Boatner.

HB 1570 — Appropriations and Budget, as coauthored by Boatner.

CS for HB 1571 — Appropriations and Budget, as coauthored by Butler.

HB 1572 — Appropriations and Budget, as coauthored by Boatner.

HB 1573 — Appropriations and Budget, as coauthored by Butler.

HB 1574 — Appropriations and Budget, as coauthored by Butler.

CS for HB 1577 — Appropriations and Budget.

HB 1686 — Public and Mental Health, as coauthored by Terrill.

CS for HB 1764 — Education, Common, as coauthored by Kilpatrick.

HJR 1041 — Education, Common, as coauthored by Giles, Dahl, Field, Lamb and Lambert, and be referred to committee on Constitutional Revision and Regulatory Services by previous order.

GENERAL ORDER

HB 1834 by Deatherage and Matheson of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, HB 1834 was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1834 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1834 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—42.

Excused: Berrong, Butler, Capps, Porter, Randle and Young.—6.

The bill and emergency passed.

HB 1834 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAs to SB 498 were called up for consideration.

Upon motion of Senator Field, the Senate concurred in HAs to SB 498.

SB 498, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, McCune, McDaniel, Martin, Murphy, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and Watson.—30.

Nay: Birdsong, Helm, Keating, Lambert, Luton, Pierce, Rozell, Schuelein, Shatwell, Smith, Wolfe and York.—12.

Excused: Berrong, Butler, Capps, Porter, Randle and Young.—6.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

✓ HB 1692 by Trent of the House and Boatner of the Senate was read and considered.

Upon motion of Senator Boatner, HB 1692 was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, HB 1692 was considered engrossed and placed on third reading and final passage.

Senator Crow presiding.

THIRD READING

HB 1692 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—41.

Nay: Giles.—1.

Excused: Berrong, Butler, Capps, Porter, Randle and Young.—6.

The bill and emergency passed.

HB 1692 was ordered withheld pursuant to Rule 19(f).

MOTION

Senator Stipe moved that the Rules be suspended and that the committee on

Appropriations and Budget be allowed to consider and report on SJR 48, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—41.

Excused: Berrong, Boatner, Butler, Capps, Porter, Randle and Young.—7.

PENDING CONSIDERATION OF HAS

HAS to SB 573 were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in HAS to SB 573.

SB 573, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—40.

Excused: Berrong, Boatner, Butler, Capps, Field, Porter, Randle and Young.—8.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 371 and 555, as amended, and SB 400 as amended and coauthored.

HOUSE AMENDMENTS

HAS to SB 371 were read as follows and consideration deferred.

Amendment No. 1. Amend Title to read as follows:

“An Act relating to actions for wrongful death; amending 12 O.S. 1971, Section 1053; defining damages recoverable in actions for wrongful death; providing for punitive or exemplary damages under certain conditions; and providing an effective date.”

Amendment No. 2. Amend Page 1, Subsection B, Lines 29 through 34, by deleting all the language and substituting in lieu thereof the following:

“B. The damages recoverable in actions for wrongful death as provided in this section shall include the following: medical and burial expenses; the pecuniary loss to the survivors based upon properly admissible evidence with regard thereto including, but not limited to, the age, occupation, earning capacity, health habits, and probable duration of decedent's life; the mental pain and anguish suffered by the decedent; and the loss of consortium of the surviving spouse.”

Amendment No. 3. Amend Page 2, Section 2, Line 3, by striking “1977” and inserting in lieu thereof “1978”.

HOUSE AMENDMENTS

HAS to SB 400 were read as follows and consideration deferred.

Authors: Add the following coauthors: Wilson, Cotner, Cowan, Glover, Stephenson and Kennedy of the House.

Amendment No 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 400 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 555 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Section 1, Lines 7 and 8, by deleting the words and figures "One Hundred Dollars (\$100.00) nor more than Two Hundred Fifty Dollars (\$250.00)" and substituting in lieu thereof the words and figures "Two Hundred Fifty Dollars (\$250.00) nor more than Five Hundred Dollars (\$500.00)".

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1312, 1629, 1633, 1703 and 1846 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 421 and 600 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1252 by Camp of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, HB 1252 was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, HB 1252 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 the bill and emergency, the roll call resulted as follows:

Aye: Birdsong, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe and York.—40.

Excused: Berrong, Boatner, Butler, Capps, Porter, Randle, Vann and Young.—8.

The bill and emergency passed.

HB 1252 was ordered withheld pursuant to Rule 19(f).

PENDING CONSIDERATION OF HAS

HAs to SB 383 were called up for consideration.

Upon motion of Senator Birdsong, the Senate concurred in HAs to SB 383.

SB 383, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson and York.—35.

Nay: Helm, Keating, McCune and Wolfe.—4.

Excused: Berrong, Butler, Capps, Howard, Lambert, Porter, Randle, Vann and Young.—9.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

✓ GENERAL ORDER

HB 1844 by Hastings of the House and Cate and Funston of the Senate was read and considered.

X Senator McDaniel moved to amend HB 1844, Page 2, Line 8½, by adding a new section to read as follows:

“SECTION 3. There is hereby appropriated to the Oklahoma Conservation Commission, from any monies in the General Revenue Fund of the State Treasury, for the fiscal year ending June 30, 1979, not otherwise appropriated, the sum of Fifteen Thousand Dollars (\$15,000.00), or so much thereof as may be necessary for works of improvement in the Lightning Ridge District.”

, and by renumbering subsequent sections, which amendment was declared adopted.

Upon motion of Senator Cate, HB 1844, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1844, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1844 was read for the third time at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Watson, Wolfe and York.—36.

Nay: Crow and Taliaferro.—2.

Excused: Berrong, Butler, Capps, Howard, Lambert, Murphy, Porter, Randle, Wadley and Young.—10.

The bill passed.

Senator Murphy desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 37. Nay: 2. Excused: 9.

The emergency passed.

HB 1844 was referred for engrossment.

GENERAL ORDER

✓ HB 1685 by Abbott of the House and McDaniel of the Senate was read and considered.

Upon motion of Senator McDaniel, HB 1685 was advanced to engrossment.

By unanimous consent, upon request of Senator McDaniel, HB 1685 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1685 was read for the third time at length.

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

Aye: Boatner, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—37.

Nay: Murphy.—1.

Excused: Berrong, Birdsong, Butler, Capps, Clifton, Helm, Lambert, Porter, Randle and Young.—10.

The bill passed.

HB 1685 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1746 by Henry of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, HB 1746 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1746 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1746 was read for the third time at length.

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

Aye: Birdsong, Boatner, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe and York.—36.

Excused: Berrong, Butler, Capps, Cate, Helm, Lambert, Pierce, Porter, Randle, Tinsley, Wadley and Young.—12.

The bill passed.

HB 1746 was ordered withheld pursuant to Rule 19(f).

Senator McDaniel presiding.

GENERAL ORDER

✓ HB 1461 by Peterson of the House and Lambert of the Senate was read and considered.

Upon motion of Senator Lambert, HB 1461 was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, HB 1461 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1461 was read for the third time at length.

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

Aye: Birdsong, Boatner, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune,

McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—40.

Excused: Berrong, Butler, Capps, Cate, Helm, Porter, Randle and Young.—8.

The bill passed.

HB 1461 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1517 by Peterson of the House and Lambert of the Senate was read and considered.

Upon motion of Senator Lambert, HB 1517 was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, HB 1517 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1517 was read for the third time at length.

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

Aye: Birdsong, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—39.

Nay: Boatner.—1.

Excused: Berrong, Butler, Capps, Cate, Helm, Porter, Randle and Young.—8.

The bill passed.

HB 1517 was referred for engrossment.

GENERAL ORDER

✓ HB 1457 by Twidwell of the House and Keller of the Senate was read and considered.

Upon motion of Senator Keller, HB 1457 was advanced to engrossment.

By unanimous consent, upon request of Senator Keller, HB 1457 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1457 was read for the third time at length.

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

Aye: Birdsong, Boatner, Clifton, Crow, Dahl, Dawson, Funston, Green, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—29.

Nay: Field, Giles, Grantham, Johnson, Lane, Rozell, Schuelein, Shatwell, Smith and Stipe.—10.

Excused: Berrong, Butler, Capps, Cate, Helm, Howard, Porter, Randle and Young.—9.

The bill passed.

HB 1457 was referred for engrossment.

BILL WITHDRAWN — REREFERRED

Senator Howell moved that HB 1180 be withdrawn from the Calendar and rereferred to the committee on Education, Common, for further consideration.

Senator York moved to table the Howell motion to recommit, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Funston, Howard, Kilpatrick, Lambert, Luton, Murphy, Tinsley and York.—9.

Nay: Boatner, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Howell, Johnson, Keating, Keller, Lamb, Lane, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson and Wolfe.—29.

Excused: Berrong, Butler, Capps, Cate, Helm, Holden, Porter, Randle, Stipe and Young.—10.

Senator Luton moved to amend the Howell motion to add instructions that the committee meet today to consider and report on the bill.

Senator Crow moved to table the Luton motion, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Lamb, Lane, McCune, McDaniel, Pierce, Rozell, Schuelein, Taliaferro, Wadley, Watson and Wolfe.—24.

Nay: Birdsong, Clifton, Dawson, Funston, Howard, Kilpatrick, Lambert, Luton, Martin, Murphy, Shatwell, Smith, Terrill, Tinsley, Vann and York.—16.

Excused: Berrong, Butler, Capps, Cate, Porter, Randle, Stipe and Young.—8.

Senator Smith presiding.

Senator Luton moved that the Senate stand adjourned under the Rule until Monday, March 20, 1978.

Senator Crow moved to table the Luton motion to adjourn, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Lamb, Lane, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Vann, Wadley, Watson and Wolfe.—26.

Nay: Birdsong, Clifton, Dawson, Funston, Holden, Howard, Keller, Kilpatrick, Lambert, Luton, Murphy, Terrill, Tinsley and York.—14.

Excused: Berrong, Butler, Capps, Cate, Porter, Randle, Stipe and Young.—8.

Senator Luton moved that consideration of the Howell motion to commit be postponed until Monday, March 20, 1978.

Senator Lane moved to table the Luton motion, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Lamb, Lane, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Vann, Wadley, Watson and Wolfe.—26.

Nay: Birdsong, Clifton, Dawson, Funston, Howard, Kilpatrick, Lambert, Luton, Murphy, Terrill, Tinsley and York.—12.

Excused: Berrong, Butler, Capps, Cate, Holden, Keller, Porter, Randle, Stipe and Young.—10.

Senator York moved that **HB 1180** be advanced.

Senator Crow raised a point of order stating that **HB 1180** was not before the Senate for consideration, and that only

the Howell motion to return the bill to committee was before the Senate, which point of order the Chair sustained.

Senator Luton moved that further consideration of the Howell motion to commit be postponed until 2:00 p.m. this afternoon.

Senator Lane moved to table the Luton motion, which motion to table was declared adopted upon roll call as follows:

Aye: Boatner, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Lamb, Lane, McCune, McDaniel, Pierce, Rozell, Schuelein, Smith, Taliaferro, Wadley, Watson and Wolfe.—23.

Nay: Birdsong, Clifton, Dawson, Funston, Howard, Kilpatrick, Lambert, Luton, Martin, Murphy, Shatwell, Terrill, Tinsley, Vann and York.—15.

Excused: Berrong, Butler, Capps, Cate, Holden, Keller, Porter, Randle, Stipe and Young.—10.

Senator Howell pressed his motion to commit, which motion was declared adopted upon roll call as follows:

Aye: Boatner, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Lamb, Lane, McCune, McDaniel, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Wadley, Watson and Wolfe.—23.

Nay: Birdsong, Clifton, Dawson, Funston, Holden, Howard, Kilpatrick, Lambert, Luton, Martin, Murphy, Smith, Terrill, Tinsley, Vann and York.—16.

Excused: Berrong, Butler, Capps, Cate, Keller, Porter, Randle, Stipe and Young.—9.

HB 1180 was withdrawn from the Calendar and rereferred to the committee on Education, Common.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 421 and 600.

The above numbered Enrolled Bills were referred to the Governor.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1659 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SB 573 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Crow moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 20, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 573.

The above numbered Enrolled Bill was referred to the Governor.

BILLS RELEASED

HBs 1252, 1461, 1685, 1692 and 1746 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Crow, the Senate adjourned at 1:00 p.m. to meet Monday, March 20, 1978, at 1:30 p.m.

Forty-fourth Legislative Day

Monday, March 20, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Crow, Howard, Howell, Keating, Porter, Randle and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend L.R. Sebastian, Pastor, First United Methodist Church, Hooker, and incorporated into the Journal upon request of Senator Field.

Almighty and Eternal God, the fountain of all wisdom: we humble ourselves before Thee this afternoon to seek for deliberate divine guidance for these Thy servants whom we the people of our state have chosen to lead our governmental affairs. Heavenly Father, as they begin this new week, may each person in this legislative chamber today seek to know

Thy holy will, and strive to achieve the things which will make our cities both large and small better places for all peoples regardless of religion, race, color or creed.

Father, I pray for each senator, the secretaries, pages and all others, who will be engaged in the legislative processes of government, to be guided by the spirit of wisdom, with a double portion of courage, mixed with sympathetic understanding and godlikeness, that Thy will shall be done.

All this we ask for the sake of our Lord and Savior, Jesus Christ, and for the sake of our people here in Oklahoma, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Stipe introduced H.C. Wheeler, M.D., McAlester, as Doctor of the Day.

Senator Rozell introduced his daughter, Rene.

Senator Shatwell introduced his son, Nathan.

Senators Taliaferro and Terrill introduced Willie M. Jones, R.N., Lawton, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1303 — Revenue and Taxation, as coauthored by Funston.

HB 1351 — Professions and Occupations, as coauthored by Cate.

HB 1501 — County, State and Federal Government.

HB 1507 — Professions and Occupations, as coauthored by Green.

HB 1526 — County, State and Federal Government.

HB 1599 — Public Safety and Penal Affairs.

HB 1628 — Appropriations and Budget.

HB 1663 — Public Safety and Penal Affairs, as coauthored by Schuelein.

HB 1673 — Public Safety and Penal Affairs.

HB 1728 — Public Safety and Penal Affairs. (Amended by Revenue and Taxation Committee.)

HB 1754 — Professions and Occupations.

HB 1814 — Professions and Occupations.

DO PASS, as amended:

HB 1023 — Revenue and Taxation, as coauthored by Rozell.

HB 1039 — Professions and Occupations, as coauthored by Riggs of the House.

HB 1189 — Professions and Occupations.

HB 1320 — Professions and Occupations, as coauthored by Lambert, Terrill, Cate, Porter, Keller and Funston.

CS for HB 1425 — Criminal Jurisprudence.

CS for HB 1447 — Public and Mental Health.

HB 1466 — Revenue and Taxation.

CS for HB 1478 — Public Safety and Penal Affairs.

CS for HB 1508 — Public and Mental Health, as coauthored by Dawson.

HB 1611 — Criminal Jurisprudence.

HB 1677 — County, State and Federal Government, as coauthored by Lane.

HB 1706 — Revenue and Taxation.

HB 1717 — Revenue and Taxation.

HB 1728 — Revenue and Taxation, as coauthored by Smith and Terrill of the Senate, and be referred to Committee on Public Safety and Penal Affairs by previous order

HB 1740 — Public Safety and Penal Affairs, as coauthored by Schuelein and Johnson of the Senate.

HB 1747 — Professions and Occupations, as coauthored by Lane.

HB 1808 — Public Safety and Penal Affairs, as coauthored by Johnson of the Senate.

HB 1813 — Professions and Occupations.

CS for HB 1815 — Professions and Occupations.

PENDING CONSIDERATION OF HAS

HAs to SB 504 were called up for consideration.

Upon motion of Senator Dahl, the Senate concurred in HAs to SB 504.

SB 504, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Butler, Crow, Howard, Howell, Keating, Porter, Randle, Terrill and Wolfe.—9.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

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

GENERAL ORDER

✓ HB 1341 by Lancaster and Henry of the House and Dahl of the Senate was read and considered.

Senators Lambert and Funston asked to be made coauthors of HB 1341, which was the order.

Upon motion of Senator Dahl, HB 1341, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, HB 1341, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1341 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Crow, Howard, Keating, Porter, Randle, Smith and Wolfe.—8.

The bill passed.

HB 1341 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1659, requesting Conference and naming Conferees as follows: Representatives Camp, Deatherage and Frates.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1633, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1629, requesting Conference and naming Conferees as follows: Representatives Monks, Roberts and Lancaster.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1252, 1461, 1685, 1692 and 1746.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ HB 1664 by Rogers of the House and Wadley of the Senate was read and considered.

✓ Senator Wadley asked unanimous consent, which was granted, to cripple the title to HB 1664.

Upon motion of Senator Wadley, HB 1664, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, **HB 1664**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1664 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Boatner.—1.

Excused: Butler, Crow, Howard, Keating, Porter, Randle and Wolfe.—7.

The bill passed.

HB 1664 was referred for engrossment.

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

GENERAL ORDER

✓ **HB 1665** by Rogers of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, **HB 1665** was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, **HB 1665** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1665 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Crow, Howard, Porter, Randle and Wolfe.—6.

The bill passed.

HB 1665 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ **HB 1667** by Rogers of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, **HB 1667** was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, **HB 1667** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1667 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson,

Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Crow, Howard, Porter, Randle and Wolfe.—6.

The bill passed.

HB 1667 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1668 by Rogers of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, HB 1668 was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, HB 1668 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1668 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Crow, Dahl, Helm, Howard, Porter, Randle and Wolfe.—8.

The bill passed.

HB 1668 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1669 by Rogers of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, HB 1669 was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, HB 1669 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1669 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Crow, Howard, Porter, Randle and Wolfe.—6.

The bill passed.

HB 1669 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1670 by Rogers of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, **HB 1670** was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, **HB 1670** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1670 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Crow, Howard, Porter, Randle and Wolfe.—6.

The bill passed.

Senator Porter asked to be shown present and desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Excused: 5.

The emergency passed.

HB 1670 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1596 by Winn, et al, of the House and Berrong and Wadley of the Senate was read and considered.

Upon motion of Senator Berrong, **HB 1596** was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, **HB 1596** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1596 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Crow, Howard, Porter, Randle and Wolfe.—6.

The bill passed.

HB 1596 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1789 by Kane, et al, of the House and Smith of the Senate was read and considered.

Senators Watson, Keller and Lambert asked to be made coauthors of **HB 1789**, which was the order.

Upon motion of Senator Smith, **HB 1789**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1789**, as coauthored,

was considered engrossed and placed on third reading and final passage.

Senator Boatner presiding.

THIRD READING

HB 1789 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—40.

Excused: Butler, Crow, Dawson, Howard, Randle, Stipe, Wadley and Wolfe.—8.

The bill and emergency passed.

HB 1789 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1379 by Cowan and Wiseman of the House and Smith and Funston of the Senate was read and considered.

Upon motion of Senator Smith, HB 1379 was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1379 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1379 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Tinsley, Vann, Watson, York and Young.—35.

Nay: Field, Helm, Holden, Taliaferro and Terrill.—5.

Excused: Butler, Crow, Howard, Porter, Randle, Stipe, Wadley and Wolfe.—8.

The bill and emergency passed.

HB 1379 was referred for engrossment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 17, 1978, of Enrolled SBs 445, 548, 553, 565 and 573.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1457, 1517, 1834 and 1844 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 383 and 498 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1115 by Bengtson and Duckett of the House and York of the Senate was read and considered.

Senator York, citing Rule 8(d), asked unanimous consent that Representative

Fried be added as a coauthor of **HB 1115**, which was the order.

X Senator York moved to amend **HB 1115**, Page 3, Line 18, by striking after the word "unit" and before the word "such" the word "and"; and by changing the word "calls" on Page 4, Line 1, to "calling", which amendment was declared adopted.

X Senator York moved to amend **HB 1115**, Page 7, Line 11, by striking after the word "conducted" and before the word "received" on Line 12, all language and substituting the following: "on the fourteenth day following the first election between the two choices which", which amendment was declared adopted.

X Senator York moved to amend **HB 1115**, Page 14, Line 3, by striking after the word "preceding" the words and figure "twelve (12) months" and substituting "two (2) years", which amendment was declared adopted.

Upon motion of Senator York, **HB 1115**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1115**, as coauthored and amended, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Dahl, Funston, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Watson, York and Young.—27.

Nay: Berrong, Capps, Dawson, Field, Giles, Grantham, Green, Helm, Johnson, McCune, Martin, Pierce, Taliaferro and Vann.—14.

Excused: Butler, Crow, Howard, Randle, Stipe, Wadley and Wolfe.—7.

The bill passed.

Senators Johnson, Vann, Field, Taliaferro, Berrong and Capps desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 8. Excused: 7.

The emergency passed.

HB 1115 was referred for engrossment.

GENERAL ORDER

✓ **HB 1170** by Lawter of the House and York of the Senate was read and considered.

Upon motion of Senator York, **HB 1170** was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1170** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1170 was read for the third time at length.

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

Aye: Birdsong, Clifton, Dahl, Dawson, Funston, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, Porter, Rozell, Shatwell, Taliaferro, Terrill, Tinsley and York.—19.

Nay: Berrong, Boatner, Capps, Cate, Field, Giles, Grantham, Green, Helm, Holden, Keating, Lamb, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Vann, Watson and Young.—21.

Excused: Butler, Crow, Howard, Randle, Smith, Stipe, Wadley and Wolfe.—8.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator York moved that the vote be reconsidered whereby HB 1170 failed of passage.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HBs 1498, 1629, 1659 and 1759 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: HB 1498, Senators Terrill, McCune and Clifton; HB 1629, Senators Helm, Howell and Rozell; HB 1659, Senators Keating, York and Lambert; and HB 1759, Senators Giles, Crow and Lane.

Senator Murphy presiding.

GENERAL ORDER

✓ HB 1681 by Winn, et al, of the House and Berrong of the Senate was read and considered.

Senators Giles and Taliaferro asked to be made coauthors of HB 1681, which was the order.

Upon motion of Senator Berrong, HB 1681, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Berrong, HB 1681, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1681 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson and Young.—37.

Excused: Butler, Crow, Field, Helm, Howard, Randle, Smith, Stipe, Wadley, Wolfe and York.—11.

The bill and emergency passed.

HB 1681 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1312, requesting Conference and naming Conferees as follows: Harper, Weichel and Glover.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1846, requesting Conference and naming Conferees as follows: Atkins, Glover and Duckett.

GENERAL ORDER

✓ HB 1822 by Barker, et al, of the House and Luton of the Senate was read and considered.

✓ Senator Boatner moved to amend HB 1822, Page 2, Line 5, by adding a new Section 2 as follows:

"SECTION 2. There is hereby appropriated the sum of \$100,000.00 or so much as may be necessary to purchase the capital improvements and land known as the former U.S. Post Office Building in Durant located at 3rd and Evergreen Street which shall be used for state office space."

Senator Luton moved to table the Boatner amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Watson and York.—28.

Nay: Birdsong, Boatner, Dawson, Howell, Lambert, Lane, McDaniel, Porter, Tinsley, Vann and Young.—11.

Excused: Butler, Crow, Helm, Howard, Randle, Smith, Stipe, Wadley and Wolfe.—9.

Senator Luton asked unanimous consent, which was granted, that further consideration of HB 1822 be deferred temporarily.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Keller, HAS to SB 359 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Keller, Cate and Wolfe.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HB 1846 was ordered granted, President Pro Tempore Howard appoint-

ing as Senate Conferees the following: Senators Terrill, Watson and Stipe.

GENERAL ORDER

✓ HJR 1053 by Deatherage, et al, of the House and Cate, Lane and Murphy of the Senate was read and considered.

Senators Johnson, Berrong, Field, Capps and Boatner asked to be made co-authors of HJR 1053, which was the order.

X Senator Berrong moved to amend HJR 1053, Page 3, Line 12, by striking after the word "Education" and before the word "Now" the balance of Line 12 and all of lines 13 and 14, which amendment was declared adopted.

Upon motion of Senator Cate, HJR 1053, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HJR 1053, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1053 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Green, Holden, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Watson, York and Young.—32.

Nay: Grantham, Howell, Lambert, Shatwell and Terrill.—5.

Excused: Butler, Crow, Field, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

The resolution passed.

HJR 1053 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HB 1312 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Boatner, Tinsley and Johnson.

GENERAL ORDER

✓ HB 1734 by Elder of the House and Grantham of the Senate was read and considered.

Senator Holden asked to be made a co-author of HB 1734, which was the order.

✗ Senator Grantham moved to amend HB 1734 by striking the enacting clause, which amendment was declared adopted.

✗ Senators Berrong, Holden and Field moved to amend HB 1734, Page 2, Line 15, by striking after the word "Instruction" and before the word "State" the figure "\$30,000" and substituting therefor "\$35,000", which amendment was declared adopted.

Upon motion of Senator Grantham, HB 1734, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1734, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1734 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Field, Giles, Grantham, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Watson, York and Young.—31.

Nay: Boatner, Green, Lambert, McCune and Vann.—5.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

* Not Voting: Funston.—1.

The bill passed.

Senators Lambert, Vann and Green desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 2. Excused: 11. * Not Voting: Funston.—1.

The emergency passed.

HB 1734 was referred for engrossment.

* Senator Funston asked unanimous consent that he be shown not voting on HB 1734 for reason of personal interest as provided under Article V of the Constitution, which was the order.

Senator Boatner presiding.

GENERAL ORDER

✓ HB 1686 by Atkins and Denman of the House and Terrill of the Senate was read and considered.

Senators Luton and Birdsong asked to be made coauthors of **HB 1686**, which was the order.

Upon motion of Senator Terrill, **HB 1686**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1686**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1686 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—30.

Nay: Boatner, Johnson, Keller, Rozell, Schuelein and Young.—6.

Excused: Butler, Crow, Dawson, Helm, Howard, Murphy, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—12.

The Chair advised the Senate that Senator Murphy, having been present in the Chamber during the vote would be shown voting "no" on **HB 1686** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 30. Nay: 7. Excused: 11.

The bill passed.

HB 1686 was referred for engrossment.

GENERAL ORDER

HB 1830 by Denman and Henry of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1830** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1830** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1830 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

The bill and emergency passed.

HB 1830 was referred for engrossment.

GENERAL ORDER

HB 1822 was considered further.

Senator Luton moved to amend **HB 1822** by striking Section 4, which amendment was declared adopted.

Upon motion of Senator Luton, **HB 1822**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1822**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1822 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—36.

Nay: Keating.—1.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

The bill passed.

HB 1822 was referred for engrossment.

GENERAL ORDER

HB 1524 by Davis (Don), et al, of the House and Murphy, McDaniel and Lamb of the Senate was read and considered.

Senators Martin, Lane and Funston asked to be made coauthors of HB 1524, which was the order. Senator Lamb asked unanimous consent, which was granted, that his name be removed as a coauthor of HB 1524.

Senator Lamb moved to amend HB 1524, Page 9, Line 12, by striking all of Lines 12 through 14 and renumbering, which amendment was declared adopted.

Senator Keating moved to amend HB 1524, Page 7, Line 17, by adding after the word "trainee" the following "through private employment agencies", which

amendment was declared failed of adoption.

Senator Berrong moved to amend HB 1524, Page 12, Line 16½, by adding after "1978" the following: "This act shall be terminated on June 30, 1983, unless, after review of its effectiveness, it is reenacted by the Legislature.", which amendment was declared adopted.

Upon motion of Senator Murphy, HB 1524, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1524, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1524 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Dahl, Funston, Giles, Grantham, Green, Holden, Howell, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—29.

Nay: Capps, Field, Johnson, Keating, Lamb, Pierce, Schuelein and Young.—8.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

The bill passed.

HB 1524 was referred for engrossment.

GENERAL ORDER

✓ **HB 1605** by Abbott and Duckett of the House and Luton of the Senate was read and considered.

Senator Giles asked to be made a co-author of **HB 1605**, which was the order.

Upon motion of Senator Luton, **HB 1605**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, **HB 1605**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1605 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Watson, York and Young.—37.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

The bill and emergency passed.

HB 1605 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 164, as coauthored by Glover, Baughman and Fitzgibbon and SB 582.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 383 and 498.

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

✓ **HB 1587** by Floyd, et al, of the House and Cate of the Senate was read and considered.

Senator Capps asked to be made a co-author of **HB 1587**, which was the order.

X Senator Berrong moved to amend **HB 1587**, Page 4, Line 1, by striking after the word "five" and before the word "consecutive" the word and figure "ten (10)" and substituting "seven (7)", which amendment was declared adopted.

Upon motion of Senator Cate, **HB 1587**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, **HB 1587**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1587 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Tali-

aferro, Terrill, Tinsley, Vann, Watson and Young.—33.

Nay: Birdsong, Grantham, Lambert and York.—4.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

The bill and emergency passed.

HB 1587 was referred for engrossment.

MOTION TO RECONSIDER VOTE

Senator Rozell asked for consideration of his motion to reconsider the vote whereby HB 1489 failed of passage, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Clifton, Dahl, Field, Funston, Green, Holden, Howell, Keating, Keller, Kilpatrick, Lambert, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Taliaferro, Tinsley, Vann and York.—24.

Nay: Boatner, Cate, Giles, Grantham, Johnson, Lamb, Lane, Luton, McCune, Schuelein, Terrill, Watson and Young.—13.

Excused: Butler, Crow, Dawson, Helm, Howard, Porter, Randle, Smith, Stipe, Wadley and Wolfe.—11.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 20, 1978, of Enrolled SBs 280 and 520 and SJR 49.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 359, and naming House Conferees as follows: Twidwell, Hood and Craig.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 21, 1978, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HB 1753 was referred for engrossment.

HBs 1596, 1605, 1665, 1667, 1668, 1669, 1670 and 1789 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:45 p.m. to meet Tuesday, March 21, 1978, at 1:30 p.m.



Forty-fifth Legislative Day

Tuesday, March 21, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Dawson, Giles, Keating, Keller, Porter and Randle.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sebastian and incorporated into the Journal upon request of Senator Field.

O God, Creator of heaven and earth, Thou hast taught us goodness and justice. Thou hast shown us truth and righteousness. Be Thou present today we do humbly pray.

Once again we invoke Thy blessing upon this assembly, and pray for the leadership of Thy Holy Spirit, to assist these Senators as they consider the busi-

ness before them this afternoon. May they act in good faith and according to their best judgment, in keeping with Thy will.

Give us this day clear minds, which are fair and impartial. Give us the power to judge and decide, with wisdom and equity for all.

Grant our Father, that nothing will ever pervert the course of justice, neither the promise of favors, nor the threat of vengeance. Grant O God, that we may never be influenced either by fear or the favors of men.

Help us to remember these are times when mercy is greater than justice, and when love and compassion is better than fame and fortune.

Heavenly Father, keep us conscious of others and free from selfishness and greed. May we all be submissive to Thy leadership and counsel.

All this we humbly ask in the name of Jesus Christ Thy Son and Our Savior, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Capps introduced L.V. Baker, M.D., Elk City, as Doctor of the Day. Senator Cate introduced Anne Shutrump, R.N., Norman, as Nurse of the Day.

SPECIAL INTRODUCTIONS

Senator Dahl introduced Dirk Webb, representative of the State Agricultural Association and a student at Oklahoma State University, and asked unanimous consent, which was granted, that he be granted privileges of the floor to address the Senate. Mr. Webb informed the members that this week is the annual "Ag Week" at OSU, aimed at promoting agricultural developments within the state and honoring the students of agriculture at OSU.

Senator Lambert introduced General Choi Hong Hi, President of the International Tae Kwon Do Federation, former Korean Ambassador to Malaysia and also the Commanding General of the ROK (Korean Army). General Choi was also the only Korean General to command an American Combat Troop. He is presently hosting the Second World Tae Kwon Do championships in the art of karate and his group has chosen Oklahoma City as the site for their international championships, where 35 states will participate September 9 and 10, 1978. Also introduced with General Choi was General Choi Duk Shin, former Ambassador to South Vietnam and former Korean Foreign Minister and currently Korean Ambassador to West Germany in Bonn. Senator Lambert asked that they, along with Jack Hwang, noted Oklahoma City champion in karate, be granted privileges of the floor to address the Senate.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1502 — County, State and Federal Government.

DO PASS, as amended:

HB 1847 — Education, Common, as coauthored by Howell.

RESOLUTION

Senator McCune introduced the following Resolution:

SCR 44 — By McCune.

A Concurrent Resolution encouraging district court judges to choose certain alternatives to incarceration when determining the disposition of a defendant; and directing distribution.

SCR 44 was read at length, adopted upon motion of Senator McCune and ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 451, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 451 were read as follows and consideration deferred.

Authors: Add the following coauthors: Draper and Duckett of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, **HAs to SB 451** were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk

and copies will be distributed to each member of the Senate in compliance with Rule 16.)

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed HBs 1596, 1665, 1667, 1668, 1669, and 1670, and, referring same to Joint Conference Committee on Retirement Laws under Joint Rule 10B.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Lane, HAS to SB 470 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Crow, Randle and Wadley.

GENERAL ORDER

✓ HB 1467 by Frates, et al, of the House and Howell of the Senate was read and considered.

✗ Senator Howell moved to amend HB 1467, Page 2, Lines 10, 11, 12 and 16, by putting a period on Line 10 after the word "employee" and making the language on Line 11 beginning with the word "in" a new sentence, inserting the words "the claim" between the words "Commissioner" and "may" on Line 12, and by striking the bracket on Line 16, which amendment was declared adopted.

Upon motion of Senator Howell, HB 1467, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Howell, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—37.

Nay: Berrong and Funston.—2.

Excused: Butler, Crow, Dawson, Giles, Keating, Keller, Porter, Randle and York.—9.

The bill passed.

HB 1467 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1605, 1633 and 1789.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ HB 1779 by Ervin of the House and Smith of the Senate was read and considered.

✗ Senator Smith moved to amend HB 1779, Page 2, Line 17¹/₂, by adding a new Section 2 to read as follows:

"SECTION 2. As used herein the term person, firm, or municipality shall include all natural persons, corporations, business, municipal, and non-profit, rural gas districts, municipal and industrial trusts."

, and by renumbering following sections, which amendment was declared adopted.

Upon motion of Senator Smith, **HB 1779**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, **HB 1779**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1779 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Dawson, Giles, Keating, Keller, Porter and Randle.—8.

The bill passed.

HB 1779 was referred for engrossment.

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

GENERAL ORDER

HB 1599 by Hood of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, **HB 1599** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **HB 1599** was considered

engrossed and placed on third reading and final passage.

THIRD READING

HB 1599 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Crow, Dawson, Giles, Keller, Porter and Randle.—7.

The bill and emergency passed.

HB 1599 was ordered withheld pursuant to Rule 19(f).

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 470**, and naming House Conferees as follows: Representatives Davis (Don), Barker and Poulos.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1115, 1341, 1379, 1587, 1664, 1681, 1686, 1734, 1753, 1822 and 1830; and **HJR 1053** were each correctly engrossed and, together with Engrossed **SAs**, properly signed and ordered returned to the Honorable House.

SBs 164, 504 and 582 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Wadley presiding.

GENERAL ORDER

✓ HB 1611 by Hood of the House and Cate of the Senate was read and considered.

X Senator Cate moved to amend HB 1611, Page 6, Line 18, by striking all language on Line 18, Page 6, and Lines 1 through 3 on Page 7, which amendment was withdrawn upon request of Senator Cate.

X Senators Cate and Keating moved to amend HB 1611, Page 6, Line 18, by striking subsection (4) and placing that same language on Page 2, following the period on Line 13, which amendment was declared adopted.

Senator McDaniel presiding.

X Senator Keating moved to amend HB 1611, Page 2, Line 8, by adding before the word "the" the following: "in any felony case", which amendment was declared adopted.

Upon motion of Senator Cate, HB 1611, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1611, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1611 was read for the third time at length.

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

Aye: Cate, Funston, Grantham, Howard, Keating, Lane, Murphy, Shatwell, Smith, Stipe, Terrill and Wolfe.—12.

Nay: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Field, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley, Watson, York and Young.—30.

Excused: Butler, Crow, Dawson, Giles, Porter and Randle.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Cate moved that the vote be reconsidered whereby HB 1611 failed.

Senator Wadley presiding.

GENERAL ORDER

✓ HB 1631 by Cummings, et al, of the House and Tinsley of the Senate was read and considered.

Senators Holden, Dahl, and Schuelein asked to be made coauthors of HB 1631, which was the order.

X Senator Boatner moved to amend HB 1631, Page 9, Line 17½, by adding a new Section 2 to read as follows:

"SECTION 2. Provided that, all salaries of all county officers named in groups "A" and "B" whose terms of office expire on the first Monday in January or July of 1980, shall be increased by the respective amounts provided for in Section 1 of this act to compensate them for the following additional duties of their offices:

1. To report to the Legislature or either branch thereof whenever requested

upon any business relating to the duties of his office;

2. To keep and file copies of all contracts, forms and letters of the office, and to keep an index of all contracts and forms according to subject and section of the law construed or applied;

3. Provide assistance and coordination to state agencies in the identification of programs essential for the accomplishment of approved goals and objectives;

4. Provide assistance to state agencies in the preparation of organizational and operational plans to include cost benefit analysis for the most effective and efficient accomplishment of identified programs; and

5. Participate with other states or subdivisions thereof in interstate planning, assist governmental conferences or councils and regional planning commissions in actions of mutual benefit."

, and by renumbering the subsequent sections, and amending the title to conform.

Senator Keating moved to table the Boatner amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Grantham, Green, Helm, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, McDaniel, Murphy, Pierce, Rozell, Shatwell, Smith, Terrill, Tinsley, Wadley, Watson, Wolfe and York.—27.

Nay: Boatner, Cate, Dahl, Field, Funston, Holden, Lambert, Luton, Martin, Schuelein, Stipe, Taliaferro, Vann and Young.—14.

Excused: Butler, Clifton, Crow, Dawson, Giles, Porter and Randle.—7.

* Senators Smith and Lambert moved to amend **HB 1631**, Page 12, Line 9½, by adding a new Section 3 as follows:

"SECTION 3. The salary increases authorized by this measure shall not be granted, allowed or paid in those counties in which the composite ad valorem assessment ratio for the county is less than nine percent (9%) the property value."

, and by renumbering subsequent sections.

Senator Holden moved to table the Smith amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Dahl, Field, Holden, Johnson, Lamb, McDaniel, Martin, Rozell, Schuelein, Stipe, Taliaferro, Tinsley, Vann, Wadley and Young.—17.

Nay: Berrong, Birdsong, Cate, Clifton, Funston, Grantham, Green, Helm, Howell, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, Murphy, Pierce, Shatwell, Smith, Terrill, Watson, Wolfe and York.—24.

Excused: Butler, Crow, Dawson, Giles, Howard, Porter and Randle.—7.

Senator Smith pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Tinsley, **HB 1631**, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, **HB 1631**, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

Senator Boatner raised a point of order, stating that he had stood to object to the unanimous consent request to consider **HB 1631** engrossed and placed on third reading and final passage, but the Chair ruled that he had failed to see Senator

Boatner at the proper time for such an objection to be made and that the bill was on third reading and final passage.

Senator Boatner appealed the ruling of the Chair, but subsequently withdrew his appeal.

THIRD READING

Senator Smith presiding.

Senator Lambert presiding.

Senator Holden moved that further consideration of HB 1631 be deferred for this legislative day.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 22, 1978, at 1:30 p.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1524 was correctly engrossed and, together with Engrossed SAs, properly

signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 164, 504 and 582.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 366, SB 570, as coauthored by Hood, and SB 579.

The above numbered Bills were referred for enrollment.

BILL RELEASED

HB 1599 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 5:15 p.m., to meet Wednesday, March 22, 1978, at 1:30 p.m.

Forty-sixth Legislative Day

Wednesday, March 22, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Butler, Crow, Keller, Porter, Randle and Wadley.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sebastian, and incorporated into the Journal upon request of Senator Field.

Our Father and our God, once again we humbly approach the throne of grace, and truly thank Thee for the privilege that is ours to ask for, and receive, divine wisdom, and divine judgment, for these Senators assembled today for the handling of 'people-business'.

Give them wisdom in mind, clearness in thinking, truth in speaking, and always compassion of spirit, so they may be better able to serve and unite the people of Oklahoma into a great body of patriotic citizens.

God grant us the courage and foresight, to always keep first the interest of our state, cities and towns we represent, above those of party, personalities, and religious beliefs. Help us to promote interest in this great nation of which we are all a part, and most of all, may we exercise our influence to promote faithfulness to You above everything else.

Grant to each of us when the day is ended, that we may win the approval of our own conscience, deserve the respect of our people at home, and hear Thee say, "well done" faithful servant.

This I ask in the name of our wonderful Savior Jesus Christ who was among His fellowmen as one who served, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Grantham introduced his daughter, Mrs. Linda McNew, and her sons, Christopher Thomas and James Andrew, and asked unanimous consent,

which was granted, that his two young grandsons be named Honorary Presidents Pro Tempore for this legislative day.

Senator Taliaferro introduced his wife, Elaine, and daughters, Denise and Cynthia.

Senator Lamb introduced Frank Adelman, M.D., Enid, as Doctor of the Day. Senator Cate introduced Darlene Lampe, R.N., Norman, as Nurse of the Day.

SPECIAL INTRODUCTION

Senator Giles introduced Miss Christa Porter, daughter of Jack and Jane Porter, Rush Springs, the current "Little Miss Peanut", and asked unanimous consent, which was granted, that Miss Porter and her mother be allowed privileges of the floor. Miss Porter addressed the members on the statewide promotion of the peanut industry. Senator Giles presented Christa with a Citation from the Oklahoma Senate commending her for this high honor.

GENERAL ORDER

✓ HB 1507 by Sanders of the House and Green of the Senate was read and considered.

Upon motion of Senator Green, HB 1507 was advanced to engrossment.

By unanimous consent, upon request of Senator Green, HB 1507 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1507 was read for the third time at length.

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

Aye: Berrong, Capps, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—31.

Nay: Birdsong, Boatner, Cate, Helm, Howell, Lambert, Pierce, Schuelein, Wolfe and Young.—10.

Excused: Butler, Clifton, Crow, Keller, Porter, Randle and Wadley.—7.

The bill passed.

Senator Wolfe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 9. Excused: 7.

The emergency passed.

HB 1507 was ordered withheld pursuant to Rule 19(f).

Senators Wadley and Butler asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising the withdrawal of Matheson from the GCCA Subcommittee on General Government and Judiciary and appointment to the GCCA Subcommittee on Public Safety and Highways; and the withdrawal of Morgan from the GCCA Subcommittee on Public Safety and Highways and appointment to the GCCA Subcommittee on General Government and Judiciary.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 21, 1978, of Enrolled SBs 421, 538, 584 and 600.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1599.

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 1664 and 1830, requesting Conference and referring said bills to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

GENERAL ORDER

✓ HB 1023 by Peterson, et al, of the House and Rozell of the Senate was read and considered.

X Senator Lane moved to amend HB 1023 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Rozell, HB 1023, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, HB 1023, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1023 was read for the third time at length.

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

Aye: Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Grantham, Holden, Howard, Johnson, Lane, McDaniel, Murphy, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley and York.—26.

Nay: Berrong, Birdsong, Giles, Green, Helm, Howell, Keating, Kilpatrick, Lamb, Lambert, Luton, McCune, Martin, Pierce, Stipe, Watson, Wolfe and Young.—18.

Excused: Crow, Keller, Porter and Randle.—4.

The bill passed.

HB 1023 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 18, 454, 456 and 519 each as coauthored and amended; SB 550, as amended and SJR 41 as coauthored and amended.

HOUSE AMENDMENTS

HAs to SB 18 were read as follows and consideration deferred.

Authors: Add the following coauthors: Kennedy and Hastings of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 18 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 454 were read as follows and consideration deferred.

Authors: Add the following coauthors: Duckett, Converse, Steward, Joiner, Parris, Murphy and Atkins of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 454 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 456 were read as follows and consideration deferred.

Authors: Add the following coauthors: Wickersham and Duckett of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 456 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 519 were read as follows and consideration deferred.

Authors: Add the following coauthor: Atkins of the House.

Amendment No. 1. Amend Page 1, Lines 21 through 35 and Page 2, Line 1, by deleting all language after the word "shall" on Page 1, Line 21, through the word "hospital" on Page 2, Line 1 and substituting in lieu thereof the following language: "meet at least one of the following qualifications:

1. Possession of a Doctor of Medicine Degree; or, Possession of a Doctor of

Public Health Degree; or Possession of a Doctor of Psychology Degree; or Possession of a Graduate Degree in Psychiatric Social Work and administration of mental health services; or

2. Possession of a Master's Degree in Public Health, Public Administration, Psychology, or Psychiatric Social Work, and completion of a eight-year period of supervisory experience in the administration of mental health services."

Amendment No. 2. Amend Page 6, Section 3, Lines 25 through 35, and Page 7, Lines 1 through 4, by deleting all language after the words "shall be" on Page 6, Line 25, through the word "Director." on Page 7, Line 4 and substituting in lieu thereof the following language: "a person with sufficient administrative experience to fulfill the duties imposed by law upon the Director and shall meet at least one of the following qualifications:

1. Possession of a Doctor of Public Health Degree; Possession of a Doctor of Medicine Degree; Possession of a Doctor of Psychology Degree; or Possession of a Graduate Degree in Psychiatric Social Work; or

2. Possession of a Master of Public Health Degree and completion of a four-year period of supervisory experience in the administration of mental health services; or

3. Possession of a Master of Arts or Masters Degree in Business Administration, Public Administration, Social Science, or a related field and completion of a five-year period of supervisory experience in the administration of mental health services.

The Assistant Director shall have the primary duty of coordination of all after-care services provided in facilities operated by the Department of Mental

Health. This duty shall include the responsibility of the administration of aftercare services provided at state mental hospitals, community mental health centers, clinics and satellites in addition to other duties as prescribed by the Director and in the absence of the Director, he shall serve as Director."

Amendment No. 3. Amend Page 8, Section 4, Lines 19 through 22, by deleting all new language beginning with the word "There" through the word "Fund." and by deleting on Page 8, Line 23, the words "such fund" and by deleting on Page 8, Line 26, the words "in accordance with the Revolving Fund Procedures Act" and by restoring on Page 8, Line 22, the original language "a special depository account with the State Treasurer".

HOUSE AMENDMENTS

HAs to SB 550 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 7, Line 2½, by adding a new Section to read as follows:

"SECTION 3. Section 3, Chapter 223, O.S.L. 1977, is amended to read as follows:

Section 3. The provisions of this act shall become effective [July 1, 1978] JUNE 30, 1979."

and renumbering the subsequent section and amending the Title as follows: On Line 11½ delete the word "AND", on Line 12½, prior to the semicolon, insert the following: ", AND SECTION 3, CHAPTER 223, O.S.L. 1977", and on Line 17, after the word "TRANSITION;" insert the following: "DELAYING IMPLEMENTATION OF CERTAIN LAWS;".

HOUSE AMENDMENTS

HAs to SJR 41 were read as follows and consideration deferred.

Authors: Add the following coauthor: Henry of the House.

Amendment No. 1. Amend Page 2, Lines 19 through 21, by striking the words "in the same manner and in the same amounts as other committee members in accordance with the provisions of House Joint Resolution Numbers 1003 and 1020" and substituting in lieu thereof the words "mileage in accordance with the State Travel Reimbursement Act, and a reimbursement in lieu of lodging and meals in the amount of Twenty-five Dollars (\$25.00) is hereby authorized. Such expenditures shall be paid from funds of the respective House of the Legislature by which the member was appointed."

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 44 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1467 and 1779 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 366, 570 and 579 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1490 by Lancaster of the House and Lane of the Senate was read and considered.

Senator Boatner asked to be made a co-author of HB 1490, which was the order.

Senator Lane moved to amend HB 1490, Page 4, Line 12, by changing after the word "exceed" and before the word "of" the words and figure "eighty percent

(80%)” to read “ninety percent (90%)”, which amendment was declared adopted.

Upon motion of Senator Boatner, HB 1490, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Boatner, HB 1490, as coauthored and amended, 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 the bill, the roll call resulted as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—36.

Nay: Berrong, Dawson, Lambert, Martin, Taliaferro and Watson.—6.

Excused: Butler, Crow, Keller, Porter, Randle and Smith.—6.

The bill passed.

HB 1490 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HBs 1664 and 1830 was ordered granted, said bills to be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

Senator Cate presiding.

GENERAL ORDER

HB 1808 by Conaghan and Holt of the House and Grantham and Johnson of the Senate was read and considered.

Senator Luton presiding.

Upon motion of Senator Grantham, HB 1808 was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1808 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1808 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Cate, Crow, Keating, Keller, Kilpatrick, Porter and Randle.—7.

The Chair advised the Senate that Senator Kilpatrick, having been present in the Chamber during the vote, would be shown voting “no” on HB 1808 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 1. Excused: 6.

The bill passed.

HB 1808 was referred for engrossment.

GENERAL ORDER

✓ **HB 1708** by Rogers and Converse of the House and Wadley of the Senate was read and considered.

✗ Senator Wadley moved to amend **HB 1708** by crippling the title, which amendment was declared adopted.

Upon motion of Senator Wadley, **HB 1708**, as amended was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, **HB 1708**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1708 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Cate, Crow, Keating, Keller, Porter and Randle.—6.

The bill passed.

HB 1708 was referred for engrossment.

GENERAL ORDER

✓ **HB 1628** by Elder of the House and Grantham of the Senate was read and considered.

Upon motion of Senator Grantham, **HB 1628** was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, **HB 1628** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1628 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Excused: Cate, Clifton, Crow, Funston, Keating, Keller, Kilpatrick, Porter and Randle.—9.

The bill passed.

HB 1628 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

✓ **HB 1615** by Nance of the House and York of the Senate was read and considered.

✗ Senator York moved to amend **HB 1615**, Page 2, Line 11, by reinstating after the word "after" and before the word "completion" the word "substantial", which amendment was declared adopted.

Senators Lambert and Berrong moved to amend HB 1615, Page 2, Line 11, by striking the words and figures "ten (10)" and inserting in lieu thereof the words and figure "five (5)".

Senator Lambert moved to table the Lambert-Berrong amendment which motion to table was declared adopted.

Senator Young moved to reconsider the vote whereby the amendment reinserting the word "substantial" into the bill was adopted.

Senator Lambert raised a point of order stating that Senator Young had not voted on the prevailing side of the adoption of the amendment and therefore could not move to reconsider the vote, which point of order the Chair sustained.

Senator Young asked unanimous consent that the word "substantial", previously inserted in the bill by amendment, be deleted from the bill, to which request objection was heard.

Senator York asked unanimous consent, which was granted, that further consideration of HB 1615 be deferred for this legislative day.

GENERAL ORDER

HB 1523 by Sanders of the House and Green of the Senate was read and considered.

Upon motion of Senator Green, HB 1523 was advanced to engrossment.

By unanimous consent, upon request of Senator Green, HB 1523 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1523 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Nay: Howell and Schuelein.—2.

Excused: Crow, Porter, Randle, Smith and Tinsley.—5.

The bill and emergency passed.

HB 1523 was ordered withheld pursuant to Rule 19(f).

PENDING CONSIDERATION OF HAS

Has to SB 400 were called up for consideration.

Senator McDaniel asked to be made a coauthor of SB 400, which was the order.

Upon motion of Senator Terrill, the Senate concurred in HAS to SB 400.

SB 400, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley,

Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Crow, Dawson, Porter, Randle and Smith.—5.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 278 were called up for consideration.

Senator Berrong asked to be made a co-author of SB 278, which was the order.

Upon motion of Senator Helm, the Senate concurred in HAs to SB 278.

SB 278, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Crow, Porter, Randle and Smith.—4.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

CONFEREES CHANGED

Senator Lane asked unanimous consent, which was granted, that the conferees on SB 470 be changed from Senators Crow, Wadley and Randle to Senators Wadley, Cate and Lane.

GENERAL ORDER

HB 1817 by Parris and Rogers of the House and Lane and Funston of the Senate was read and considered.

Senator Murphy presiding.

Upon motion of Senator Funston, HB 1817 was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, HB 1817 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1817 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Stipe, Tinsley, Vann, Wadley, Wolfe, York and Young.—37.

Nay: Berrong, Johnson, McCune, Rozell, Taliaferro, Terrill and Watson.—7.

Excused: Crow, Porter, Randle and Smith.—4.

The bill and emergency passed.

HB 1817 was referred for engrossment.

Senator Wadley presiding.

GENERAL ORDER

✓ HB 1303 by Nance and Rogers of the House and Funston of the Senate was read and considered.

X Senator Howard moved to amend HB 1303, Page 1, Line 1, by adding new Sections 1 and 2 as follows:

“SECTION 1. 68 O.S. 1971, Section 225, is amended to read as follows:

Section 225. (a) Any taxpayer aggrieved by any order, ruling, or finding of the Tax Commission directly affecting such taxpayer may appeal therefrom directly to the Supreme Court of Oklahoma. A taxpayer so desiring to appeal shall, within ten (10) days from the date of mailing to the taxpayer of any such order, ruling, or finding, file with the Tax Commission a written notice of his intention to appeal. Upon request of the taxpayer the Tax Commission shall furnish him an original and copy of the proceedings had in connection with the matter complained of.

(b) Within thirty (30) days from the date of mailing to the taxpayer of the order, ruling, or finding complained of, the taxpayer desiring to appeal shall file in the office of the Clerk of the Supreme Court a petition in error specifying the grounds upon which such appeal is based. At the same time the taxpayer shall file with the Supreme Court the record of the appeal, certified to by the Secretary of the Tax Commission, and consisting of any citations, findings, judgments, motions, orders pleadings and rulings, together with a transcript of all evidence introduced at any hearing relative thereto, or such portion of such citations, findings, judgments, motions, orders, pleadings,

rulings, and evidence as the appealing parties and the Tax Commission may agree to be sufficient to present fully to the Court the questions involved.

(c) As a condition precedent to the right of the taxpayer to prosecute such an appeal, and as a jurisdictional prerequisite of the Supreme Court to entertain such appeal, it is specifically provided that, if the appeal be from an order, judgment, finding, or ruling of the Tax Commission assessing a tax or an additional tax, penalties, and interest, the taxpayer shall pay to the Tax Commission the amounts assessed. [Any amounts so paid shall, pending the final determination of the appeal, be held by the Tax Commission in a segregated fund, and if] IF, upon a final determination of the appeal the order assessing such tax, penalties, and interest is reversed or modified and it is determined that said tax or part thereof was erroneously OR ILLEGALLY assessed, said amounts so paid by the taxpayer, together with the interest thereon at the rate of three per cent (3%) per annum, shall be refunded to the taxpayer by the Tax Commission. [The interest on such refund shall be paid out of funds in the official depository clearing account of the Tax Commission, derived from collections in said fund from the same source as the segregated tax payment] THERE IS HEREBY APPROPRIATED FROM THE PROCEEDS OF EVERY TAX AND LICENSE IMPOSED BY LAW A SUM SUFFICIENT TO REFUND TO TAXPAYERS ANY AND ALL SUCH TAXES WHICH MAY BE DETERMINED TO HAVE BEEN ERRONEOUSLY OR ILLEGALLY ASSESSED AND COLLECTED FROM SUCH TAXPAYERS UNDER LAWS OF OKLAHOMA WHETHER PAID VOLUNTARILY OR INVOLUNTARILY AND INTEREST THEREON AT THE RATE OF THREE PERCENT (3%) PER ANNUM FROM THE DATE OF PAYMENT OF SAME TO THE TAX COM-

MISSION. THE TAX COMMISSION SHALL, BY CASH VOUCHER DRAWN BY THE TAX COMMISSION UPON ITS OFFICIAL DEPOSITORY CLEARING ACCOUNT WITH THE STATE TREASURER, REFUND TO THE TAXPAYER THE AMOUNT OF TAX DETERMINED NOT TO BE DUE.

(d) In lieu of the cash payment provided for in the preceding paragraph, the taxpayer may file with the Tax Commission a bond in double the amount of the tax, additional tax, penalties and interest so assessed, conditioned that he will faithfully and diligently prosecute such appeal to a final determination, and in the event the order, judgment, ruling or finding of the Tax Commission be affirmed on appeal, will pay such tax, additional tax, penalties and interest, and costs so assessed against him.

(e) If the appeal be from an order, judgment, finding or ruling of the Tax Commission other than one assessing a tax and from which a right of appeal is not otherwise specifically provided for in this Article, any aggrieved taxpayer may appeal from any such order, judgment, finding or ruling as provided in this Section and may supersede the effect of such order, judgment, ruling or finding by filing with the Tax Commission a bond in an amount fixed by the Tax Commission payable to the State of Oklahoma conditioned that such appeal will faithfully and diligently be prosecuted to a final determination, and in the event the order, judgment, ruling or finding of the Tax Commission be affirmed on appeal, that such person will immediately conform thereto.

(f) This Section shall be construed to provide a legal remedy by action at law in any case where a tax, or the method of collection or enforcement thereof, or any order, ruling, finding or judgment of the Tax Commission is complained of, or is sought to be enjoined in any action in any

Court of this State [or the United States of America].

SECTION 2. 68 O.S. 1971, Section 226, is amended to read as follows:

Section 226. (a) In addition to the right of appeal to the Supreme Court provided for in the preceding Section, a right of action is hereby created to afford a remedy to any taxpayer aggrieved by the provisions of this Article or of any other State tax law, or who resists the collection of or the enforcement of the rules or regulations of the Tax Commission relating to the collection of any State tax.

(b) [Any] WITHIN THIRTY (30) DAYS FROM THE DATE OF MAILING TO THE TAXPAYER OF THE ORDER, RULING OR FINDING OF THE TAX COMMISSION, ANY such taxpayer shall pay the tax to the Tax Commission, and at the time of making such payment shall give notice to the Tax Commission of his intention to file suit for recovery of such tax. [Upon receipt of such notice the tax so paid shall be segregated and for a period of thirty (30) days shall be held by the Tax Commission in its official depository clearing account with the State Treasurer. If suit be filed within such thirty day period, the fund so segregated shall be further held until the final determination of the suit.] If the taxpayer prevails the Tax Commission shall, by cash voucher drawn by the Tax Commission upon its official depository clearing account with the State Treasurer, refund to the taxpayer the amount of tax determined not to be due pursuant to the final judgment of the court having jurisdiction, together with interest on such amount at the rate of three percent (3%) per annum from the date of payment by the taxpayer to the date of the Court's final order. [The interest on such refund shall be paid out of funds in the official depository clearing account of the Tax Commission, derived from collections in said fund from the

same source as segregated tax payment] THERE IS HEREBY APPROPRIATED FROM THE PROCEEDS OF EVERY TAX AND LICENSE IMPOSED BY LAW A SUM SUFFICIENT TO REFUND TO TAXPAYERS ANY AND ALL SUCH TAXES WHICH MAY BE DETERMINED TO HAVE BEEN ERRONEOUSLY OR ILLEGALLY ASSESSED AND COLLECTED FROM SUCH TAXPAYERS UNDER LAWS OF OKLAHOMA, WHETHER PAID VOLUNTARILY OR INVOLUNTARILY, AND INTEREST THEREON AT THE RATE OF THREE PERCENT (3%) PER ANNUM FROM THE DATE OF THE PAYMENT OF SAME TO THE TAX COMMISSION.

(c) This Section shall afford a legal remedy and right of action in any State [or Federal] Court having jurisdiction of the parties and the subject matter. [It shall be construed to provide a legal remedy in the State or Federal Courts by action at law in cases where the taxes complained of are claimed to be an unlawful burden on interstate commerce, or the collection thereof violative of any Congressional Act or provision of the Federal Constitution, or in cases where jurisdiction is vested in any of the Courts of the United States.] In all actions brought hereunder service of process upon the Chairman of the Tax Commission shall be sufficient service, and the Tax Commission shall be the sole, necessary and proper party defendant in any such suit, and the State Treasurer shall not be a necessary or proper party thereto.

(d) Upon request of any taxpayer and upon proper showing that the principle of law involved in the assessment of any tax is already pending before the Courts for judicial determination, the taxpayer, upon agreement to abide by the decision of the Court, may pay the tax so assessed under protest, but need not file a suit. [In such case the tax so paid under protest

shall be segregated and held by the Tax Commission in its official depository clearing account until the question of law involved shall have been determined by the Courts, and shall then be disposed of as herein provided.]”

, and on Page 7, Line 7, by adding an emergency clause as follows:

“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.”

, and by restoring the title to read as follows:

“An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 225, 226 and 1022; providing for appeals; providing certain procedures; providing for jurisdiction; providing for a cause of action to recover taxes; providing for the Gross Production Tax levied on a conditional increase in the value of natural gas; casinghead gas and liquids extracted therefrom pending approval of federal agency or court appeal of agency decision; providing for the handling and distribution of tax levied thereon; providing for refunds of excise tax; deleting certain requirements; directing codification; and declaring an emergency.”

Senator Murphy presiding.

X Senator Funston moved to amend the Howard amendment, SECTION 1, subsection (c), by inserting after the words “appropriated from” and before the words “the proceeds” the words “any sums available for appropriation from”, which amendment was declared adopted.

X Senator Howell moved to amend the Howard amendment, SECTION 1, sub-

section (c), the last line of the new language, by striking after the word "determined" the words "not to be due" and inserting in lieu thereof "erroneously or illegally assessed", which amendment was declared adopted.

X Senator Funston moved to amend the Howard amendment, SECTION 2, subsection (b), by inserting after the words "appropriated from" and before the words "the proceeds" the words "any sums available for appropriation from", which amendment was declared adopted.

Senator Howard pressed his motion to amend, which amendment, as amended, was declared adopted.

Upon motion of Senator Funston, HB 1303, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, HB 1303, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1303 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—40.

Excused: Butler, Crow, Dawson, Pierce, Porter, Randle, Smith and York.—8.

The bill and emergency passed.

HB 1303 was referred for engrossment.

Senator McDaniel presiding.

GENERAL ORDER

✓ HB 1740 by Rogers of the House and Schuelein and Johnson of the Senate was read and considered.

Upon motion of Senator Schuelein, HB 1740 was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, HB 1740 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1740 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—39.

Excused: Butler, Crow, Funston, Murphy, Pierce, Porter, Randle, Smith and York.—9.

The Chair advised the Senate that Senator Pierce, having been present in the Chamber during the vote would be shown voting "no" on HB 1740 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

Senator Pierce desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Excused: 8.

The emergency passed.

HB 1740 was referred for engrossment.

GENERAL ORDER

✓ HB 1447 by Atkins of the House and Terrill of the Senate was read and considered.

✗ Senator Lambert moved to amend HB 1447, Page 2, Line 16, by adding after the word "patient" and before the word "of" the words "or inmate", and on Line 17 by adding after the word "or" and before the word "institution" the word "other".

✗ Senator McCune moved to amend the Lambert amendment by striking the word "or" and adding after the word "inmate" the words "ward or veteran in", and by striking the word "of" on Line 16, which amendment was declared adopted.

Senator Lambert pressed his motion to amend, which amendment, as amended, was declared adopted.

Upon motion of Senator Terrill, HB 1447, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1447, as amended, 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 the bill and emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Crow, Murphy, Porter, Randle and Smith.—6.

The bill and emergency passed.

HB 1447 was referred for engrossment.

GENERAL ORDER

✓ HB 1526 by Holden of the House and Butler of the Senate was read and considered.

Senator Schuelein asked to be made a coauthor of HB 1526, which was the order.

✗ Senator Berrong moved to amend HB 1526, Page 1, Line 4, by striking after the word "July 1" and before the word "in" the figures "1984" and substitute therefor the figures "1983", which amendment was declared adopted.

Upon motion of Senator Schuelein, HB 1526, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, HB 1526, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1526 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—39.

Nay: Birdsong.—1.

Excused: Butler, Crow, Dahl, Murphy, Porter, Randle, Smith and York.—8.

The bill passed.

Senators Helm, Keller, Pierce, McCune, Lamb, Green, Watson, Giles and Dawson desired to vote nay on the emergency. Senators York and Birdsong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 9. Excused: 7.

The emergency passed.

HB 1526 was referred for engrossment.

GENERAL ORDER

✓ HB 1717 by Rogers and Cleveland of the House and Stipe of the Senate was read and considered.

X Senator Stipe moved to amend HB 1717 by striking the enacting clause, which amendment was declared adopted.

Upon motion of Senator Stipe, HB 1717, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, HB 1717, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1717 was read for the third time at length.

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

Aye: Berrong, Cate, Clifton, Grantham, Holden, Howard, Howell, Kilpatrick, Lane, Luton, Rozell, Shatwell, Stipe, Terrill, Tinsley and York.—16.

Nay: Birdsong, Boatner, Capps, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Johnson, Keating, Keller, Lamb, Lambert, McCune, McDaniel, Martin, Pierce, Schuelein, Taliaferro, Vann, Wadley, Watson, Wolfe and Young.—26.

Excused: Butler, Crow, Murphy, Porter, Randle and Smith.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby HB 1717 failed of passage.

PENDING CONSIDERATION OF HAS

HAs to SB 418 were called up for consideration.

Upon motion of Senator Wolfe, the Senate concurred in HAs to SB 418.

SB 418, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert,

Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Helm, Murphy, Porter, Randle, Shatwell and Smith.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 502 were called up for consideration.

Upon motion of Senator Wolfe, the Senate concurred in HAs to SB 502.

SB 502, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Lane, Luton, McCune, McDaniel, Martin, Pierce, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Wolfe, York and Young.—31.

Nay: Birdsong, Boatner, Helm, Keller, Kilpatrick, Lamb, Lambert, Rozell and Watson.—9.

Excused: Butler, Crow, Dawson, Murphy, Porter, Randle, Smith and Vann.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAs to SB 371 were called up for consideration.

Upon motion of Senator Wolfe, the Senate concurred in HAs to SB 371.

SB 371, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Crow, Dawson, Murphy, Porter, Randle, Smith and Vann.—8.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of President Pro Tempore Howard, HAs to SB 483 were rejected and conference requested, said bill to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1457, 1517, 1524, 1563, 1587, 1681, 1686, 1809 and 1822, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 143, SB 247, SB 413 as coauthored by Hopkins, SB 514 as coauthored by Anderson, SB 588 as coauthored by Kamas, Baughman and Glover, and SB 592.

The above numbered bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 366, 570 and 579.

The above numbered Enrolled Bills were referred to the Governor.

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 1629.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1629 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1629, and Engrossed Senate Amendments thereto, by Monks, et al, of the House and Helm of the Senate, entitled:

An Act relating to schools; stating legislative purpose and findings; defining terms; providing for dismissal of teachers, student teachers and teachers' aides engaging in certain homosexual activity or conduct; and directing codification.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. The House accept Engrossed Senate Amendment No. 2.
3. That the following conference committee amendment be adopted: Restore the title as follows:

An Act relating to schools; defining terms; providing for dismissal of teachers, student teachers and teachers' aides engaging in certain homosexual activity or conduct; and directing codification.

Respectfully submitted,

FOR THE HOUSE: Monks, Roberts and Lancaster.

FOR THE SENATE: Helm and Rozell.
Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1303 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1735, requesting Conference and naming Conferees as follows: Elder, Davis (Don) and Kennedy.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1753, requesting Conference and naming Conferees as follows: Elder, Hooper and Steward.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HJR 1053, requesting Conference and naming Conferees as follows: Deatherage, Murphy and McCaleb.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1115, requesting Conference and naming Conferees as follows: Bengtson, Duckett and Abbott.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1734, requesting Conference and naming Conferees as follows: Elder, Morgan and Frates.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1379, requesting Conference and naming Conferees as follows: Cowan, Wiseman and Cotner.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1559 and 1562, requesting Conference and referring said bills to GCCA.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 483, and referring said bill to GCCA.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 23, 1978, at 11:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1507, 1523 and 1628 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 5:25 p.m. to meet Thursday, March 23, 1978, at 11:00 a.m.

Forty-seventh Legislative Day

Thursday, March 23, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Crow, Howard, Porter, Randle and Smith.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Sebastian, and incorporated into the Journal upon request of Senator Field.

Our heavenly Father, we have heard of the glorious miracles You did in the days of long ago. "Thou art the same yesterday, today and forever." Thou art our King and our God. It is only by Your power and through Your name, that we are alive and permitted to assemble today. Through Your wisdom and goodness, we enjoy that which is good.

Father it has been a good week and we thank You for all that has been accomplished. Thou knowest there is still much to be done before the hour of adjournment. We continue praying for the success of this session, and beseech Thee to look with favor upon these leaders. Please assist them with their remaining decisions.

May they merit the support and respect of all their constituents for their sound judgment and dedication. Protect each of them as they return home to family and friends to celebrate the resurrection of Christ our Redeemer.

Please watch over and protect us, until we meet again. In Jesus name, I humbly pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced William Harsha, M.D., Oklahoma City, as Doctor of the Day.

Senator Holden introduced a group of Brownie Scouts from Duncan, along with their leader, Fran Morris.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and

placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1774 — Social Welfare.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1303, requesting Conference and naming Conferees as follows: Representatives Nance, Rogers and Elder.

GENERAL ORDER

HB 1590 by Bradshaw, et al, of the House and Dahl of the Senate was read and considered.

Senator Dahl moved to amend HB 1590, Page 3, Lines 16 through 18, and Page 4, Lines 1 and 2, by inserting after the words "confinement in" on Lines 16 and 17, the words "the state prison system or other facility or program designated by the Department," and by striking the following words: "a Community Treatment Center, Alcohol Treatment Center or other public or private facility designated by the Department," which amendment was declared adopted.

Senator Dahl moved to amend HB 1590, Pages 4 and 5, by striking subsections (D) and (E) and inserting a new subsection (D) to read:

"(d). If the Department assigns a prisoner to a private Alcohol Treatment Center, it shall provide services and standards of treatment as provided by the Department of Mental Health under its rules and regulations for alcoholism treatment. Upon placement of a prisoner in a center for alcoholism treatment, the Department of Corrections may enter into a third party contract to reimburse such center for the custodial and professional services rendered to any prisoner subject to the availability of funds appropriated for such a purpose."

, which amendment was declared adopted.

Senator Dahl moved to amend HB 1590, Pages 7 and 8, by striking Lines 9 through 18 on Page 7 and Lines 1 through 7 on Page 8, which amendment was declared adopted.

Senator Dahl asked unanimous consent that further consideration of HB 1590 be deferred temporarily, which was the order.

GENERAL ORDER

HJR 1043 by Thompson (Mick) and Muphy of the House and Field of the Senate was read and considered.

Upon motion of Senator Field, HJR 1043 was advanced to engrossment.

By unanimous consent, upon request of Senator Field, HJR 1043 was considered engrossed and placed on third reading and final passage.

THIRD READING

HJR 1043 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Crow, Funston, Howard, Porter, Randle, Smith and Terrill.—7.

The resolution passed.

HJR 1043 was ordered withheld pursuant to Rule 19(f).

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

Senator Cate presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 274 as amended and SBs 286, 435, 542, 595, 598 and 608 each as coauthored and amended.

HOUSE AMENDMENTS

HAs to SB 274 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 34, by striking the word "or" and substituting in lieu thereof the word "and".

Amendment No. 2. Amend Page 2, Line 2½, by inserting a new Section 2 to read as follows:

"SECTION 2. 70 O.S. 1971, Section 4-101, as last amended by Section 23, Chapter 1, 1st Ex. Sess., O.S.L. 1977 (70 O.S. Supp. 1977, Section 4-101), is amended to read as follows:

Section 4-101. A. There is hereby created the office of county superintendent of schools for each county in Oklahoma, which office shall be filled at the same time and in the same manner as other county offices. The term of any person elected to such office shall be four (4) years and until his successor is elected and qualified and shall begin on the first Monday in July after his election. No person shall be eligible to nomination, appointment or election to the office of county superintendent of schools unless

1. he is a qualified elector of the county; and

2. has a standard master's degree from a college recognized by the State Board of Education or an administrator's certificate, except a standard superintendent's certificate is required in counties having a population greater than three hundred thousand (300,000)].

No person shall be allowed to file as a candidate for nomination or election to the office of county superintendent of schools nor shall the name of any person appear on any election ballot as a candidate for such office unless he then has the qualifications herein prescribed. B. 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 [except in counties having a population greater than three hundred thousand (300,000)]; provided, those persons presently serving as county superintendents of schools shall continue to serve as such until the expiration of their terms of office to which they were elected.

C. 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. Provided, when an office of county superintendent of schools has been vacated for a period of one (1) year, said office shall be abolished and the county school district clerk shall assume the duties of said office."

and renumbering subsequent section, and amend Title Line 10, by adding after "SECTION 8-110" the following: "AND SECTION 4-101, AS LAST AMENDED BY SECTION 23, CHAPTER 1, 1ST EX. SESS., O.S.L. 1977 (70 O.S. SUPP. 1977, SECTION 4-101);" and on Line 11½ after the word "FEES;" the following: "CREATING COUNTY SUPERINTENDENTS OF SCHOOLS; SETTING TERMS OF OFFICE; SETTING REQUIREMENTS FOR CANDIDATES; AND ABOLISHING SUPERINTENDENTS IN CERTAIN COUNTIES AND CREATING A COUNTY SCHOOL DISTRICT CLERK IN CERTAIN COUNTIES;"

HOUSE AMENDMENTS

HAs to SB 286 were read as follows and consideration deferred.

Authors: Add the following coauthors: Holt and Briscoe of the House.

Amendment No. 1. Amend Page 2, Section 1, Line 9, by adding after the period the following: "The boards of county commissioners may also have improvements made on existing roads in unincorporated areas of counties on a force account basis."

Amendment No. 2. Amend Page 3, Section 4, Line 1, by deleting the words "qualified engineer" and substituting the words "licensed engineer as provided by Oklahoma Statutes".

Amendment No. 3. Amend Page 11, Section 17, Line 18, by inserting after the word "property" and before the word "which" the words "in the district".

HOUSE AMENDMENTS

HAs to SB 435 were read as follows and consideration deferred.

Authors: Add the following coauthor: Hopkins of the House.

Amendment No. 1. Amend Page 7, Line 22, by adding after the word "area" and before the word "six", the word "beyond".

HOUSE AMENDMENTS

HAs to SB 542 were read as follows and consideration deferred.

Authors: Add the following coauthors: Glover and Wilson of the House.

Amendment No. 1. Amend Page 1, Section 1, Lines 29 and 30, by striking the words after "act" on Line 29 and remainder of sentence on Line 30.

Amendment No. 2. Amend Page 3, Section 1, Lines 12 and 18, by deleting the word "selection" on Line 12 and substituting in lieu thereof the word "election" and by deleting the word "selected" on Line 18 and substituting in lieu thereof the word "elected".

Amendment No. 3. Amend Page 4, Line 10½, by adding a new Section 4 to read as follows:

"SECTION 4. 2 O.S. 1971, Section 1106, is amended to read as follows:

Section 1106. In the administration of this act the commission shall have the following duties, authorities and powers:

- (1) To conduct a campaign of research, promotion and education;
- (2) [to] TO find new markets for peanuts and peanut products;
- (3) [to] TO accept grants and donations;
- (4) [to] TO sue and be sued;

(5) [to] TO enter into such contracts as may be necessary or advisable for the purpose of this act;

(6) [to] TO appoint an executive secretary and such other personnel as is needed, and to prescribe their duties and fix their compensation;

(7) [to] TO cooperate with any organization or agency, whether voluntary or created by law or any state or by national law engaged in work or activities similar to the work and activities of the commission, and to enter into contracts and agreements with such organizations or agencies for carrying on a joint campaign of research, promotion and education; PROVIDED, HOWEVER, NO COMMISSION FUNDS MAY BE USED, DIRECTLY OR INDIRECTLY, OR AS A RESULT OF CONTRACT OR AGREEMENT, WITH OTHER PERSONS OR ORGANIZATIONS IN SUPPORTING OR OPPOSING POLITICAL CANDIDATES OR POLITICAL OFFICE HOLDERS, EITHER STATE OR NATIONAL EXCEPT FOR RECOMMENDING AMENDMENTS TO THIS ACT. PROVIDED THAT NOTHING HEREIN SHALL RESTRICT THE POWERS OF THE COMMISSION AS SET FORTH IN THIS SECTION OF THIS ACT;

(8) [to] TO establish an office of the executive secretary at any place in this state the commission may select; and

(9) [to] TO prosecute in the name of the State of Oklahoma any suit or action for the collection of the tax or assessment herein provided."

and by renumbering the present "Section 4" to "Section 5" and subsequent sections accordingly, and amend Title, Line 10½ after "1105," by adding "1106," and Line 15, after the word "COMMISSION;" add "PROVIDING DUTIES AND POWERS OF COMMISSION;".

HOUSE AMENDMENTS

HAs to SB 595 were read as follows and consideration deferred.

Authors: Add the following coauthor: Riggs of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 595 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 598 were read as follows and consideration deferred.

Authors: Add the following coauthor: Riggs of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 598 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 608 were read as follows and consideration deferred.

Authors: Add the following coauthors: Steward and Denman of the House.

Amendment No. 1. Amend Page 4, Section 1, Line 2½, by adding the following language:

"10. The Planning Commission may require the developer of such property to reserve appropriate utility easements for water, sewer and any other utility installations as may be required for present and future development."

Amendment No. 2. Amend Page 5, Section 2, Line 30½, by adding the following language:

"10. The Planning Commission may require the developer of such property to reserve appropriate utility easements for water, sewer and any other utility installations as may be required for present and future development."

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

GENERAL ORDER

HB 1754 by Elder and Monks of the House and Murphy of the Senate was read and considered.

Senator Berrong moved to amend HB 1754, Page 8, Line 16, by striking after the word "him" and before the word "or" on Line 18 all of paragraph (3).

Senator Murphy moved to table the Berrong amendment, which motion to table was declared failed of adoption.

Senator Berrong pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Murphy, HB 1754, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1754, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Luton presiding.

HB 1754 was read for the third time at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Giles, Grantham, Holden, Howell, Kilpatrick, Lambert, Luton, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and York.—26.

Nay: Boatner, Butler, Funston, Green, Helm, Johnson, Keating, Keller, Lamb, McCune, Pierce, Schuelein, Tinsley, Watson, Wolfe and Young.—16.

Excused: Berrong, Crow, Howard, Lane, Porter and Randle.—6.

The bill passed.

Senators Keating, Wolfe, Schuelein, Funston, Young and Tinsley desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The emergency passed.

HB 1754 was referred for engrossment.

Senator Wadley presiding.

Senators Porter and Howard asked to be shown present, which was the order.

GENERAL ORDER

HB 1590, previously considered and amended, was considered further.

X Senators Keller and Lambert moved to amend HB 1590, Page 8, Line 7, by adding after the word "center." a new Section 3 as follows:

"SECTION 3. The Department of Corrections in selecting a site for any community treatment center in the State of Oklahoma shall abide with the following guidelines:

(a) The meeting by the Board of Corrections to consider a site shall be held in the same county as the proposed site is located;

(b) Notice of such meeting shall be published in a legal newspaper in the county at least fifteen (15) days prior to said meeting;

(c) All meetings of the Board of Corrections or Department of Corrections or of any of their agents, representatives, committees, advisors or advisory committees shall be open meetings and notice of such meetings shall be given in accordance with subparagraph (b) above;

(d) No community treatment center site shall be selected or designated within one and one-half (1½) miles of any public school of grades one through twelve."

, and by renumbering subsequent sections.

Senator Young moved to table the Keller-Lambert amendment, which motion to table was declared failed of adoption.

Senator Keller pressed his motion to amend, which amendment was declared adopted.

Upon motion of Senator Dahl, HB 1590, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, HB 1590, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1590 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe and York.—39.

Nay: Funston, Helm, Johnson, Keller, Lamb, Watson and Young.—7.

Excused: Crow and Randle.—2.

The bill passed.

HB 1590 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1779, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1341, requesting Conference and naming Conferees as follows: Lancaster, Henry and Converse.

Senator Lane moved that the Senate stand recessed for 20 minutes, which motion was declared adopted.

The Senate reassembled in its Chamber with Senator Wadley presiding.

Senator Luton questioned the presence of a quorum. The Presiding Officer

ordered the roll called, following which he declared a quorum present.

GENERAL ORDER

✓ **HB 1466** by Fried of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, **HB 1466** was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, **HB 1466** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1466 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—37.

Nay: Berrong, Capps, Dahl, Field, Pierce, Rozell and Taliaferro.—7.

Excused: Crow, Helm, Randle and Young.—4.

The bill and emergency passed.

HB 1466 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1023, 1447, 1490, 1526, 1708, 1740 and 1808 were each correctly engrossed and

together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

HB 1615, previously considered and amended on page 509, was considered further.

X Senator McCune moved to amend **HB 1615**, Page 2, Line 8, by adding after the word "of" and before the word "or" the words "such an improvement", which amendment was declared adopted.

X Senator Young moved to amend **HB 1615**, Page 2, Line 11, by striking after the word "after" and before the word "completion" the word "substantial" and inserting in lieu thereof the word "final".

Senator York moved to table the Young amendment, which motion to table was declared adopted.

Upon motion of Senator York, **HB 1615**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1615**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1615 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell,

Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Crow and Randle.—2.

The bill passed.

HB 1615 was referred for engrossment.

GENERAL ORDER

✓ HB 1039 by Cleveland and Riggs of the House and Dawson of the Senate was read and considered.

Upon motion of Senator Dawson, HB 1039 was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, HB 1039 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1039 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Kilpatrick, Lambert, Lane, McCune, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wolfe and York.—30.

Nay: Birdsong, Boatner, Butler, Dahl, Johnson, Keller, Lamb, Luton, McDaniel, Martin, Murphy, Stipe, Vann, Wadley, Watson and Young.—16.

Excused: Crow and Randle.—2.

The bill passed.

Senators Wadley and Lamb desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 14. Excused: 2.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Boatner moved that the vote be reconsidered whereby HB 1039 and the emergency section passed.

GENERAL ORDER

✓ HB 1752 by Elder and Vaughn of the House and Wolfe of the Senate was read and considered.

X Senator Helm moved to amend HB 1752, Page 3, Line 6, by striking after the word "of" the words and figure "Ten Dollars (\$10.00)" and inserting "Five Dollars (\$5.00)", which amendment was declared adopted.

Upon motion of Senator Wolfe, HB 1752, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, HB 1752, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1752 was read for the third time at length.

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

Aye: Berrong, Butler, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Stipe, Taliaferro,

Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Nay: Birdsong, Boatner, Howell, Lambert and Rozell.—5.

Excused: Crow, Field, Randle and Tinsley.—4.

The bill passed.

HB 1752 was referred for engrossment.

Senator Murphy presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 247, 278, 371, 400, 502 and 588 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1457, 1507, 1517, 1523, 1524, 1563, 1587, 1628, 1681, 1686, 1809 and 1822.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1817 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 143, 418, 514 and 592 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1728 by Lancaster and Johnson (Don) of the House and Smith and Terrill of the Senate was read and considered.

X Senator Keating moved to amend HB 1728, Page 11, Lines 16 through 18, by restoring the stricken language following and before the brackets on Lines 16, 17 and 18, and by striking all language in capital letters from Lines 12 through 17 on Page 12.

X Senator Smith moved to amend the Keating amendment by adding the following: On Line 18 of Page 2, striking the words "in any county of this state" and insert in lieu thereof "at the state headquarters of the Department in Oklahoma County", which amendment was declared adopted.

Senator Keating pressed his motion to amend, which amendment, as amended, was declared adopted.

Senator Lambert presiding.

X Senator Pierce moved to amend HB 1728, Page 11, by restoring the stricken language in subsection H and striking the new language, which amendment was tabled upon motion of Senator Smith.

X Senator Keating moved to amend HB 1728, Page 12, Lines 12 through 17, by restoring the language in capital letters on Lines 12 through 17, which amendment was declared adopted.

X Senator Keating moved to amend HB 1728, Page 9, by striking the words "color photo" on Line 9 and all language after the period on Line 11 through the period on Line 17.

Senator Smith asked unanimous consent, which was granted, that HB 1728 be laid over with amendments attached until some future legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 413 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1351 by Davis (Guy) of the House and Cate of the Senate was read and considered.

X Senator Cate moved to amend HB 1351 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Cate, HB 1351, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1351, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1351 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Crow, Howard and Randle.—3.

The bill passed.

HB 1351 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCES

Upon motion of Senator Lane, the requests of the Honorable House for conferences on the following bills was ordered granted: HBs 1115, 1303, 1341, 1379, 1734, 1735 and 1753 and HJR 1053. President Pro Tempore Howard appointed the following conferees on the above-named bills:

HB 1115: Senators York, Keller and Kilpatrick.

HB 1303: Senators Smith, Grantham and Funston.

HB 1341: Senators Dahl, Field and Rozell.

HB 1379: Senators Smith, Wadley and Capps.

HB 1734: Senators Grantham, Howell and Randle.

HB 1735: Senators Grantham, Lambert and Young.

HB 1753: Senators Grantham, Keating and Clifton.

HJR 1053: Senators Cate, Martin and Lane.

Upon motion of Senator Lane the request of the Honorable House for conference on HBs 1559 and 1562 was ordered granted, said bills to be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 247, 278, 371, 400, 502 and 588.

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

✓ HB 1518 by Elder and Wilson of the House and Grantham of the Senate was read and considered.

- X Senator Wolfe moved to amend **HB 1518**, Page 15, Lines 5 and 6, by striking on Line 5 the sum "2.00" and inserting in lieu thereof the sum "1.00" and by striking on Line 6 the sum of "1.00" and inserting the sum of "\$0.50", which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 18, Line 5, by striking the sum of "35.00" and inserting in lieu thereof the sum of "20.00".
- X Senator Grantham moved to table the Young amendment, which motion to table was declared failed of adoption.
- Senator Young pressed his motion to amend, which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 18, Line 11, by striking the sum "10.00" and inserting in lieu thereof the sum "5.00" which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 18, Line 13, by striking the sum "40.00" and inserting in lieu thereof the sum "35.00", which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 19, Line 5, by striking the sum "25.00" and inserting in lieu thereof the sum "15.00", which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 19, Line 7, by striking the sum "25.00" and inserting in lieu thereof the sum of "20.00", which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 19, Line 9, by striking the sum "40.00" and inserting in lieu thereof the sum "30.00".
- X Senator Stipe moved as a substitute amendment for the Young amendment to amend **HB 1518**, Page 19, Line 9, by striking the sum "40.00" and inserting in lieu thereof the sum "35.00", which substitute amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 23, by striking Lines 11, 12, 13 and 14, which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 23, Line 10, by striking the sum "20.00" and inserting in lieu thereof the sum "12.00", which amendment was declared adopted.
- X Senator Young moved to amend **HB 1518**, Page 24, Line 18, by striking the sum "25.00" and inserting in lieu thereof the sum "20.00", which amendment was tabled upon motion of Senator Grantham.
- X Senator Luton moved to amend **HB 1518**, Page 33, Line 1½, by adding new sections as follows:
- "SECTION 15. The charging of any fee by a clerk of the District Court in excess of the amounts authorized by law shall constitute willful maladministration and be grounds for removal from office of said clerk.
- "SECTION 16. Section 15 of this Act shall be codified immediately following Section 1181 of Title 22 of the Oklahoma Statutes as Section 1181A."
- , and by renumbering the following sections, which amendment was declared adopted.
- Upon motion of Senator Grantham, **HB 1518**, as amended, was advanced to engrossment.
- By unanimous consent, upon request of Senator Grantham, **HB 1518**, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1518 was read for the third time at length.

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

Aye: Birdsong, Butler, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lambert, Lane, Luton, Martin, Murphy, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill and York.—27.

Nay: Berrong, Boatner, Capps, Green, Helm, Johnson, Lamb, McCune, McDaniel, Pierce, Porter, Tinsley, Vann, Watson, Wolfe and Young.—16.

Excused: Crow, Field, Randle, Rozell and Wadley.—5.

The bill passed.

Senators Berrong, Young, Green, Field, Vann and McDaniel desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 9. Excused: 6.

The emergency passed.

HB 1518 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 143, 413, 514 and 592.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1708 and 1740, requesting Conference thereon and said bills to be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 418.

The above numbered Enrolled Bill was referred to the Governor.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane the request of the Honorable House for conference on HBs 1708 and 1740 was ordered granted, said bills to be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

MOTION TO RECONSIDER VOTE

Senator Lane asked unanimous consent, which was granted, that the time be extended until Monday, March 27, 1978, for consideration of the York motion to reconsider the vote whereby HB 1170 failed of passage.

DECLARATION OF VOTES

Senator Howell asked that the record show had he been present at the time of third reading and final passage of HBs 1530, 1531, 1753 and 1765 he would have voted "nay" on the bills; and had he been present at the time of third reading and final passage, he would have voted "aye" on the following bills: SBs 280 and 445, HBs 1187, 1450, 1456, 1496, 1529, 1533, 1534, 1558, 1559, 1561, 1562, 1563, 1564, 1565, 1566,

1568, 1589, 1594, 1690, 1735, 1809, and HJR 1025, which was the order.

Senator Lane moved that when the clerk's desk is clear, the Senate stand adjourned to meet Monday, March 27, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HJR 1043 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:15 p.m. to meet Monday, March 27, 1978, at 1:30 p.m.

Forty-eighth Legislative Day

Monday, March 27, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Excused: Butler, Cate, Keating, Keller, Pierce, Randle, Smith, Stipe, Terrill and Wadley.—10.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Golden Shook, Pastor, United Methodist Church, Barnsdall, and incorporated into the Journal upon request of Senator Dahl.

Our Father, as we gather here this afternoon, we ask for Thy strength and the courage that we need to do the work that is before us.

We lift up each other here, Lord; as Senators and as laity alike, we try to do

the very best we can to represent the people that we are representing, to get out a piece of business that will help our state.

Father, be with each of these Senators as they go about their work this day. Help them as they have their trials and tribulations, as they try to decide, on their own, how to vote. May it be to a clear conscience.

Dear Lord, guide and keep us unto the glory of this Kingdom, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Tinsley introduced former Senator Roy Boecher, Kingfisher.

Senator Funston introduced Roger Good, M.D., Tulsa, as Doctor of the Day. Senators Taliaferro and Terrill introduced Pat Brennan, R.N., Lawton, and Connie Uranga, student nurse, as Nurses of the Day.

Senator Capps introduced his wife, Wanda.

SPECIAL COMMITTEE APPOINTMENT

President Pro Tempore Howard announced the appointment of the following

Ad Hoc Committee to study the feasibility of levying a temporary gasoline tax for the repair of winter storm damage on state highways, city streets, rural mail roads and school bus routes: Senators Lane, Stipe, Smith, Crow and Randle.

GENERAL ORDER

✓ **HB 1550** by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1550** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1550** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1550 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Boatner.—1.

Excused: Butler, Cate, Keating, Keller, Pierce, Randle, Smith, Stipe, Terrill and Wadley.—10.

The bill and emergency passed.

HB 1550 was ordered withheld pursuant to Rule 19(f).

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

GENERAL ORDER

✓ **HB 1538** by Davis (Don) and Barker of the House and Crow, Randle and Terrill of the Senate was read and considered.

Upon motion of Senator Crow, **HB 1538** was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, **HB 1538** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1538 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Excused: Butler, Keating, Keller, Pierce, Randle, Smith, Stipe, Terrill and Wadley.—9.

The bill passed.

Senator Smith asked to be shown present and desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Excused: 8.

The emergency passed.

HB 1538 was referred for engrossment.

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

GENERAL ORDER

✓ HB 1553 by Davis (Don), et al, of the House and Crow, Randle and Murphy of the Senate was read and considered.

Upon motion of Senator Crow, HB 1553 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1553 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1553 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—38.

Nay: Berrong.—1.

Excused: Butler, Keating, Keller, Pierce, Randle, Stipe, Taliaferro, Terrill and York.—9.

The bill and emergency passed.

HB 1553 was referred for engrossment.

GENERAL ORDER

✓ HB 1569 by Davis (Don) and Barker of the House and Crow, Randle, Boatner and

Lambert of the Senate was read and considered.

Upon motion of Senator Crow, HB 1569 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1569 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1569 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson and York.—33.

Nay: Berrong, Dawson, Giles, Grantham, McDaniel, Martin, Wolfe and Young.—8.

Excused: Butler, Keating, Keller, Pierce, Randle, Stipe and Terrill.—7.

The bill and emergency passed.

HB 1569 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 206 as amended and coauthored.

HOUSE AMENDMENTS

HAs to SB 206 were read as follows and consideration deferred.

Authors: Add the following coauthors: Riggs, Monks, Fitzgibbon, Robinson, Deatherage, Roberts, Hood and Duckett of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Tempore, HAS to SB 206 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

GENERAL ORDER

✓ HB 1570 by Davis (Don), et al, of the House and Crow, Randle and Boatner of the Senate was read and considered.

Senator Shatwell asked to be made a co-author of HB 1570, which was the order.

Upon motion of Senator Crow, HB 1570, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1570, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1570 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin,

Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—39.

Excused: Butler, Keating, Keller, Pierce, Randle, Stipe, Terrill, Wadley and York.—9.

The bill and emergency passed.

HB 1570 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1779 and HJR 1043.

The above numbered Enrolled Bill and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ HB 1571 by Davis (Don), et al, of the House and Crow, Randle and Butler of the Senate was read and considered.

✗ Senator Crow moved to amend HB 1571, Page 5, Line 17, by adding after the word "monthly." and before the word "The" the following language: "The Assistant Director of the Animal Industry shall be a licensed veterinarian.", which amendment was declared adopted.

Upon motion of Senator Crow, HB 1571, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1571, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1571 was read for the third time at length.

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

Aye: Boatner, Cate, Clifton, Crow, Dahl, Dawson, Grantham, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, Murphy, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Wadley, Wolfe, York and Young.—26.

Nay: Berrong, Birdsong, Capps, Field, Funston, Giles, Green, Helm, Holden, McCune, McDaniel, Martin, Porter, Vann and Watson.—15.

Excused: Butler, Keating, Keller, Pierce, Randle, Stipe and Terrill.—7.

The bill passed.

The emergency failed.

HB 1571 was referred for engrossment.

GENERAL ORDER

✓ HB 1573 by Davis (Don) and Barker of the House and Crow, Randle and Butler of the Senate was read and considered.

Senators Berrong, Field, Johnson and Capps asked to be made coauthors of HB 1573, which was the order.

✗ Senator Crow moved to amend HB 1573, by reinstating the title, which amendment was declared adopted.

Upon motion of Senator Crow, HB 1573, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1573, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1573 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Keating, Keller, Pierce, Randle, Stipe and Terrill.—7.

The bill and emergency passed.

HB 1573 was referred for engrossment.

GENERAL ORDER

✓ HB 1575 by Davis (Don) and Barker of the House and Crow, Randle and Butler of the Senate was read and considered.

Upon motion of Senator Crow, HB 1575 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1575 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1575 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert,

Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Keating, Keller, Pierce, Randle, Stipe and Terrill.—7.

The bill and emergency passed.

HB 1575 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1574 by Davis (Don) and Barker of the House and Crow, Randle and Butler of the Senate was read and considered.

Upon motion of Senator Crow, HB 1574 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1574 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1574 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—37.

Nay: Boatner.—1.

Excused: Butler, Keating, Keller, Kilpatrick, Pierce, Randle, Stipe, Taliaferro, Terrill and York.—10.

The bill and emergency passed.

HB 1574 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1351, 1466, 1518, 1590, 1615, 1752 and 1754 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 27, 1978, of Enrolled SBs 164, 383, 498, 504, 579 and 582.

BILLS WITHDRAWN

Senator Luton asked unanimous consent, which was granted, that HB 1836 be withdrawn from the Calendar and referred to County, State and Federal Government.

Senator Johnson asked unanimous consent, which was granted, that HB 1280 be withdrawn from the Calendar and referred to County, State and Federal Government.

Senator Wolfe asked unanimous consent, which was granted, that HB 1689 be stricken from the Calendar.

Senators Keller, Stipe and Terrill asked to be shown present, which was the order.

THIRD READING

Senator Boatner moved that the vote be reconsidered whereby the Smith amendment to HB 1631 was adopted.

The Chair ruled that a motion to reconsider adoption of an amendment must be made and disposed of on the same day the amendment is adopted.

Senator Crow asked unanimous consent to have an amendment to HB 1631 read on third reading, to which request objection was heard.

Senator Crow moved that the vote be reconsidered whereby HB 1631 was advanced to third reading and final passage.

Senator Smith moved to table the Crow motion to reconsider, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Dawson, Funston, Grantham, Green, Helm, Howell, Keller, Kilpatrick, Lambert, Luton, McCune, Shatwell, Smith, Terrill, Tinsley, Vann, Watson, Wolfe and York.—23.

Nay: Boatner, Capps, Crow, Dahl, Field, Giles, Holden, Johnson, Lamb, Lane, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Stipe, Taliaferro, Wadley and Young.—20.

Excused: Butler, Howard, Keating, Pierce and Randle.—5.

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

Senator Wadley presiding.

HB 1631 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Porter, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—36.

Nay: Boatner, Crow, Johnson, McDaniel, Schuelein, Stipe and Vann.—7.

Excused: Butler, Grantham, Helm, Pierce and Randle.—5.

The Chair advised the Senate that Senator Grantham, having been present in the Chamber during the vote, would be shown voting "no" on HB 1631 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 36. Nay: 8. Excused: 4.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Tinsley moved that the vote be reconsidered whereby HB 1631 passed.

MOTION TO RECONSIDER VOTE

Senator York asked for consideration of his motion to reconsider the vote whereby HB 1170 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Dahl, Dawson, Funston, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, Martin, Murphy, Porter, Rozell, Shatwell, Stipe, Terrill, Vann, Wadley and York.—27.

Nay: Boatner, Capps, Crow, Field, Giles, Grantham, Green, Keating, Lamb, McCune, McDaniel, Schuelein, Smith, Taliaferro, Watson, Wolfe and Young.—17.

Excused: Butler, Pierce, Randle and Tinsley.—4.

THIRD READING

HB 1170 was read for the third time at length.

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

Aye: Birdsong, Cate, Clifton, Dahl, Funston, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, Martin, Murphy, Porter, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and York.—25.

Nay: Berrong, Boatner, Capps, Crow, Dawson, Field, Giles, Grantham, Green, Helm, Keating, Lamb, McCune, McDaniel, Rozell, Schuelein, Smith, Watson, Wolfe and Young.—20.

Excused: Butler, Pierce and Randle.—3.

The bill passed.

HB 1170 was referred for engrossment.

UNANIMOUS CONSENT REQUEST

Senator Stipe asked unanimous consent, which was granted, that the committee on Criminal Jurisprudence be allowed to consider and act on **HB 1832**.

MOTION TO RECONSIDER VOTE

Senator Stipe asked for consideration of his motion to reconsider the vote whereby **HB 1717** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Wadley, Watson, York and Young.—35.

Nay: Boatner, Dawson, Helm, McDaniel, Rozell, Terrill, Vann and Wolfe.—8.

Excused: Butler, Johnson, Pierce, Porter and Randle.—5.

THIRD READING

Senator Stipe moved that the vote be reconsidered whereby **HB 1717** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Stipe moved that the vote be reconsidered whereby **HB 1717** was advanced to engrossment, which motion was declared adopted.

HB 1717 was thereby placed on General Order.

PENDING CONSIDERATION OF HAS

HAs to SB 608 were called up for consideration.

Upon motion of Senator Terrill, the Senate concurred in **HAs to SB 608**.

SB 608, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Crow, Helm, Pierce, Porter, Randle and Tinsley.—7.

The Chair advised the Senate that Senator Helm, having been present in the Chamber during the vote would be shown voting "no" on **SB 608** in compliance with

Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 1. Excused: 6.

The bill passed.

Senator Helm desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Excused: 6.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Howell, HAS to SB 274 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Howell, Crow and Capps.

Senator Cate presiding.

GENERAL ORDER

✓ HB 1502 by Murphy and Baughman of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, HB 1502 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1502 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1502 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—33.

Nay: Birdsong, Boatner, Field, Johnson, Lambert, Lane, Stipe, Wolfe and Young.—9.

Excused: Butler, Crow, Pierce, Porter, Randle and Wadley.—6.

The bill and emergency passed.

HB 1502 was ordered withheld pursuant to Rule 19(f).

RESOLUTION

Senator Porter introduced the following Resolution:

SR 16 — By Porter.

A Resolution approving construction of the City of Faith Medical and Research Center at Oral Roberts University in Tulsa, Oklahoma; affirming and endorsing the licensing and operation of the City of Faith; and directing distribution.

Senator Funston raised a point of order, stating that SR 16 should be laid over for one legislative day under the Senate Rule concerning resolutions giving rise to debate, which point of order the Chair sustained.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 395, 531, 545 and 635; and SB 552 as coauthored by Kamas.

The above numbered Bills were referred for enrollment.

GENERAL ORDER

✓ HB 1501 by Murphy of the House and Terrill of the Senate was read and considered.

Upon motion of Senator Terrill, HB 1501 was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1501 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1501 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Nay: Boatner.—1.

Excused: Butler, Crow, Pierce, Randle, Stipe and York.—6.

The bill and emergency passed.

HB 1501 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1623 by Hammons, et al, of the House and Terrill, Howell, Johnson, Stipe, Luton, Wadley and Tinsley of the Senate was read and considered.

X Senator Berrong moved to amend HB 1623, Page 10, Line 12, by reinserting after the word "imprisonment" all language on Lines 12, 13 and 14, which amendment was declared adopted.

X Senator Terrill moved to amend HB 1623, Page 13, Lines 6 and 14, by changing the figure "1979" to "1978", which amendment was declared adopted.

Upon motion of Senator Terrill, HB 1623, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, HB 1623, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1623 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Rozell, Shatwell, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—36.

Nay: Berrong, Field, McCune, Schuelein, Taliaferro.—5.

Excused: Butler, Crow, Helm, Pierce, Randle, Smith and Stipe.—7.

The bill and emergency passed.

HB 1623 was referred for engrossment.

Senator Lamb presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 328 were called up for consideration.

Upon motion of Senator Lambert, the Senate concurred in HAs to SB 328.

SB 328, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Butler, Helm, Holden, Pierce and Randle.—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

✓ HB 1459 by Stephenson of the House and Tinsley of the Senate was read and considered.

Senator Lamb asked to be made a coauthor of HB 1459, which was the order.

X Senator Martin moved to amend HB 1459, Page 1, Line 1, by striking all of Section 1 and inserting a new Section 1 to read as follows:

“SECTION 1. 63 O.S. 1971, Section 2-210, as last amended by Section 4, Chapter 291,

O.S.L. 1976 (63 O.S. Supp. 1977, Section 2-210), is amended to read as follows:

Section 2-210. The controlled substances listed in this section are included in Schedule IV.

A. Any material, compound, mixture, or preparation which contains any quantity of the following substances having a potential for abuse associated with a stimulant or depressant effect on the central nervous system:

1. Chloral betaine.
2. Chloral hydrate.
3. Ethchlorvynol.
4. Ethinamate.
5. Meprobamate.
6. Paraldehyde.
7. Petrichloral.
8. Diethylpropion.
9. Phentermine.
10. Pemoline.
11. Chlordiazepoxide.
12. Chlordiazepoxide and its salts, but not including chlordiazepoxide hydrochloride and clidinium bromide or chlordiazepoxide and water-soluble esterified estrogens.
13. Diazepam.
14. Oxazepam.
15. Clorazepate Dipotassium.
16. Flurazepam and its salts.
17. Clonazepam.
18. Barbital.
19. Mebutamate.
20. Methohexital.
21. Methylphenobarbital.
22. Phenobarbital.
23. Fenfluramine.
24. PENTAZOCINE.

B. The Board of Pharmacy may except by rule any compound, mixture, or preparation containing any depressant substance listed in subsection A from the application of all or any part of this act if the compound, mixture, or preparation contains one or more active medicinal in-

redients not having a depressant effect on the central nervous system, and if the admixtures are included therein in combinations, quantity, proportion, or concentration that vitiate the potential for abuse of the substances which have a depressant effect on the central nervous system."

; and by amending the title to conform as follows:

"An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-210, as last amended by Section 4, Chapter 291, O.S.L. 1976 (63 O.S. Supp. 1977, Section 2-210); adding to the listing of certain controlled substances included in Schedule IV; and providing an effective date."

, which amendment was declared adopted.

X Senator Martin moved to amend HB 1459, Page 6, Line 10, by striking after the word "effective" and before the period the language "October 1, 1978" and inserting in lieu thereof the language "January 1, 1979", which amendment was declared adopted.

Upon motion of Senator Tinsley, HB 1459, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, HB 1459, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1459 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Nay: Crow.—1.

Excused: Butler, Helm, Pierce, Porter, Randle and Smith.—6.

The bill passed.

HB 1459 was referred for engrossment.

PENDING CONSIDERATION OF HAS

Upon motion of Senator Funston, HAS to SB 206 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Funston, Grantham and Smith.

RESOLUTION

Senator Terrill introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 45 — By Terrill of the Senate and Baughman of the House.

A Concurrent Resolution recommending every state agency consider the state plan of data processing; suggesting certain consultations; recommending sharing of data processing services; requesting descriptions be submitted; and directing distribution.

Senator Lane moved that, when the Clerk's desk is clear, the Senate stand adjourned to meet Tuesday, March 28, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 206, and naming House Conferees as follows: Representatives Hammons, Riggs and Elder.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 274, and naming House Con-

ferees as follows: Representatives Abbott, Bernard and Caldwell.

BILLS RELEASED

HBs 1501, 1502, 1550, 1569 and 1575 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 4:30 p.m. to meet Tuesday, March 28, 1978, at 1:30 p.m.

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Forty-ninth Legislative Day

Tuesday, March 28, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Randle and Smith.—2.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Shook and incorporated into the Journal upon request of Senator Dahl.

Our Father, as we gather together again, we ask for Thy strength and Thy courage, as we again lift up these Senators. Lord, as they go about their business this day, we pray, Lord, that they might make decisions for the good of the country that we are a part of and that we are so thankful for, thankful that we can share this freedom that we have.

We pray, Lord, that they might seek for strength within their own personal lives. Be with them, Lord, in their time of need, as they try to have their needs met the very best they can. In Thy name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Taliaferro introduced his mother, Mrs. Jim Taliaferro.

Senator Giles introduced Charles Elliott, M.D., Ada, as Doctor of the Day.

Senator Keller introduced Richard Wawro, R.N., Oklahoma City, as Nurse of the Day.

COMMITTEE REPORTS

The following were reported by the committees named, ordered printed and placed upon the Calendar unless otherwise indicated.

DO PASS:

HB 1832 — Criminal Jurisprudence.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1808, requesting Conference and nam-

ing Conferees as follows: Conaghan, Matheson and Campbell.

RESOLUTION

Senator Watson introduced the following Resolution:

✓ **SCR 46** — By Watson of the Senate and McCaleb of the House.

A Concurrent Resolution expressing the praise of the Oklahoma Legislature for Dr. George S. Benson; and directing distribution.

Senator Watson asked unanimous consent that all members of the Senate be made coauthors of **SCR 46**, which was the order.

SCR 46, as coauthored, was read at length, adopted upon motion of Senator Watson and ordered referred for engrossment.

PENDING SENATE ACTION — RESOLUTION

✓ **SR 16**, introduced on page 543, was called up for consideration.

Senators Young, Birdsong, Capps, Clifton, Crow, Dahl, Dawson, Field, Giles, Green, Helm, Holden, Johnson, Lamb, Lambert, Lane, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley and York asked to be made coauthors of **SR 16**, which was the order.

✓ Senators Funston and Watson moved to amend **SR 16**, Page 2, Lines 7 through 11, by striking all language in Section 1 and substituting the following:

“SECTION 1. The Senate of the State of Oklahoma hereby reaffirms its faith in the wisdom, intelligence and judgment of Mr. Lloyd E. Rader, Dr. Joan Leavitt and Dr. Hayden H. Donahue and further

states its belief that they will follow the facts and law in regard to the approval, construction, licensing and operation of the City of Faith Medical and Research Center.”

, which amendment was tabled upon motion of Senator Porter.

Senator Keating moved that **SR 16** be referred to the Rules Committee for consideration following the decision on the issue by the Oklahoma Health Planning Commission.

Senator Young moved to table the Keating motion, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley, Wolfe, York and Young.—39.

Nay: Cate, Funston, Grantham, Keating, McCune and Watson.—6.

Excused: Randle, Smith and Tinsley.—3.

Senator Cate presiding.

X Senator Wolfe moved to amend **SR 16**, Page 3, Line 11, by adding after the word “beds” the following: “to the extent that it does not jeopardize existing health care facilities in Tulsa County”.

Senator Porter moved to table the Wolfe amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Fun-

ston, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley, York and Young.—37.

Nay: Berrong, Cate, Grantham, Keating, McCune, Pierce, Watson and Wolfe.—8.

Excused: Randle, Smith and Tinsley.—3.

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

Senator McDaniel presiding.

SR 16, as coauthored, was read at length, adopted upon motion of Senator Porter, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—42.

Nay: Cate, Funston, Keating, McCune and Watson.—5.

Excused: Randle.—1.

SR 16 was referred for enrollment.
(Printed in full on page 575)

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SB 276 as amended and SBs 385, 484, 496 and 562, each as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 276 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 276 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 385 were read as follows and consideration deferred.

Authors: Add the following coauthors: Crutcher, Davis (Don), Barker, Bernard, Bradley, Cullison, Ford, Glover, Harper, Henry, Holt, Hooper, Kamas, Kennedy, Lancaster, McKee, Matheson, Morgan, Poulos, Stephenson, Weichel and Wilson of the House.

Amendment No. 1. Amend Page 29, Section 37, Lines 3 through 8, by striking Section 37 and renumbering subsequent Sections.

HOUSE AMENDMENTS

HAs to SB 484 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hood, Hastings, Johnston and Wilson of the House.

Amendment No. 1. Amend Page 1, Section 1, Line 29, by striking the word "may" and inserting in lieu thereof the word "shall".

Amendment No. 2. Amend Page 1, Line 11, by striking the Title and substituting the following:

“(Law Enforcement Education and Training — Emergency)”

HOUSE AMENDMENTS

HAs to SB 496 were read as follows and consideration deferred.

Authors: Add the following coauthors: Weichel, Bernard and Glover of the House.

Amendment No. 1. Amend Title, Page 1, Line 8, by striking Title and substituting the following:

“An Act relating to agriculture; amending 2 O.S. 1971, Sections 1026 and 1030, as amended by Section 1, Chapter 91, O.S.L. 1976 (2 O.S. Supp. 1977, Section 1030); modifying compensation allowed for members of Wheat Commission; modifying amount of a certain assessed fee assessed upon wheat; and providing for disposition thereof; making provisions severable; and declaring an emergency.”

Amendment No. 2. Amend Page 1, Section 1, Line 19, by striking “one-half cent (\$0.005)” and inserting in lieu thereof the following: “three-fourths cent (\$0.0075)”.

Amendment No. 3. Amend Page 1, Section 1, Lines 28 and 29, by striking “one-half cent (\$0.005)” and inserting in lieu thereof the following: “three-fourths cent (\$0.0075)”.

Amendment No. 4. Amend Page 1, Section 1, Line 31, by adding after the word “research” the following: “, including utilization”.

Amendment No. 5. Amend Page 2, Section 1, Line 5½, by inserting a new Section 2 to read as follows:

“SECTION 2. 2 O.S. 1971, Section 1026, is amended to read as follows:

Section 1026. Members of the commission shall receive [no salary but shall be paid a per diem of Twenty Dollars (\$20.00)] A COMPENSATION OF THIRTY DOLLARS (\$30.00) for each day[, not exceeding twelve (12) days during a calendar year, plus travel expense for time] THEY ARE actually AND NECESSARILY engaged in transaction of commission business [within the state and travel expense plus subsistence for necessary commission business outside the state], TOGETHER WITH ALL ACTUAL AND NECESSARY TRAVEL EXPENSES INCURRED IN THE PERFORMANCE OF THEIR OFFICIAL DUTIES IN ACCORDANCE WITH THE PROVISIONS OF THE STATE TRAVEL REIMBURSEMENT ACT.”

, and renumbering subsequent sections.

HOUSE AMENDMENTS

HAs to SB 562 were read as follows and consideration deferred.

Authors: Add the following coauthors: Dunn, Glover and Hammons of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 562 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1447, as amended.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1023, requesting Conference and naming Conferees as follows: Peterson, Lancaster and Wilson.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1817, requesting Conference and naming Conferees as follows: Parris, Smith and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1447, 1501, 1502, 1550, 1569 and 1575.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising change in Conferee on HB 1808 by removing Campbell and adding Bradshaw.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1170, 1459, 1538, 1553, 1570, 1571, 1573, 1574 and 1623 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 328, 395, 531, 545, 552, 608 and 635 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1714 by Morgan of the House and York and Funston of the Senate was read and considered.

Upon motion of Senator York, HB 1714 was advanced to engrossment.

By unanimous consent, upon request of Senator York, HB 1714 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1714 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelin, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Cate, Porter and Randle.—3.

The bill passed.

HB 1714 was referred for engrossment.

GENERAL ORDER

✓ HB 1747 by Townsend of the House and Lane of the Senate was read and considered.

X Senator Howell moved to amend HB 1747, Page 5, Line 1, by striking after the word "church" and before the word "building" the word "school" and inserting in lieu thereof the word "educational", which amendment was adopted upon the unanimous consent request of Senator York.

Upon motion of Senator York, HB 1747, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, **HB 1747**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1747 was read for the third time at length.

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

Aye: Boatner, Butler, Clifton, Crow, Funston, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Murphy, Porter, Rozell, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley and York.—25.

Nay: Berrong, Birdsong, Capps, Dahl, Dawson, Field, Giles, Green, Helm, Keating, Keller, Lamb, McCune, Martin, Pierce, Schuelein, Watson, Wolfe and Young.—19.

Excused: Cate, Randle, Smith and Tinsley.—4.

The bill passed.

HB 1747 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 328, 395, 531, 545, 552, 608 and 635.

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

✓ **HB 1508** by Weichel, et al, of the House and Dawson of the Senate was read and considered.

Senator Capps asked to be made a co-author of **HB 1508**, which was the order.

Upon motion of Senator Dawson, **HB 1508**, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, **HB 1508**, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1508 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Nay: Boatner and Giles.—2.

Excused: Porter, Randle, Smith and Tinsley.—4.

The bill passed.

HB 1508 was referred for engrossment.

GENERAL ORDER

✓ **HB 1189** by Hammons of the House and Wadley of the Senate was read and considered.

Upon motion of Senator Wadley, **HB 1189** was advanced to engrossment.

By unanimous consent, upon request of Senator Wadley, **HB 1189** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1189 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson and York.—37.

Nay: Boatner, Keating, Pierce, Wolfe and Young.—5.

Excused: Butler, Howell, Porter, Randle, Smith and Tinsley.—6.

The bill passed.

HB 1189 was referred for engrossment.

GENERAL ORDER

✓ HB 1320 by Floyd, et al, of the House and Lambert, Terrill, Cate, Porter, Keller and Funston of the Senate was read and considered.

✗ Senator Rozell moved to amend HB 1320, Page 11, Line 6, by deleting Lines 6, 7 and 8, which amendment was declared adopted.

✗ Senators Smith and Lambert moved to amend HB 1320, Page 17, Line 11, by adding to Section 3 the following: “; and, from and after July 1, 1979, no expenditures shall be made or permitted by the Board other than authorized by legislative appropriation.”, which amendment was declared adopted.

Upon motion of Senator Lambert, HB 1320, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, HB 1320, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1320 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley and York.—33.

Nay: Berrong, Capps, Dawson, Grantham, Green, Keating, Lamb, Pierce, Schuelein, Taliaferro, Watson, Wolfe and Young.—13.

Excused: Porter and Randle.—2.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Watson moved that the vote be reconsidered whereby HB 1320 passed.

MOTION

Senator Keller moved to suspend Joint Rule 16A for the purpose of introducing a Joint Resolution, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Funston, Giles, Green, Helm, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Smith, Taliaferro, Vann, Wadley, Watson, Wolfe, York and Young.—30.

Nay: Boatner, Dahl, Dawson, Field, Grantham, Holden, Johnson, Lane, Luton, Shatwell, Stipe, Terrill and Tinsley.—13.

Excused: Cate, Crow, Howard, Porter and Randle.—5.

PENDING CONSIDERATION OF HAS

HAS to SB 542 were called up for consideration.

Upon motion of Senator Boatner, the Senate concurred in HAS to SB 542.

SB 542, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Cate, Crow, Howard, Porter and Randle.—5.

The Chair advised the Senate that Senator Crow, having been present in the Chamber during the vote, would be shown voting "no" on SB 542 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 1. Excused: 4.

The bill passed.

Senator Crow desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44. Excused: 4.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MOTION TO RECONSIDER VOTE

Senator Tinsley asked for consideration of his motion to reconsider the vote whereby HB 1631 passed, which motion to reconsider was tabled upon motion of Senator Boatner.

HB 1631 was referred for engrossment.

PENDING CONSIDERATION OF HAS

HAS to SB 550 were called up for consideration.

Upon motion of Senator Luton, the Senate concurred in HAS to SB 550.

SB 550, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Nay: Boatner, Crow, Grantham and Wolfe.—4.

Excused: Berrong, Cate, Howard, Porter and Randle—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

RESOLUTION

Senator Funston introduced the following Resolution:

✓ **SCR 47 — By Funston.**

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 366 passed by the Second Session of the Thirty-Sixth Oklahoma Legislature.

Senator Funston, citing Rule 8(d), asked unanimous consent that Representative Bennett be added as House author of SCR 47, which was the order.

SCR 47, as coauthored, was read at length, adopted upon motion of Senator Funston and ordered referred for engrossment.

GENERAL ORDER

✓ **HB 1788** by Ford of the House and Keating of the Senate was read and considered.

Senator York asked to be made a co-author of HB 1788, which was the order.

Senator Lambert presiding.

X Senator Smith moved to amend HB 1788, Page 4, Line 12½, by adding new Sections 2, 3 and 4 and striking existing Section 2, as follows:

“SECTION 2. Section 44-104, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 44-104), is amended to read as follows:

Section 44-104. The Board of Adjustment shall have the following powers:

1. To hear and decide appeals where it is alleged there is error in any order, requirement, decision or determination made by an administrative official in the enforcement of any zoning ordinances;

2. To hear and decide special exceptions to the terms of the ordinance upon which the Board of Adjustment is required to pass under such ordinance;

3. To authorize in specific cases such variances from the terms of the ordinance[, other than as to use,] as will not be contrary to the public interest, where owing to special conditions a literal enforcement of the provisions of the ordinance will result in unnecessary hardship and so that the spirit of the ordinance shall be observed and substantial justice done; and

4. Exceptions and/or variances may be allowed by the Board of Adjustment only after notice and hearing as provided in Section 44-108 of this title.

SECTION 3. This act shall become effective [October 1] July 1, 1978.

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 Keating, HB 1788, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, HB 1788, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1788 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Nay: Boatner, Howell, Johnson and Rozell.—4.

Excused: Cate, Randle, Stipe and Terrill.—4.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote would be shown voting "no" on HB 1788 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 40. Nay: 5. Excused: 3.

The bill passed.

Senator Stipe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Nay: 4. Excused: 3.

The emergency passed.

HB 1788 was referred for engrossment.

GENERAL ORDER

HB 1764 by Milacek of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, HB 1764 was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, HB 1764 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1764 was read for the third time at length.

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

Aye: Boatner, Butler, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Wolfe and Young.—32.

Nay: Berrong, Birdsong, Capps, Dawson, Helm, Howell, Keller, Lambert, McCune, Taliaferro, Watson and York.—12.

Excused: Cate, Crow, Randle and Terrill.—4.

The bill passed.

Senators Capps and Dawson desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 10. Excused: 4.

The emergency passed.

HB 1764 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 47 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

GENERAL ORDER

HB 1839 by Steward and Denman of the House and Wolfe, Keller and Lamb of the Senate was read and considered.

Senator Smith asked to be made a coauthor of HB 1839, which was the order.

X Senator Lane moved to amend HB 1839, Page 1, Lines 1 through 5, by deleting all of Lines 1 through 5 and inserting the following:

“SECTION 1. Where an action is brought in any county where the damages or a part thereof were sustained, or in any county where one or more of the plaintiffs resided at the time of the injury, or in any county where one or more of the individual defendants resided at the time of the injury, or in any county where a corporation, association or partnership, joined as a defendant had its residence at the time of the injury and where its principal officers, partners, or registered service agent can be served in person, if in such case the defendant has made an application for an intrastate change of venue, the court shall not consider the common law doctrine of forum non conveniens as a reason for granting the requested change of venue.”

, and by amending the title on Line 3 by deleting the word “INTRASTATE” and by adding after the word “VENUE” on Line 4 of the title the words “, UNDER CERTAIN CONDITIONS”, which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Birdsong, Butler, Clifton, Dahl, Dawson, Funston, Grantham, Green, Helm, Howard, Howell, Keating, Keller, Lamb, Lambert, Luton, McCune, Murphy, Rozell, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—29.

Nay: Berrong, Boatner, Capps, Crow, Field, Holden, Johnson, Lane, McDaniel, Martin, Pierce and Schuelein.—12.

Excused: Cate, Giles, Kilpatrick, Porter, Randle, Taliaferro and Terrill.—7.

X Senator Berrong moved to amend HB 1839, Page 1, Line 3, by striking after the word “court” and before the word “consider” the words “shall not” and inserting the word “may”, which amendment was tabled upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Birdsong, Butler, Cate, Clifton, Dawson, Funston, Grantham, Helm, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, Murphy, Porter, Schuelein, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Wolfe, York and Young.—28.

Nay: Berrong, Boatner, Capps, Dahl, Field, Green, Holden, Johnson, Lane, McCune, McDaniel, Martin, Pierce, Rozell, Taliaferro and Watson.—16.

Excused: Crow, Giles, Randle and Terrill.—4.

Upon motion of Senator Wolfe, HB 1839, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Wolfe, HB 1839, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1839 was read for the third time at length.

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

Aye: Birdsong, Butler, Cate, Clifton, Dahl, Dawson, Funston, Grantham, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, Murphy, Porter, Schuelein, Shatwell, Smith, Stipe, Tinsley, Wadley, Watson, Wolfe, York and Young.—29.

Nay: Berrong, Boatner, Capps, Crow, Holden, Johnson, Lane, McCune, McDaniel, Martin, Pierce, Taliaferro and Vann.—13.

Excused: Field, Giles, Helm, Randle, Rozell and Terrill.—6.

The bill passed.

HB 1839 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 288, 433, 510, 518, 522 as coauthored by Glover, 530, 563, 580 and 631.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 47.

The above numbered Resolution was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 47 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1815 by Wiseman, et al, of the House and Johnson, Helm and Keating of the Senate was read and considered.

Senator Helm asked unanimous consent, which was granted, that her name be removed as a coauthor of HB 1815.

Senator Murphy presiding.

X Senator Luton moved to amend HB 1815, Page 1, Line 1, by striking the enacting clause.

Senator Luton asked unanimous consent, which was granted, that his amendment be laid over and considered last.

X Senator Johnson moved to amend HB 1815, Page 2, Lines 2 and 3, by striking after the word "States" and before the semicolon the comma and all language on Line 3 before the semicolon, which amendment was declared adopted.

X Senator Cate moved to amend HB 1815, Pages 2 and 3, by striking all of subsections B, C and D and relettering subsection E.

Senator Lamb moved to table the Cate amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Crow, Dahl, Field, Grantham, Helm, Holden, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Pierce, Porter,

Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—35.

Nay: Cate, Clifton, Dawson, Funston, Green, Howard, Howell, Murphy and Wolfe.—9.

Excused: Giles, Lane, Randle and York.—4.

X Senator Johnson moved to amend HB 1815, Page 3, Line 15, by striking the word "Health" and inserting in lieu thereof the words "In the absence of parental consent or guardian consent, health", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 4, Line 10, by striking the word "names" and inserting the word "name", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 4, Line 11, by striking all of Line 11 and inserting in lieu thereof the following: "address of a parent capable of granting consent for the minor or a guardian capable of granting consent for the minor; that", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 4, Line 15, by striking the word "that" and inserting in lieu thereof the words "or in the alternative", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 5, Line 5½, by adding a new paragraph to read:

"If there is no Juvenile Bureau, the minor shall make application to the district court, which shall see that the duties assigned to the Juvenile Bureau in this act are performed, and shall be handled in like manner as a juvenile proceeding.",

which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 5, Line 8, by striking the period and inserting after the word "petition" the words: "as residing in the State of Oklahoma.

If a parent or guardian does not reside within the State of Oklahoma, then constructive notice as provided below shall be mailed promptly upon the filing of the petition, without attempt at a personal service."

, which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 6, Lines 9 and 12, by inserting after the word "service" and before the semicolon the words "or services", which amendment was declared adopted.

X Senator Cate moved to amend HB 1815, Page 5, Line 8, by striking the word "each" and inserting in lieu thereof the word "the", and by inserting after the word "minor" and before the word "listed" the following: "having capacity to consent for the minor", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 4, Line 9, by striking after the word "file" and before the word "petition" the word "a" and inserting in lieu thereof the word "the", which amendment was declared adopted.

X Senator Wolfe moved to amend HB 1815, Page 5, Line 10, by striking the word "constructive", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 9, Line 13, by striking after the word "to" and before the word "equivalent" the word "or" and substituting the word "and", which amendment was declared adopted.

X Senator Johnson moved to amend HB 1815, Page 9, Lines 14 and 18, by striking the word "will" on Line 14 and inserting in lieu thereof the word "would", and by striking after the word "of" and before the word "conception" the word "the" on Line 18, and by striking after the word "conception" and before the comma the words "of her unborn child" on Line 18, which amendment was declared adopted.

X Senator Cate moved to amend HB 1815, Page 11, Line 5, by striking after the word "disturbances" the period and inserting " , as can childbirth."

Senator Lamb moved to table the Cate amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Dahl, Helm, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Taliaferro, Terrill, Tinsley, Watson and Young.—19.

Nay: Berrong, Butler, Cate, Clifton, Crow, Dawson, Funston, Grantham, Green, Holden, Kilpatrick, Luton, Murphy, Porter, Rozell, Shatwell, Smith, Stipe, Wadley and Wolfe.—21.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Vann and York.—9.

Senator Cate pressed his motion to amend, which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Butler, Cate, Clifton, Crow, Dawson, Funston, Grantham, Green, Holden, Kilpatrick, Luton, Murphy, Porter, Shatwell, Smith, Stipe, Wadley and Wolfe.—20.

Nay: Boatner, Capps, Dahl, Helm, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Watson and Young.—19.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Vann and York.—9.

Senator Lamb presiding.

X Senator Johnson moved to amend HB 1815, Page 11, Line 6, by inserting after the word "private" and before the word "agencies" the words "family counseling", which amendment was declared adopted.

X Senator Cate moved to amend HB 1815, Page 12, Line 8½, by adding a new subsection F as follows:

"F. The informed written consent forms required by Sections 1 and 4 of this Act shall be confidential medical records of the patient signing the same or having had consent granted by a court and shall not be released or revealed to any person, firm or other entity without written consent of said patient."

, which amendment was declared adopted.

X Senator Keller moved to amend HB 1815, Page 12, Line 11, by adding after the word "incest," and before the word "or" the following: "which act is confirmed by a certified statement by the district attorney in the county where the act took place,".

Senator Cate moved to table the Keller amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Dawson, Funston, Grantham, Green, Holden, Johnson, Keating, Kilpatrick, Luton, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Wadley, Wolfe and Young.—24.

Nay: Boatner, Butler, Capps, Crow, Dahl, Helm, Keller, Lamb, McCune, McDaniel, Pierce, Taliaferro, Tinsley and Watson.—14.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Terrill, Vann and York.—10.

X Senator Johnson moved to amend HB 1815 by restoring the title.

Senator Luton moved to table the Johnson amendment, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Boatner, Cate, Clifton, Crow, Dahl, Funston, Green, Holden, Luton, McDaniel, Murphy, Schuelein, Tinsley, Wadley and Wolfe.—15.

Nay: Berrong, Birdsong, Butler, Capps, Dawson, Grantham, Helm, Johnson, Keating, Keller, Kilpatrick, Lamb, McCune, Martin, Pierce, Rozell, Shatwell, Smith, Taliaferro, Terrill, Watson and Young.—22.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Porter, Randle, Stipe, Vann and York.—11.

Senator Johnson pressed his motion to amend, which amendment was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Dawson, Grantham, Helm, Johnson, Keating, Keller, Kilpatrick, Lamb, McCune, McDaniel, Martin, Pierce, Rozell, Shatwell, Smith, Taliaferro, Watson and Young.—23.

Nay: Boatner, Cate, Crow, Dahl, Funston, Green, Holden, Luton, Murphy, Porter, Schuelein, Terrill, Tinsley, Wadley and Wolfe.—15.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Stipe, Vann and York.—10.

X Senator Helm moved to amend HB 1815, Page 10, Line 13, by adding after the word "about" the following:

“, in addition to the following information:

a. That if more than four (4) weeks have elapsed from conception, the unborn child has a beating heart and the identifiable structure of the brain, spinal cord and nervous system.

b. That if more than eight (8) weeks have elapsed from conception, the unborn child has identifiable facial features, and ordinarily has identifiable members such as fingers and toes; and that all organs and body systems are ordinarily present, and electrical brain wave activity is ordinarily present.

c. That if more than eleven (11) weeks have elapsed from conception, the unborn child is ordinarily capable of coordinated movement, ordinarily responds to touch, and all body systems are ordinarily functioning.

d. That if more than twenty-two (22) weeks have elapsed from conception, the unborn child may be capable of surviving outside of the womb, and that the attending physician has a legal obligation to take all reasonable steps to preserve the life and health of the unborn child during and after the abortion.”

Senator Crow moved that HB 1815 be advanced to engrossment.

Senator Helm moved to table the Crow motion to advance, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Capps, Dahl, Grantham, Helm, Keating, Keller, Lamb, McCune, Martin, Pierce, Porter, Shatwell, Stipe, Taliaferro, Tinsley, Watson and Young.—17.

Nay: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dawson, Funston, Green, Holden, Johnson, Kilpatrick, Luton, McDaniel, Murphy, Rozell, Schuelein, Terrill and Wolfe.—20.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Smith, Vann, Wadley and York.—11.

Senator Crow pressed his motion to advance, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Dawson, Funston, Green, Johnson, Kilpatrick, Luton, McDaniel, Murphy, Rozell, Schuelein, Stipe, Terrill and Wolfe.—21.

Nay: Capps, Grantham, Helm, Holden, Keating, Keller, Lamb, McCune, Martin, Pierce, Porter, Shatwell, Taliaferro, Tinsley, Watson and Young.—16.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Smith, Vann, Wadley and York.—11.

By unanimous consent, upon request of Senator Cate, **HB 1815**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1815 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Crow, Dawson, Funston, Grantham, Green, Helm, Johnson, Keating, Keller, Kilpatrick, Lamb, Luton, McCune, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—32.

Nay: Clifton, Dahl, Holden, McDaniel and Porter.—5.

Excused: Field, Giles, Howard, Howell, Lambert, Lane, Randle, Smith, Vann, Wadley and York.—11.

The bill passed.

HB 1815 was referred for engrossment.

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.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Lamb presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of **GUS A. COLEMAN**, Del City, as a member of the Board of Regents of Oscar Rose Junior College, to serve a 7-year term ending June 1, 1984. Mr. Coleman succeeds **Norris Price**, Del City.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of **JOHN DILTZ**, Altus, as a member of the Board of Regents of Western Oklahoma State College, to serve a 7-year term ending March 24, 1984. Mr. Diltz succeeds himself.

The Senate, in executive session, and upon motion of Senator Dawson, advised and consented to the confirmation of RAYMOND HARBER, Seminole, as a member of the Board of Regents, Seminole Junior College, to serve an unexpired 7-year term ending July 1, 1979. Mr. Harber succeeds Floyd Henson, Shawnee.

The Senate, in executive session, and upon motion of Senator Lamb, advised and consented to the confirmation of BERT MACKIE, Enid, as a member of the Board of Regents for Higher Education, District 6, to serve a 9-year term ending May 16, 1986. Mr. Mackie succeeds John J. Vater, Jr., Enid.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of CHARLES M. NOBLES, Tulsa, as the labor member of the Occupational Health and Safety Standards Commission, to serve a 3-year term ending February 7, 1979. Mr. Nobles succeeds William Watts, Tulsa.

The Senate, in executive session, and upon motion of Senator Boatner, advised

and consented to the confirmation of TOM PARRISH, Madill, as a member of the Board of Regents of Murray State College, to serve a 5-year term ending June 1, 1982. Mr. Parrish succeeds Roy McAdoo, Madill.

The Senate, in executive session, and upon motion of Senator Wolfe, advised and consented to the confirmation of H. EVERETT POPE, Jr., Tulsa, as a member of the Oklahoma Board of Private Schools, to serve an unexpired 6-year term ending July 1, 1980.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, March 29, 1978, at 10:00 a.m., which motion prevailed.

BILL RELEASED

HB 1839 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 7:10 p.m. to meet Wednesday, March 29, 1978, at 10:00 a.m.



Fiftieth Legislative Day

Wednesday, March 29, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—41.

Excused: Cate, Dawson, Helm, Howell, Randle, Vann and Wadley.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Shook and incorporated into the Journal upon request of Senator Dahl.

Our Father, we are thankful for the privilege we have to be able to be here today to discharge our duties. We lift up these Senators to You in a very special way. Stir their hearts; may the decisions that are made today be meaningful ones to this state. Bless them in their own lives.

We are thankful for this day You have given us, the beauty of it. We pray that we might be worthy of Your blessings on us, we pray in His name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Porter introduced Joseph Hayhurst, M.D., Oklahoma City, as Doctor of the Day.

MOTION

Senator Lane moved that the Rules be suspended in order that he be allowed to introduce a bill, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—39.

Nay: Keller.—1.

Excused: Berrong, Dawson, Funston, Howard, Porter, Randle, Smith and Terrill.—8.

FIRST READING

The following were introduced and read the first time.

SB 641 — By Lane, Vann, Dahl, Butler, Dawson and Boatner.

An Act relating to public finance; amending 62 O.S. 1971, Section 498.1; providing for the maximum interest rate on certain bonds or other obligations; and exempting certain bonds or obligations from said interest rate limitations.

Senator Lane asked unanimous consent, which was granted, that when **SB 641** is read the second time it be referred direct to the Calendar.

MESSAGE FROM THE GOVERNOR

In accordance with Enrolled Senate Concurrent Resolution 47, I am returning **SB 366** by Funston of the Senate and Bennett of the House, entitled: An Act relating to public health and safety *** providing for licensing of certain hospitals and domiciliary facilities; and declaring an emergency.

GENERAL ORDER

✓ **HB 1462** by Parris and Wilson of the House and Rozell and Johnson of the Senate was read and considered.

Upon motion of Senator Rozell, **HB 1462** was advanced to engrossment.

By unanimous consent, upon request of Senator Rozell, **HB 1462** was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Rozell asked unanimous consent, which was granted, that further consideration of **HB 1462** be deferred temporarily.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 28, 1978, of Enrolled **SB 400**.

GENERAL ORDER

✓ **HB 1663** by Vaughn and Johnson (Don) of the House and Schuelein of the Senate was read and considered.

✗ Senator Schuelein moved to amend **HB 1663**, Page 1, Lines 1 through 5, and Page 2, Lines 1 through 7, by striking Sections 1, 2 and 3 and inserting the following:

“SECTION 1. 47 O.S. 1971, Section 11-1110, is amended to read as follows:

Section 11-1110. (a) No person shall throw or deposit upon any highway any glass bottle, glass, nails, tacks, wire, cans or any other substances likely to injure any person, animal or vehicle upon such highway.

(b) Any person who drops, or permits to be dropped or thrown, upon any highway any destructive or injurious material shall immediately remove the same or cause it to be removed.

(c) Any person removing a wrecked or damaged vehicle from a highway shall remove any glass or other injurious substance dropped upon the highway from such vehicle.

(d) No person shall throw any substance at a **STANDING** vehicle or any occupant thereof, nor shall any person throw any substance at a person on or adjacent to a highway.

SECTION 2. No person shall throw or drop any substance at a moving vehicle or any occupant thereof. A violation of this act shall be deemed a felony and, upon conviction, shall be punishable by imprisonment in a state penal institution for not more than ten (10) years.

SECTION 3. Section 2 of this act shall be codified in the Oklahoma Statutes as Section 11-1111 of Title 47, unless there is created a duplication in numbering.

SECTION 4. This act shall become effective on October 1, 1978."

, and by amending the title to read as follows:

"An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-1110; prohibiting certain acts relating to highways; prohibiting throwing or dropping any substance at certain objects on highways; providing penalty; directing codification; and providing an effective date."

, which amendment was declared adopted.

Upon motion of Senator Schuelein, HB 1663, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Schuelein, HB 1663, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1663 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Nay: Boatner and Wolfe.—2.

Excused: Cate, Dawson, Helm, Howell, Porter, Randle, Vann and Wadley.—8.

The bill passed.

HB 1663 was referred for engrossment.

GENERAL ORDER

HB 1790 by Cotner and McCaleb of the House and Kilpatrick of the Senate was read and considered.

Upon motion of Senator Kilpatrick, HB 1790 was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, HB 1790 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1790 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe, York and Young.—38.

Excused: Butler, Cate, Dahl, Dawson, Helm, Howell, Porter, Randle, Vann and Wadley.—10.

The bill passed.

HB 1790 was ordered withheld pursuant to Rule 19(f).

DECLARATION OF VOTE

Senator Berrong asked that the record show had he been in the Chamber at the time of third reading and final passage on HBs 1099, 1187, 1252, 1312, 1450, 1456, 1457, 1461, 1529, 1531, 1533, 1534, 1558, 1559, 1561, 1562, 1563, 1565, 1568, 1589, 1594, 1629, 1633, 1659, 1685, 1690, 1692, 1735, 1746, 1753, 1802, 1809, 1844 and 1846 he would have voted "aye"; and would have voted "no" on HBs 1496, 1517, 1530, 1564, 1566, 1703 and 1765, which was the order.

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

GENERAL ORDER

✓ HB 1718 by Twidwell of the House and Lamb of the Senate was read and considered.

X Senator Wolfe moved to amend HB 1718, Page 2, Line 5, by striking the word "of" before the word "one" and inserting the words "not exceeding", which amendment was declared adopted.

Upon motion of Senator Lamb, HB 1718, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Lamb, HB 1718, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1718 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Johnson, Keating, Keller, Kilpat-

rick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Watson, Wolfe, York and Young.—39.

Excused: Dawson, Helm, Howard, Howell, Porter, Randle, Terrill, Vann and Wadley.—9.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the vote would be shown voting "no" on HB 1718 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

HB 1718 was referred for engrossment.

Senators Howell and Vann asked to be shown present, which was the order.

Senator Boatner presiding.

GENERAL ORDER

✓ HB 1425 by Elder and Kamas of the House and Grantham and Howell of the Senate was read and considered.

Senator Kilpatrick asked to be made a coauthor of HB 1425, which was the order.

X Senator Keating moved to amend HB 1425, Page 2, Line 17, by substituting the words "shall immediately" for the word "may", which amendment was declared adopted.

X Senator Grantham moved to amend HB 1425, Page 4, Lines 13 and 14, by striking after the word "A" on Line 13 and before the word "who" on Line 14, the words "resident of Oklahoma" and substitute in lieu thereof the word "person", which amendment was declared adopted.

Upon motion of Senator Grantham, HB 1425, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Grantham, HB 1425, as coauthored and 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 the bill and emergency, the roll call resulted as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, Wolfe, York and Young.—38.

Excused: Butler, Crow, Dawson, Helm, Howard, Kilpatrick, Porter, Randle, Tinsley and Wadley.—10.

The bill and emergency passed.

HB 1425 was referred for engrossment.

GENERAL ORDER

HB 1511 by Peterson of the House and Lambert of the Senate was read and considered.

Upon motion of Senator Lambert, HB 1511 was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, HB 1511 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1511 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Dawson, Helm, Porter, Randle, Terrill and Wadley.—6.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the vote would be shown voting "no" on HB 1511 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill passed.

HB 1511 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1774 by Ford was read and considered.

Senator Keating asked to be made Senate author of HB 1774, which was the order.

Upon motion of Senator Keating, HB 1774, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, HB 1774, as coauthored,

was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Keating moved that the vote be reconsidered whereby **HB 1774** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Keating moved that the vote be reconsidered whereby **HB 1774** was advanced to engrossment, which motion was declared adopted.

HB 1774 was placed on General Order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 46 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HBs 1189, 1508, 1631, 1714, 1747 and 1788 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed **SBs 208, 430, 586, 591 and 630**, each as amended; and **SBs 43, 396, 405, 549, 606 and 627**, each as coauthored and amended.

HOUSE AMENDMENTS

HAs to SB 43 were read as follows and consideration deferred.

Authors: Add the following coauthors: Winn, Kamas, Weichel and McKee of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, **HAs to SB 43** were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 208 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, **HAs to SB 208** were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 396 were read as follows and consideration deferred.

Authors: Add the following coauthors: Remove Hood as principal House author, show Crutcher as principal House author, followed by Denman, Hood, Vaughn and Whorton of the House.

Amendment No. 1. Amend Title, Page 1, Line 10, by striking Title and substituting in lieu thereof the following:

“(District Courts — Emergency)”.

HOUSE AMENDMENTS

HAs to SB 405 were read as follows and consideration deferred.

Authors: Add the following coauthors: Manning, Conaghan, Cleveland and Riggs of the House.

Amendment No. 1. Amend Page 1, Section 2, Lines 22 through 27, by deleting all language after the word "SECTION 2." and substituting in lieu thereof the following language:

"In any case in a municipal or district court of proper jurisdiction wherein the defendant is charged with actual physical control of or operation of a motor vehicle while under the influence of or impaired by alcohol or a drug, the court may:

A. Upon a plea of guilty or nolo contendere, or stipulation by the defendant, or a verdict, but before a judgment of guilt is entered, without entering a judgment of guilt and with the consent of the defendant, defer further proceedings upon the condition that the defendant enroll in, attend and successfully complete, at his own expense, a course for drinking drivers as provided by this act; or

B. Upon a conviction, suspend the execution of sentence, with or without probation, upon the condition that the defendant enroll in, attend and successfully complete, at his own expense, a course for drinking drivers as provided by this act."

Amendment No. 2. Amend Page 1, Section 3, Line 28, by deleting the words "Such courses" and substituting in lieu thereof the words "Courses for drinking drivers".

Amendment No. 3. Amend Page 1, Section 3, Line 36, by adding new subsections D. and E. to read as follows:

"D. All courses for drinking drivers shall be approved by the Department of Public Safety.

E. Any institution conducting a course for drinking drivers shall notify the Department of Public Safety of all persons who successfully complete such course as a condition to a deferred or suspended sentence pursuant to Section 2 of this act."

Amendment No. 4. Amend Page 2, Section 4, Line 2, by deleting the words and figures "6-205.1 through 6-205.3" and substituting in lieu thereof the words and figures "11-902.1 through 11-902.3".

Amendment No. 5. Amend the Title to conform to amendments to read as follows:

"An Act relating to motor vehicles; defining terms; permitting specified actions by the court under certain circumstances; providing for courses for drinking drivers by specified organizations or institutions; providing for enrollment and enrollment fees; requiring approval by and notice to the Department of Public Safety; directing codification; and declaring an emergency."

HOUSE AMENDMENTS

HAs to SB 430 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 4, Section 2 (C), Line 1, by inserting after the word "each" and before the word "location" the word "branch".

Amendment No. 2. Amend Page 4, Section 2 (C), Line 1, by striking the period after the word "school" and inserting the following language: "which offers substantially the same curriculum that is offered at the main school location."

Amendment No. 3. Amend Page 4, Section 2 (C), Line 1, by inserting after the period and before the word "There" the following language: "Provided, each branch location which does not offer substantially the same curriculum as is offered at the main school location, shall for the purposes of this act, be considered to be separate private schools. Upon application for a license or renewal of license, each private school shall designate a main school location."

Amendment No. 4. Amend Page 2, Section 2 (B), Lines 22 and 23, by deleting after the word "than" the words and figures "Twenty Thousand Dollars (\$20,000.00)" and substituting the words and figures "Fifty Thousand Dollars (\$50,000.00)".

Amendment No. 5. Amend Page 2, Section 2 (B), Lines 26 and 27, by deleting after the word "than" the words and figures "Twenty Thousand Dollars (\$20,000.00)" and substituting the words and figures "Fifty Thousand Dollars (\$50,000.00)".

Amendment No. 6. Amend Page 2, Section 2 (B), Lines 30 and 31, by deleting after the word "exceed" the words and figures "Twenty Thousand Dollars (\$20,000.00)" and substituting the words and figures "Fifty Thousand Dollars (\$50,000.00)".

Amendment No. 7. Amend Page 3, Section 2 (B,2), Line 21, by deleting after the word "of" the words and figures "Twenty Thousand Dollars (\$20,000.00)" and substituting the words and figures "Fifty Thousand Dollars (\$50,000.00)".

HOUSE AMENDMENTS

HAs to SB 549 were read as follows and consideration deferred.

Authors: Add the following coauthor: Cleveland of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 549 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 586 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 8, Line 30, by inserting after the comma and before the word "and" the following language: "and the act or omission was in good faith,".

HOUSE AMENDMENTS

HAs to SB 591 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Section 1, Line 30, by adding the following language:

"Provided, that one district court judge shall be nominated from Garfield County, and one district court judge shall be nominated from Grant, Kingfisher and Logan Counties. Provided further that both district court judges shall be elected at-large."

Amendment No. 2. Amend Page 2, Section 1, Lines 20 and 27, by deleting "District 14" on Line 20, and substituting in lieu thereof "District 15", and on Line 27, by deleting "District 15" and substituting in lieu thereof "District 14".

Amendment No. 3. Amend Page 4, Section 3, Line 36, by deleting the number "15" and substituting the number "14", and Page 5, Section 3, Line 1, by deleting the number "14" and substituting the number "15".

Amendment No. 4. Amend Page 5, Section 6, Line 15, by deleting "July 1, 1979" and substituting in lieu thereof: "the first Monday in January, 1982".

HOUSE AMENDMENTS

HAs to SB 606 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hood and Craig of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 606 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 627 were read as follows and consideration deferred.

Authors: Add the following coauthor: Camp of the House.

Amendment No. 1. Amend by striking the title and substituting the following:

“(Uniform Arbitration Act)”.

Amendment No. 2. Amend Page 8, Line 17, by adding after the period the following: “This act does not apply to employer and employee relations. This act shall not apply to contracts between insurer and insured, except where both the insured and insurer are insurance companies.”

HOUSE AMENDMENTS

HAs to SB 630 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 2½, by adding a new Section 2 to read as follows:

“SECTION 2. Any bonds issued by said Commission shall have been previously authorized by Act or Joint Resolution of the Oklahoma Legislature.”

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1703.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1764 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 288, 433, 510, 518 and 542 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 16 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

SR 16 reads as follows:

SR 16 — By Porter, Young, Birdsong, Capps, Clifton, Crow, Dahl, Dawson, Field, Giles, Green, Helm, Holden, Johnson, Lamb, Lambert, Lane, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley and York.

A Resolution approving construction of the City of Faith Medical and Research Center at Oral Roberts University in Tulsa, Oklahoma; affirming and endorsing the licensing and operation of the City of Faith; and directing distribution.

WHEREAS, the City of Faith Medical and Research Center is a proposed project of Oral Roberts University, Tulsa, Oklahoma; and

WHEREAS, the City of Faith will improve and increase and will not diminish

health care delivery in the City of Tulsa and throughout the State of Oklahoma; and

WHEREAS, the City of Faith will be a national and international referral center; and

WHEREAS, over 2,200 medical doctors outside Oklahoma have already endorsed the City of Faith as their referral medical institution; and

WHEREAS, the Oklahoma Health Planning Commission and the Oklahoma Health Systems Agency are to give special consideration to institutions with connecting medical education facilities, to referral centers drawing from geographic areas outside their location, to institutions with moral and ethical patterns of health care delivery; and

WHEREAS, the City of Faith Medical and Research Center is to be uniquely designed to bring together a program of health care uniting the streams of medicine and prayer, where prayer becomes a vital part of health care delivery; and

WHEREAS, a survey of the Oral Roberts constituency of over seven and one-half million Americans has revealed that over 90 percent of the constituents responding, including health care professionals, indicated that the City of Faith will be their referral center and hospital; and

WHEREAS, the City of Faith will provide tertiary care specializing in chronic disorders and will conduct extensive medical research into such areas as heart disease, cancer, respiratory ailments, and other disorders related to the aging process; and

WHEREAS, the City of Faith Medical and Research Center will provide approximately one-half of the clinical and

educational experience of the Oral Roberts University Medical School; and

WHEREAS, the City of Faith Medical and Research Center and the Oral Roberts University School of Medicine will not be tax-supported educational institutions and health care programs; and

WHEREAS, it is estimated that the taxpayers of the State of Oklahoma currently subsidize the education of a medical student at the University of Oklahoma College of Medicine by approximately \$14,000 per year, of which \$1,800 is paid by the medical student in tuition; and

WHEREAS, it is estimated that the taxpayers of the State of Oklahoma currently subsidize the education of a postgraduate medical resident at the University of Oklahoma from \$20,000 to \$24,000 per year, including salary, benefits and all other costs to hospitals providing residency programs; and

WHEREAS, the state appropriation for the six colleges at the University of Oklahoma Health Sciences Center is \$12,007,649 and for the Tulsa Medical College alone is \$927,610; and

WHEREAS, the taxpayers of the State of Oklahoma subsidized University Hospital and Clinics for educational costs amounting to approximately \$4,000,000 during the last fiscal year; and

WHEREAS, the City of Faith Medical and Research Center and the Oral Roberts University School of Medicine have pledged to support and strengthen the practice of rural medicine in Oklahoma; and

WHEREAS, the City of Faith Medical and Research Center will serve the health care needs of the population of religious charismatics estimated by Time Magazine to number 25 million people; and

WHEREAS, special consideration has always been given to the provision of health care delivery for religious organizations; and

WHEREAS, Oral Roberts University has the most rapidly growing non-denominational movement in the United States today.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby endorses and affirms the approval, construction, licensing and operation of the City of Faith Medical and Research Center, with an initial inpatient bed capacity of 294 beds, to increase, as the need is demonstrated, to a total of 777 beds.

SECTION 2. Copies of this resolution shall be distributed to Reverend Oral Roberts; Mr. Lloyd E. Rader; Dr. Joan Leavitt; Dr. Hayden H. Donahue; Mr. Jack V. Boyd, Oklahoma Health Planning Commission; Mr. Kenneth Caughman; and Mr. Larry De Priest, Oklahoma Health Systems Agency.

UNANIMOUS CONSENT REQUEST

Senator Giles asked unanimous consent, which was granted, that the members of the Professions and Occupations Committee be allowed to meet in the President Pro Tempore's office to consider an executive appointment.

GENERAL ORDER

✓ HB 1478 by Parris of the House and Johnson of the Senate was read and considered.

✗ Senator Berrong moved to amend HB 1478, Page 18, Line 11, by striking after

the word "assistance" and before "Section 11", all language through Line 1, on Page 19, which amendment was declared adopted.

✗ Senator Berrong moved to amend HB 1478, Page 33, Line 3, by striking after the word "report" and before the word "to" the word "biennially" and substituting therefor the word "annually", which amendment was declared adopted.

✗ Senator Berrong moved to amend HB 1478, Page 39, Line 3, by striking after the word "with" and before the word "and" the word "humanity" and substituting therefor the word "humaneness", which amendment was declared adopted.

✗ Senator Berrong moved to amend HB 1478, Page 41, Line 2, by striking after the number "8" and before the word "between" the words "The intercourse" and substituting therefor the word "Visitation", which amendment was declared adopted.

Senators Dawson and Wadley asked to be shown present, which was the order.

✗ Senator Terrill moved to amend HB 1478, Page 40, Line 6, by inserting after the word "established" and before the word "by" the following: "and promulgated by the Oklahoma Crime Commission as modified", which amendment was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Cate, Funston, Green, Howard, Howell, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, Murphy, Rozell, Shatwell, Smith, Stipe, Terrill, Tinsley, Watson, Wolfe and York.—22.

Nay: Berrong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Giles, Grantham, Holden, Johnson, Keller, Lamb, McDaniel, Martin, Pierce, Porter, Schuelein, Taliaferro, Vann, Wadley and Young.—23.

Excused: Dawson, Helm and Randle.—
3.

The Chair advised the Senate that Senator Dawson, having been present in the Chamber during the vote, would be shown voting "no" on the Terrill amendment in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 22. Nay: 24. Excused: 2.

X Senators Smith and Watson moved to amend HB 1478, Page 5, Line 5, by striking after the word "filed" the words "any required" and restoring the stricken language on Line 6, which amendment was declared adopted.

X Senator Terrill moved to amend HB 1478 by striking the title.

Senator Lamb moved to table the Terrill amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Capps, Clifton, Crow, Dahl, Field, Giles, Grantham, Johnson, Keating, Keller, Kilpatrick, Lamb, McDaniel, Martin, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley and York.—22.

Nay: Birdsong, Boatner, Cate, Dawson, Funston, Green, Holden, Howard, Howell, Lambert, Lane, Luton, McCune, Murphy, Pierce, Shatwell, Smith, Terrill, Watson, Wolfe and Young.—21.

Excused: Butler, Helm, Porter, Randle and Stipe.—5.

Senator Lambert presiding.

Senator Lane moved that the Senate stand recessed until 1:15 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Luton presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 522, 530, 563, 580 and 631 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

HB 1478 was considered further.

X Senator Smith moved to amend HB 1478, Page 9, Lines 5 through 7, by striking the new language and restoring the stricken language, which amendment was declared adopted.

X Senator Cate moved to amend HB 1478, Page 40, Line 5, by adding after the word "and" and before the word "in" the following: "at least", which amendment was declared adopted.

X Senator Berrong moved to amend HB 1478, Page 41, Line 17, by striking after the word "his" and before the word "county" the word "proper", which amendment was declared adopted.

X Senator Terrill moved to amend HB 1478, Page 42, Line 2, by inserting after the word "promulgated" and before the word "by" the following: "by the Oklahoma Crime Commission as modified", which amendment was tabled upon motion of Senator Lamb, the roll call thereon being as follows:

Aye: Berrong, Capps, Clifton, Dahl, Field, Giles, Grantham, Johnson, Keller, Lamb, Lambert, McDaniel, Martin, Pierce, Schuelein, Taliaferro, Tinsley, Vann Wadley, York and Young.—21.

Nay: Birdsong, Boatner, Butler, Cate, Funston, Green, Holden, Howell, Keating, Lane, Luton, McCune, Murphy, Rozell, Shatwell, Smith, Terrill, Watson and Wolfe.—19.

Excused: Crow, Dawson, Helm, Howard, Kilpatrick, Porter, Randle and Stipe.—8.

Senator McDaniel presiding.

X Senator Berrong moved to amend HB 1478, Page 42, Line 10, by striking after the word "their" and before the word "to" the words "respective counties" and substituting therefor the word "county", which amendment was declared adopted.

X Senator Berrong moved to amend HB 1478, Page 42, Line 14, by inserting after the word "and" and before the word "repairs" the words "to make such", which amendment was declared adopted.

X Senator Terrill moved to amend HB 1478, Page 42, Line 15, by inserting after the word "the" and before the word "State", the following: "standards adopted and promulgated by the Oklahoma Crime Commission as modified by the", which amendment was tabled upon motion of Senator Martin, the roll call thereon being as follows:

Aye: Berrong, Boatner, Butler, Capps, Clifton, Dahl, Field, Giles, Grantham, Holden, Johnson, Keller, Lamb, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann, Wadley, York and Young.—24.

Nay: Birdsong, Funston, Green, Howard, Howell, Keating, Lambert, Lane, Luton, McCune, Murphy, Shatwell, Smith, Terrill, Watson and Wolfe.—16.

Excused: Cate, Crow, Dawson, Helm, Kilpatrick, Porter, Randle and Stipe.—8.

X Senator Terrill moved to amend HB 1478, Page 43, Line 16, by inserting after the word "the" and before the word "State" the following: "Oklahoma Crime Commission as modified by the", which amendment was tabled upon motion of Senator Lamb, the roll call thereon being as follows:

Aye: Berrong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Field, Giles, Grantham, Holden, Johnson, Keller, Lamb, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann and Young.—23.

Nay: Birdsong, Funston, Green, Howell, Keating, Lambert, Lane, Luton, McCune, Murphy, Shatwell, Smith, Terrill, Watson, Wolfe and York.—16.

Excused: Cate, Dawson, Helm, Howard, Kilpatrick, Porter, Randle, Stipe and Wadley.—9.

X Senator Terrill moved to amend HB 1478 by striking the enacting clause, which amendment was tabled upon motion of Senator Martin, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Field, Giles, Grantham, Johnson, Keller, Lamb, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Tinsley, Vann and Young.—22.

Nay: Cate, Dawson, Funston, Green, Holden, Howard, Howell, Keating, Lambert, Luton, McCune, Murphy, Shatwell, Smith, Terrill, Watson, Wolfe and York.—18.

Excused: Crow, Helm, Kilpatrick, Lane, Porter, Randle, Stipe and Wadley.—8.

- X Senator Berrong moved to amend HB 1478, Page 44, Line 6, by striking after the word "and" and before the word "the" the word "examine" and substituting therefor the words "inquire into", which amendment was declared adopted.
- X Senator Berrong moved to amend HB 1478, Page 44, Line 17, by striking after the word "to" and before the word "all" the words "conform to" and substituting therefor the words "comply with", which amendment was declared adopted.
- X Senator Berrong moved to amend HB 1478, Page 46, Line 9, by adding after the word "showing" and before the word "for" an "s" to the word "application"; and on Page 46, Line 10, after the word "the" and before the word "of" by striking the word "disposition" and substituting therefor the word "number", which amendment was declared adopted.
- X Senator Berrong moved to amend HB 1478, Page 48, Line 3, by striking all of Section 477 and substituting new language as follows:
- "The county commissioners shall provide necessary supplies and cause the charitable institutions of their county to be maintained in a clean and sanitary condition at all times. Enforcement of this section shall be the responsibility of the Director of the Department of Public Welfare."
- , which amendment was declared adopted.
- X Senator Berrong moved to amend HB 1478, Page 50, Line 4, by striking after the word "county" and before the word "and" the following: ", or district department of health," which amendment was declared adopted.
- X Senator Berrong moved to amend HB 1478, Page 50, Line 7, by striking after the

word "shall" and before the word "to" on Line 9 all language and inserting in lieu therefor the words "constitute a board", which amendment was declared adopted.

- X Senator Berrong moved to amend HB 1478, Page 56, Line 15, by striking after the word "such" and before the word "closed" the word "places" and substituting therefor the word "institutions"; and on Page 56, Line 16, after the word "or" and before the word "to" by striking the words "conductors of such places" and substituting therefor the words "operators of such institutions"; and on Page 57, Line 1, by striking after the word "from" and before the word "and" the words "conducting said places" and substituting therefor the words "operating said institutions", which amendment was declared adopted.

- X Senator Berrong moved to amend HB 1478, Page 59, Line 9, by striking after the word "in" and before the word "court" the word "some" and substituting therefor the word "a", which amendment was declared adopted.

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

- X Senator Terrill moved to amend HB 1478, Page 62, Lines 16, 17 and 18, by restoring after the word "insure" on Line 16 the word "that" and by deleting on Line 16 the word "compliance" and all language on Lines 17 and 18, leaving the colon on Line 18, which amendment was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Cate, Dawson, Funston, Green, Holden, Keating, Lambert, Luton, McCune, Murphy, Porter, Shatwell, Smith, Stipe, Terrill, Wadley, Watson, Wolfe, York and Young.—21.

Nay: Berrong, Boatner, Capps, Clifton, Crow, Dahl, Field, Giles, Grantham,

Helm, Johnson, Keller, Kilpatrick, Lamb, Lane, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Tinsley and Vann.—23.

Excused: Butler, Howard, Howell and Randle.—4.

X Senator Berrong moved to amend HB 1478, Page 50, Line 14, by striking after the word "said" and before the word "board" the words "county welfare", which amendment was declared adopted.

X Senator Berrong moved to amend HB 1478, Page 63, Line 1, by striking after the word "procedures" and before the number "2" the words "are established" and on Page 63, Line 3, by striking after the word "measures" the words "are established" and on Page 63, Line 5, by striking after the word "conditions" the word "exist" and on Page 63, Line 16, by striking after the word "care" the words "be provided" and on Page 64, Line 5, by striking after the word "Commissioner" the word "that" and substituting therefor the word "the", which amendment was declared adopted.

X Senator Terrill moved to amend HB 1478, Page 65, Line 10, by inserting after the word "guidelines." and before the word "Provided", the following: "The State Department of Health is authorized when necessary to modify such standards as may be required by subsection A. Any such modification shall be accomplished in accordance with the Administrative Procedures Act, 75 O.S. 1971, Sections 301 et seq.", which amendment was declared failed of adoption.

X Senator Terrill moved to amend HB 1478, Page 65, Lines 12 through 15, by deleting the following language: "within six (6) months after the standards have been approved by a joint resolution of the Legislature", which amendment was declared failed of adoption.

X Senator Watson moved to amend HB 1478, Page 67, Line 5, by deleting after the number "2" all language through Line 8 and substituting therefor the following: "information determining the facilities' substantial compliance with Oklahoma Crime Commission jail standards as those standards have been modified by the State Department of Health.", which amendment was tabled upon motion of Senator Lamb.

X Senator Berrong moved to amend HB 1478, Page 67, Line 9, by striking after the word "Health" all of subsection "C", which amendment was declared adopted.

X Senator Berrong moved to amend HB 1478, Page 68, Line 8, by striking after the word "within" and before the word "days" the word and figure "thirty (30)" and substituting therefor the word and figure "sixty (60)", which amendment was declared adopted.

X Senator McCune moved to amend HB 1478, Page 69, Line 4, by striking all of Section 43, which amendment was tabled upon motion of Senator Lambert, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Field, Giles, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Wadley, York and Young.—31.

Nay: Cate, Dawson, Funston, Green, Helm, Keating, McCune, Murphy, Pierce, Smith, Terrill, Vann, Watson and Wolfe.—14.

Excused: Butler, Grantham and Randle.—3.

X Senator Berrong moved to amend HB 1478, Page 69, Line 14, by striking after the word "act" all of Section 44 and re-

numbering subsequent sections, which amendment was declared adopted.

Upon motion of Senator Johnson, HB 1478, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, HB 1478, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1478 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Butler, Cate, Randle, Smith and Terrill.—5.

The bill and emergency passed.

HB 1478 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

HB 1815 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SB 550 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

Senator Crow presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 496 were called up for consideration.

Upon motion of Senator Dahl, the Senate concurred in HAs to SB 496.

SB 496, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Nay: Crow.—1.

Excused: Cate, Porter, Randle, Taliaferro and Terrill.—5.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the vote would be shown voting "no" on SB 496 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 2. Excused: 4.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 288, 433, 510, 518, 522, 530, 542, 563, 580 and 631.

The above numbered Enrolled Bills were referred to the Governor.

GENERAL ORDER

HB 1512 by Parris and Floyd of the House and Dawson and Watson of the Senate was read and considered.

X Senator Smith moved to amend HB 1512, Page 1, Line 1, by striking all language in the entire Bill and substituting the following:

“An Act relating to state officers and employees; transferring duties, funds, property and personnel of constitutionally abolished offices of State Auditor and State Examiner and Inspector to new constitutional office of State Auditor and Inspector; and providing an effective date.

BE IT ENACTED BY THE PEOPLE OF THE STATE OF OKLAHOMA:

SECTION 1. All statutory powers, duties, responsibilities, funds, property, records, personnel and any outstanding financial obligations and encumbrances of the State Auditor and the State Examiner and Inspector are hereby transferred to the office of State Auditor and Inspector pursuant to the provisions of State Question 510 amending Sections 1, 2 and 4 of Article VI of the Oklahoma Constitution adopted at the election held July 22, 1975 save and except those duties, powers, responsibilities, funds, property, records, personnel and financial obligations and encumbrances which may have been otherwise transferred or delegated by express provision of other legislative enactments; and further, that where otherwise appearing in the statutes the references to the Auditor and/or the State Examiner and Inspector shall refer to the State Auditor and Inspector unless otherwise expressly provided by separate legislative enactment, all to be effective January 8, 1979.”

, which amendment was declared adopted.

X Senator Smith moved to amend HB 1512, Page 1, by adding new Sections 2 and 3, as follows:

“SECTION 2. There are hereby established standard procedures for the administration of any revolving fund created by statute.

A revolving fund created by statute shall be a continuing fund and shall consist of all monies from any source received under the appropriate statutory authorities other than appropriated funds and such monies shall not be subject to fiscal year limitations. Expenditures from the revolving fund shall be made to carry out the duties and responsibilities of the agency or purpose for which the revolving fund is created. From and after July 1, 1979 expenditures from such revolving funds shall only be made pursuant to legislative appropriation. Warrants for expenditures from the revolving fund shall be made pursuant to statutory authorization upon claims signed by an authorized officer or employee of the agency administering the fund as provided in Section 41.26 of Title 62 of the Oklahoma Statutes and shall be approved for payment by the Director of State Finance prior to payment. Such funds shall be subject to audit each year and shall be audited once every two (2) years by the State Auditor and Inspector. The provisions of this section shall apply to all revolving funds except where otherwise provided by law.

This section shall be known and may be cited as the Revolving Fund Procedures Act.

SECTION 3. This act shall become effective January 8, 1979.”

, which amendment was declared adopted.

Upon motion of Senator Dawson, **HB 1512**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dawson, **HB 1512**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1512 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Cate, Johnson, Porter and Randle.—4.

The bill passed.

HB 1512 was referred for engrossment.

THIRD READING

X Senator Rozell asked unanimous consent to amend **HB 1462**, Page 2, Line 7, by striking after the word "District" the comma and words "providing that" and inserting in lieu thereof a period and the following new language: "After the second Tuesday of January of 1979," which was the order.

1 Senator Rozell asked unanimous consent to amend **HB 1462**, Page 2, Line 11, by striking after the word "District" the comma and the words "providing that"

and inserting in lieu thereof a period and the following new language: "After the second Tuesday of January of 1980," which was the order.

HB 1462 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Vann, Wadley, Watson, Wolfe, York and Young.—38.

Nay: Crow and Keller.—2.

Excused: Butler, Cate, Helm, Martin, Randle, Taliaferro, Terrill and Tinsley.—8.

The bill passed.

HB 1462 was referred for engrossment.

GENERAL ORDER

✓ **HB 1510** by Peterson of the House and Lambert of the Senate was read and considered.

Upon motion of Senator Lambert, **HB 1510** was advanced to engrossment.

By unanimous consent, upon request of Senator Lambert, **HB 1510** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1510 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Vann, Wadley, Watson, Wolfe, York and Young.—34.

Nay: Boatner, Crow, Holden, Johnson and Lane.—5.

Excused: Butler, Cate, Funston, Helm, Martin, Randle, Smith, Terrill and Tinsley.—9.

The bill passed.

HB 1510 was ordered withheld pursuant to Rule 19(f).

Senator Martin presiding.

PENDING CONSIDERATION OF HAS

HAs to SB 242 were called up for consideration.

Senator Lambert asked to be made a coauthor of SB 242, which was the order.

Upon motion of Senator Cate, the Senate concurred in HAs to SB 242.

SB 242, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—38.

Excused: Dawson, Funston, Helm, Howard, Johnson, Porter, Randle, Smith, Terrill and York.—10.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

✓ HB 1677 by Townsend, et al, of the House and Lane of the Senate was read and considered.

Senator Luton asked to be made a coauthor of HB 1677, which was the order.

Upon motion of Senator Lane, HB 1677, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, HB 1677, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1677 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—37.

Nay: Berrong, Giles, Helm, Keating, Keller, McCune and Pierce.—7.

Excused: Funston, Porter, Randle and Wadley.—4.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

Senator Berrong asked unanimous consent that the vote be reconsidered whereby HB 1677 passed, to which request objection was heard.

Senator Berrong moved to reconsider the vote whereby HB 1677 passed.

Senator Luton moved to table the Berrong motion to reconsider, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Holden, Howard, Howell, Kilpatrick, Lambert, Lane, Luton, Martin, Murphy, Rozell, Shatwell, Smith, Stipe, Terrill, Wadley and York.—23.

Nay: Berrong, Capps, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Pierce, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—23.

Excused: Porter and Randle.—2.

Senator Berrong pressed his motion to reconsider, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Shatwell, Taliaferro, Vann, Watson, Wolfe and Young.—23.

Nay: Birdsong, Boatner, Butler, Cate, Clifton, Crow, Dahl, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, Murphy, Rozell, Smith, Stipe, Terrill, Tinsley, Wadley and York.—23.

Excused: Porter and Randle.—2.

HB 1677 was referred for engrossment.

Senator McCune presiding.

GENERAL ORDER

HB 1572 by Davis (Don), et al, of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, HB 1572 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1572 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1572 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—46.

Excused: Porter and Randle.—2.

The bill and emergency passed.

HB 1572 was referred for engrossment.

GENERAL ORDER

HB 1567 by Davis (Don) and Barker of the House and Crow, Randle and Boatner of the Senate was read and considered.

Upon motion of Senator Crow, HB 1567 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1567 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1567 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—42.

Nay: Berrong, Keating and Pierce.—3.

Excused: Porter, Randle and Young.—3.

The bill and emergency passed.

HB 1567 was referred for engrossment.

Senator Lane moved that the Senate stand recessed until 4:30 p.m., which motion prevailed.

The Senate reassembled in its Chamber with Senator Luton presiding. Senator Crow questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

GENERAL ORDER

HB 1832 by Denman, et al, of the House and Cate of the Senate was read and considered.

Upon motion of Senator Cate, HB 1832 was advanced to engrossment.

By unanimous consent, upon request of Senator Cate, HB 1832 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1832 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Pierce, Porter, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—34.

Nay: Berrong, Grantham, Johnson, McCune, Martin, Rozell, Schuelein, Taliaferro and Young.—9.

Excused: Butler, Dawson, Helm, Randle and Stipe.—5.

The bill passed.

HB 1832 was ordered withheld pursuant to Rule 19(f).

PENDING CONSIDERATION OF HAS

Upon motion of Senator Terrill, HAS to SJR 41 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Terrill, Howard and Smith.

MESSAGE FROM THE HOUSE

Advising passage of and returning En-grossed SBs 541, 604, 618 and 629, each as amended; and SB 585 as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 541 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 541 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 585 were read as follows and consideration deferred.

Authors: Add the following coauthor: Riggs of the House.

Amendment No. 1. Amend Page 1, Line 13½, by adding a new "Section 1" to read as follows:

"SECTION 1. 57 O.S. 1971, Section 332.2, is amended to read as follows:

Section 332.2. The Pardon and Parole Board, which shall meet only on the call of the Chairman[,]. THE BOARD is authorized, if [and when] an application [made to the Governor] for a reprieve, commutation, parole, pardon, or other act of clemency is certified [thereto] TO IT by the Governor, to examine [into] the merits of said application and make recommendations to the Governor [in relation thereto, said recommendation being]. IF THE BOARD RECOMMENDS

A PAROLE, IT SHALL ALSO RECOMMEND A SPECIFIC DAY ON OR AFTER WHICH AN INMATE SHALL BE RELEASED. THE RECOMMENDATIONS ARE advisory to the Governor and ARE not binding [thereon]."

, and by renumbering present "Section 1" to read as "Section 2".

Amendment No. 2. Amend Page 1, the new Section 2, Line 18, by restoring after the word "for" the words "consideration for a".

Amendment No. 3. Amend Page 1, Line 34, by adding new "Section 3 and Section 4" to read as follows:

"SECTION 3. 57 O.S. 1971, Section 332.8, is amended to read as follows:

Section 332.8. No recommendations to the Governor for parole shall be made in relation to any inmate in a penal institution in the State of Oklahoma until satisfactory arrangements have been made for both suitable employment[, as well as]. THE PARDON AND PAROLE BOARD MAY REQUIRE the selection of a proper person who shall be designated as parole adviser to counsel and advise with the said parolee. The Pardon and Parole Officer shall render every reasonable assistance to any person making application for parole, in helping to obtain for said applicant suitable and fit employer and employment, as well as a fit and proper parolee adviser.

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."

, and amend the Title to read as follows:

"An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 332.2, 332.7 and 332.8; modifying provisions for recommendations by Pardon and Parole Board to the Governor; modifying provisions for review by the Pardon and Parole Board of an inmate's case who will be eligible for parole; providing for employment and supervision of inmates recommended for parole; and declaring an emergency."

HOUSE AMENDMENTS

HAs to SB 604 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 604 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 618 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 618 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 629 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Section 1, Lines 20 through 36, and Page 2, Lines 1 through 3, by deleting in its entirety "Section 1" and by renumbering present "Section 2 and Section 3" to read "Section 1 and Section 2".

Amendment No. 2. Amend Page 2, the new Section 1, Line 19 by deleting after the word "is" the word "finally".

Amendment No. 3. Amend Page 2, the new Section 1, Lines 20 through 22, by changing the comma to a period after the word "trial" and by deleting the remaining language and substituting in lieu thereof the following language: "The teacher shall be entitled to utilize available accumulated sick or other leave with pay provisions for which the teacher is eligible. After leave with pay provisions are exhausted, the teachers' compensation shall be reduced in the amount necessary to pay the school district's established wage for any substitute teacher employed to replace the teacher during the period of suspension. If the teacher is found not guilty, or, if the prosecution withdraws the charge, the teacher will be reinstated to the position held at the time of suspension, without loss in salary or benefits."

Amendment No. 4. Amend Page 3, the new Section 2, Line 11, by inserting after the word "teacher," and before the word "the" insert the following words "whose contract is being non-renewed".

Amendment No. 5. Amend Page 3, the new Section 2, Line 12, by inserting before the word "Pending" the following language: "In the case of a probationary teacher who is being dismissed during the term of a teaching contract, the notice shall include one of the statutory causes contained in 6-103A. The teacher shall be afforded an opportunity to appear before the board and confront his or her accusers, and shall have the right to

cross-examine all witnesses and offer any evidence to support a reconsideration of the action theretofore made by the board. The burden of proof at this hearing shall be upon the administration of the school system to prove the statutory cause asserted by the administration."

Amendment No. 6. Amend Page 3, the new Section 2, Line 21, by inserting after the word "notify" and before the word "the", the language "by certified mail, restricted delivery with return receipt requested,".

Amendment No. 7. Amend Page 4, Section 4, Lines 15 through 26, by deleting in its entirety "Section 4" and amend the Title to read as follows:

"An Act relating to schools and school districts; amending Sections 7 and 8, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1977, 6-103.3 and 6-103.4); modifying provisions for a teacher's suspension; specifying procedure for dismissal or nonre-employment of a teacher; and modifying certain notice requirements."

GENERAL ORDER

HB 1053 by Draper of the House and Funston of the Senate was read and considered.

Senator Murphy asked to be made a coauthor of HB 1053, which was the order.

Senator Funston moved to amend HB 1053, Page 10, Line 16, by striking after the word "city" and before the word "petition" the period and the letter "A" and inserting in lieu thereof: ", a", which amendment was declared adopted.

Senator Funston moved to amend HB 1053, Page 11, Line 16, by striking after the word "city" and before the word "petition" the period and the letter "A" and inserting in lieu thereof: ", a", which amendment was declared adopted.

Upon motion of Senator Funston, HB 1053, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, HB 1053, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1053 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Watson, York and Young.—34.

Nay: Boatner, Johnson, Keller, Lamb, McCune, Pierce, Smith and Wolfe.—8.

Excused: Butler, Dawson, Helm, Randle, Terrill and Wadley.—6.

The bill passed.

Senator Smith desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 7. Excused: 6.

The emergency passed.

HB 1053 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 550.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1839.

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

GENERAL ORDER

HB 1728, previously considered and amended on page 530, was considered further.

Senator Keating asked unanimous consent, which was granted, that his amendment which had been laid over with the bill be withdrawn.

X Senator Pierce moved to amend HB 1728, Page 9, Line 15, by adding after the period on Line 15 a new sentence as follows: "Provided further that any person may protest the photo provision herein on religious or moral grounds and be exempted from having a photo on their license."

Senator Crow moved to table the Pierce amendment, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—38.

Nay: Keating, McCune and Pierce.—3.

Excused: Butler, Dawson, Helm, Howard, Porter, Randle and Wadley.—7.

Upon motion of Senator Smith, HB 1728, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1728, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1728 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Keating, McCune and Pierce.—3.

Excused: Boatner, Butler, Porter, Randle and Wadley.—5.

The bill and emergency passed.

HB 1728 was referred for engrossment.

GENERAL ORDER

HB 1774 was considered further.

Senator Lambert presiding.

X Senator Lamb moved to amend HB 1774, Page 2, Line 8, by adding after the word "parent" and before the period the words "if known", which amendment was declared adopted.

Senators Murphy and Keating moved to amend HB 1774, Page 2, by restoring the

X stricken language on Page 2, Lines 15 and 16, and substituting on Lines 14 and 15 of Page 3 the words and numbers "forty-five (45) days" in lieu of "ten (10) days", which amendment was declared adopted.

Upon motion of Senator Keating, HB 1774, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Keating, HB 1774, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1774 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Butler, Clifton, Helm, Porter, Randle and Wadley.—6.

The Chair advised the Senate that Senator Helm, having been present in the Chamber during the vote, would be shown voting "no" on HB 1774 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill passed.

HB 1774 was referred for engrossment.

GENERAL ORDER

✓ HB 1673 by Twidwell, et al, of the House and York and Howell of the Senate was read and considered.

Senators Murphy, Keller and Watson asked to be made coauthors of HB 1673, which was the order.

X Senator York moved to amend HB 1673 by striking the title, which amendment was declared adopted.

Upon motion of Senator York, HB 1673, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator York, HB 1673, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1673 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Excused: Butler, Crow, Porter, Randle, Stipe and Wadley.—6.

The Chair advised the Senate that Senator Crow, having been present in the Chamber during the vote would be shown voting "no" on HB 1673 in compliance

with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill and emergency passed.

HB 1673 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCE

Upon motion of Senator Lane, the requests of the Honorable House for conferences on HBs 1023, 1808 and 1817 were ordered granted, President Pro Tempore Howard appointing the following conferees:

HB 1023: Senators Rozell, Smith and Stipe.

HB 1808: Senators Grantham, Young and Terrill.

HB 1817: Senators Funston, Lamb and Watson.

GENERAL ORDER

HB 1522 by Wickersham and Hammons of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, HB 1522 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1522 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1522 was read for the third time at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Hol-

den, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—42.

Nay: Keating.—1.

Excused: Berrong, Butler, Porter, Randle and Wadley.—5.

The bill passed.

GENERAL ORDER

HB 1061 by Dunn, et al, of the House and Taliaferro, Capps, Field, Dahl, Vann, McDaniel and Giles of the Senate was read and considered.

Upon motion of Senator Taliaferro, HB 1061 was advanced to engrossment.

By unanimous consent, upon request of Senator Taliaferro, HB 1061 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1061 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and Young.—39.

Nay: Crow, Luton and Schuelein.—3.

Excused: Butler, Porter, Randle, Vann, Wadley and York.—6.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby HB 1061 passed.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 466 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 466, entitled: An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto *** and declaring an emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.
2. That the attached Conference Committee Substitute for Engrossed SB No. 466 be adopted.

(Pursuant to Rule 19(b), copies of the CCS for SB 466 were distributed to all Senators.

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

House Conferees: Barker, Vice-Chairman, Parris, Matheson, Draper, Edler, Kamas, Deatherage, Murphy, Riggs and Townsend.

GENERAL ORDER

✓ HB 1704 by Weichel of the House and Dahl of the Senate was read and considered.

X Senator Berrong moved to amend HB 1704, Page 2, Line 12, by striking all language on Lines 12, 13, and 14 and substituting the following: "The Administrator of the Department of Agriculture shall have at least five (5) years of practical experience in agriculture and shall be qualified by training and experience in administering a substantial business or governmental operation."

X Senator Giles moved to amend the Berrong amendment by adding at the end thereof the following: "The Administrator shall be appointed by the State Board of Agriculture and shall serve at the pleasure of the Board. This position shall be unclassified.", which amendment was declared adopted.

Senator Berrong pressed his motion to amend, which amendment, as amended, was declared adopted.

Upon motion of Senator Dahl, HB 1704, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Dahl, HB 1704, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Giles moved that HB 1704 be referred to the Agriculture Committee.

Senator Dahl moved to table the Giles motion, which motion to table was declared failed of adoption.

Senator Giles pressed his motion to commit, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 40, as coauthored by Cotner, SB 340 as coauthored by Duckett, SB 341 and SB 599.

The above numbered Bills were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 587, as coauthored by Davis (Don) and be referred to Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 46.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SJR 41, and naming House Conferees as follows: Townsend, Davis (Don) and Elder.

GENERAL ORDER

✓ HB 1795 by Campbell of the House and McCune of the Senate was read and considered.

Senator Lambert asked to be made a coauthor of HB 1795, which was the order.

Upon motion of Senator McCune, HB 1795, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, HB 1795, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1795 was read for the third time at length.

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

Aye: Berrong, Boatner, Capps, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Wadley, Watson, York and Young.—33.

Nay: Birdsong, Cate, Helm, Keating, Pierce and Wolfe.—6.

Excused: Butler, Dawson, Funston, Porter, Randle, Smith, Terrill, Tinsley and Vann.—9.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Cate moved that the vote be reconsidered whereby HB 1795 passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved to reconsider the vote whereby HB 1522 passed, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Fun-

ston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Birdsong, Butler, Green, Porter, Randle, Smith and Vann.—7.

THIRD READING

Senator Crow moved that the vote be reconsidered whereby **HB 1522** was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Crow moved that the vote be reconsidered whereby **HB 1522** was advanced to engrossment, which motion was declared adopted.

HB 1522 was thereby placed on General Order.

GENERAL ORDER

✓ **HB 1717** by Rogers and Cleveland of the House and Stipe of the Senate was read and considered.

✗ Senator Stipe moved to amend **HB 1717**, Page 3, Lines 14 and 15, by striking the words "gas used to generate electricity or", which amendment was declared adopted.

Upon motion of Senator Stipe, **HB 1717**, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1717**, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1717 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Wadley, Watson, Wolfe, York and Young.—33.

Nay: Boatner, Helm, Keller, Lamb, McCune and Pierce.—6.

Excused: Birdsong, Butler, Howell, Keating, Porter, Randle, Smith, Terrill and Vann.—9.

The Chair advised the Senate that Senator Keating, having been present in the Chamber during the vote would be shown voting "no" on **HB 1717** in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 33. Nay: 7. Excused: 8.

The bill and emergency passed.

HB 1717 was referred for engrossment.

GENERAL ORDER

✓ **HB 1706** by Rogers of the House and Stipe of the Senate was read and considered.

Upon motion of Senator Stipe, **HB 1706** was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, **HB 1706** was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1706 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Wadley, Watson, Wolfe, York and Young.—35.

Nay: Boatner, Keller, McCune, Pierce and Rozell.—5.

Excused: Birdsong, Butler, Howell, Porter, Randle, Smith, Terrill and Vann.—8.

The bill and emergency passed.

HB 1706 was referred for engrossment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on **SB 587** was ordered granted, said bill to be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

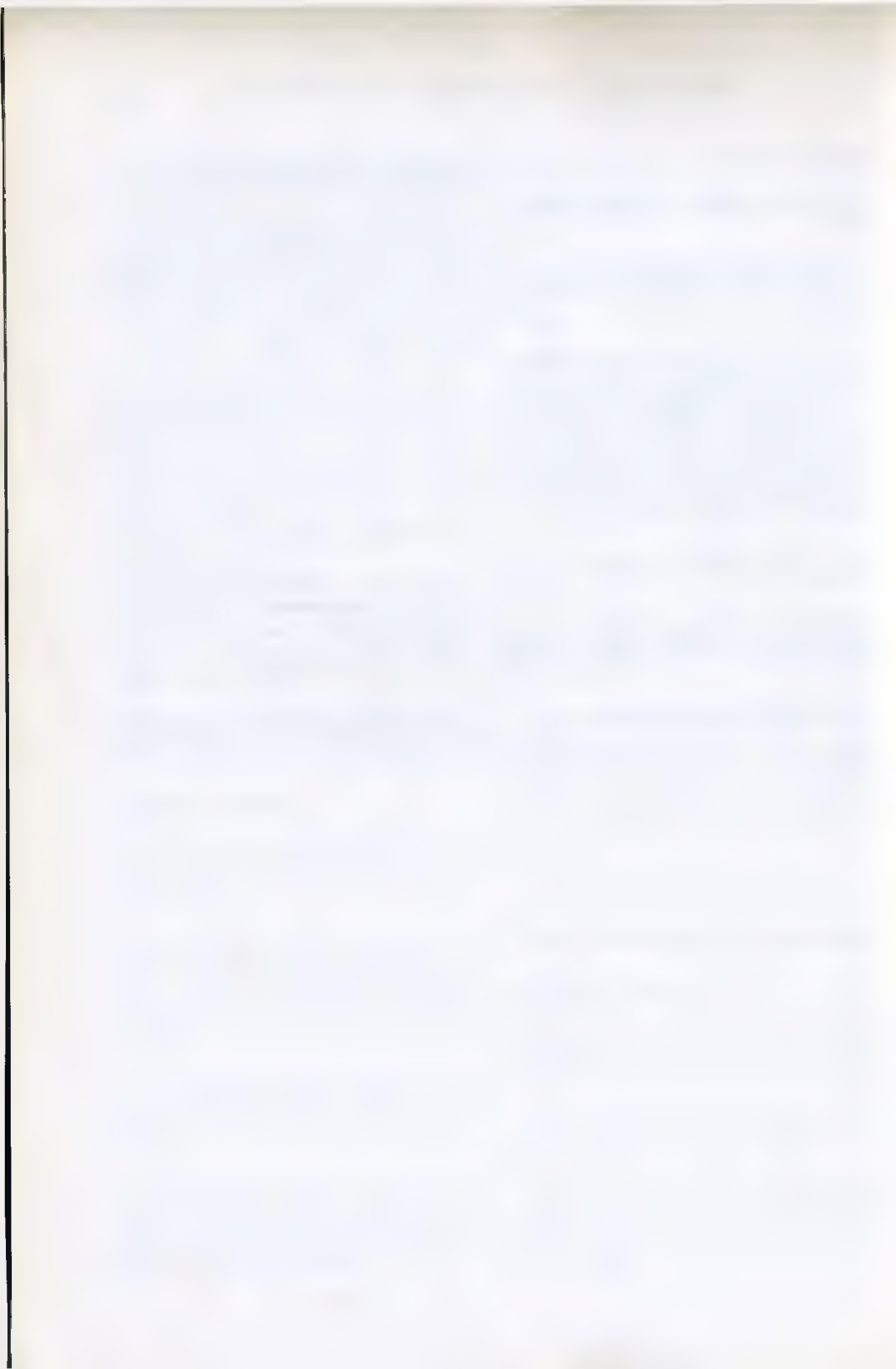
Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, March 30, 1978, at 10:00 a.m., which motion prevailed.

BILLS RELEASED

HBs 1510, 1511, 1790 and 1832 were properly signed and ordered returned to the Honorable House.

HB 1039 was referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 6:30 p.m. to meet Thursday, March 30, 1978, at 10:00 a.m.



Fifty-first Legislative Day

Thursday, March 30, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Dawson, Holden, Howard, Randle, Stipe, Tinsley and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Shook, and incorporated into the Journal upon request of Senator Dahl.

Our Father, we are so thankful that we could gather here and share these moments together. We ask for strength and we ask for concern; we ask for leadership and decisions as these Senators make decisions.

Help them, Lord, in whatever cause they might be presenting. Help them to straighten out the tidbits of law that might be a little bit incorrect.

We are so thankful that we can have this Democracy, that we have this freedom to be able to sit as a group of people and have dissension, and even lose by one vote, but we still have the freedom to do such.

We need to be a very thankful nation, Lord, that we have these rights within our world. We are so thankful for the day You have given us. In Thy name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Giles introduced Patricia Jamison, R.N., President of the Oklahoma State Nurses Association, as Nurse of the Day.

Senator Watson introduced Jim Kimball, M.D., Edmond, as Doctor of the Day

SECOND READING

The following was read the second time and referred to the committee indicated.

SB 641 — Direct to Calendar.

Senator Wadley presiding.

GENERAL ORDER

✓ HB 1279 by Hammons and Hood of the House and Funston and Lambert of the Senate was read and considered.

Senator Funston asked unanimous consent to cripple the title to HB 1279, which was the order.

Upon motion of Senator Funston, HB 1279, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Funston, HB 1279, as amended, 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 the bill, the roll call resulted as follows:

Aye: Berrong, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Grantham, Green, Helm, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Terrill, Vann, Wadley, Watson, York and Young.—31.

Nay: Birdsong, Boatner, Giles, Howell, Johnson, Keller, Lamb and Taliaferro.—8.

Excused: Butler, Dawson, Holden, Howard, Porter, Randle, Stipe, Tinsley and Wolfe.—9.

The bill passed.

HB 1279 was referred for engrossment.

Senators Stipe and Howard asked to be shown present, which was the order.

GENERAL ORDER

✓ HB 1223 by Caldwell, et al, of the House and Johnson of the Senate was read and considered.

Senator Birdsong asked to be made a coauthor of HB 1223, which was the order.

Upon motion of Senator Johnson, HB 1223 was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, HB 1223 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1223 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—37.

Nay: Crow, Pierce, Schuelein and Stipe.—4.

Excused: Butler, Dawson, Holden, Porter, Randle, Tinsley and Wolfe.—7.

The bill and emergency passed.

HB 1223 was ordered withheld pursuant to Rule 19(f).

Senators Tinsley, Holden, Dawson and Wolfe asked to be shown present, which was the order.

GENERAL ORDER

✓ SJR 48 by Stipe was read and considered.

Senator Stipe asked unanimous consent to strike the title to SJR 48, which was the order.

Upon motion of Senator Stipe, SJR 48, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SJR 48, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 48 was read for the third time at length.

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

Aye: Birdsong, Cate, Clifton, Funston, Green, Helm, Howard, Howell, Kilpatrick, Lambert, Lane, Luton, Rozell, Shatwell, Smith, Stipe, Terrill, Wadley and York.—19.

Nay: Berrong, Boatner, Capps, Dahl, Dawson, Field, Giles, Grantham, Holden, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Taliaferro, Tinsley, Vann, Watson, Wolfe and Young.—24.

Excused: Butler, Crow, Murphy, Porter and Randle.—5.

The resolution failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Stipe moved that the vote be reconsidered whereby SJR 48 failed of passage.

Senator Howell presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1039, 1053, 1425, 1462, 1567, 1572, 1663, 1706, 1717, 1718 and 1774 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 40, 242, 340, 341, 496 and 599 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCR 46 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

GENERAL ORDER

✓ HB 1716 by Milacek of the House and Tinsley of the Senate was read and considered.

X Senator Berrong moved to amend HB 1716, Page 2, Line 14, by adding after the word "officers" the following:

"The adopted resolutions shall fully recite the obligations of the respective governmental entities as to the following:

1. The entity to be involved on payment of salary and other benefits, including the division of time of personnel, to said employee/employees.
2. The entity liable for the performance of assigned duties of the said employee/employees.

3. The entity responsible for providing worker's compensation for the employee/employees."

X Senator Lamb moved to amend the Berrong amendment by adding the following:

"4. And civil liability for the wrongful acts of said employees."

, which amendment was declared adopted.

Senator Berrong pressed his motion to amend, which amendment, as amended, was declared adopted.

Upon motion of Senator Tinsley, HB 1716, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Tinsley, HB 1716, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

Senator Tinsley moved that the vote be reconsidered whereby HB 1716 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Tinsley moved that the vote be reconsidered whereby HB 1716 was advanced to engrossment, which motion was declared adopted.

HB 1716 was thereby placed on General Order.

BILL WITHDRAWN — REREFERRED

Senator Keating asked unanimous consent, which was granted, that HB 1821 be withdrawn from the Calendar and rereferred to the committee on County, State and Federal Government.

Senator Lambert presiding.

GENERAL ORDER

✓ HB 1522 by Wickersham and Hammons of the House and Crow of the Senate was read and considered.

X Senator Keating moved to amend HB 1522, Page 3, Line 4, by substituting the word "may" for the word "shall", which amendment was declared adopted.

X Senator Keating moved to amend HB 1522, Page 4, Line 9, by striking Section 3 and renumbering subsequent sections, which amendment was declared adopted.

Upon motion of Senator Crow, HB 1522, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1522, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1522 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—42.

Excused: Butler, Cate, Howard, Porter, Randle and Young.—6.

The bill passed.

HB 1522 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 470 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB 470 by Crow, et al, of the Senate and Davis (Don), et al, of the House, entitled:

(Alcoholic Beverage Control Board — Appropriation — Amending 37 O.S., Section 518 — 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 Nos. 1, 2, 3, 4, 5, 6, and 7.

2. That the attached Conference Committee Substitute for Engrossed SB No. 470 be adopted.

(Pursuant to Rule 19(b), copies of the CCS for SB 470 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Wadley, Cate and Lane.

FOR THE HOUSE: Davis (Don), Barker and Poulos.

GENERAL ORDER

✓ HB 1778 by Ervin of the House and Johnson of the Senate was read and considered.

Upon motion of Senator Johnson, HB 1778 was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, HB 1778 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1778 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—38.

Nay: Field, Martin, Pierce, Taliaferro and Wolfe.—5.

Excused: Butler, Howard, Porter, Randle and Stipe.—5.

The bill passed.

HB 1778 was ordered withheld pursuant to Rule 19(f).

PENDING SENATE ACTION ON HAS

Upon motion of Senator Smith, HAS to SBs 604 and 606 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following:

SB 604: Senators Smith, Luton and York.

SB 606: Senators Smith, Porter and Stipe.

Upon motion of Senator Howell, HAs to SBs 591 and 629 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following:

SB 591: Senators Howell, Grantham, Smith, Butler and Young.

SB 629: Senators Howell, Capps and Crow.

Upon motion of Senator Young, HAs to SB 484 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Young, Clifton and Butler.

Upon motion of Senator McCune, HAs to SB 598 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Terrill, Clifton and McCune.

PENDING CONSIDERATION OF HAS

HAs to SB 508 were called up for consideration.

Upon motion of Senator Dawson, the Senate concurred in HAs to SB 508.

SB 508, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Watson, Wolfe and York.—38.

Excused: Butler, Cate, Crow, Holden, Howard, Porter, Randle, Vann, Wadley and Young.—10.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

GENERAL ORDER

HB 1532 by Davis (Don), et al, of the House and York of the Senate was read and considered.

Senator Murphy asked to be made a co-author of HB 1532, which was the order.

X Senator York moved to amend HB 1532, Page 3, Line 9, by adding after the word "intentional" the following: "Nothing in this act shall limit any recovery allowed pursuant to the provisions of Section 9 of Title 23 of the Oklahoma Statutes.", which amendment was declared adopted.

X Senator Wolfe moved to amend HB 1532, Page 3, Line 12, by striking the word "request" on Line 12 and replacing with the words "do not reject", which amendment was declared failed of adoption.

Upon motion of Senator Murphy, HB 1532, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Murphy, HB 1532, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1532 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Nay: Boatner, Helm and Johnson.—3.

Excused: Butler, Cate, Crow, Funston, Holden, Howard, Keller, Porter, Randle, Terrill and Wadley.—11.

The bill passed.

HB 1532 was referred for engrossment.

Senator Lane moved that the Senate stand recessed for one hour, which motion prevailed.

The Senate reassembled in its Chamber with Senator Crow presiding.

Senator Luton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

GENERAL ORDER

✓ HB 1463 by Parris of the House and Johnson of the Senate was read and considered.

X Senator Schuelein moved to amend HB 1463, Page 2, Line 10, by deleting the word and numeral "two (2)" and inserting the word and numeral "three (3)", which amendment was declared adopted.

Upon motion of Senator Johnson, HB 1463, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, HB 1463, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1463 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Vann, Watson, Wolfe and Young.—36.

Excused: Butler, Howard, Kilpatrick, Lambert, Lane, Porter, Randle, Stipe, Terrill, Tinsley, Wadley and York.—12.

The bill passed.

HB 1463 was referred for engrossment.

GENERAL ORDER

✓ HB 1284 by Nance of the House and Smith of the Senate was read and considered.

✓ Senator Smith moved to amend HB 1284, Page 6, Line 5, by striking Sections 2 through 33, inclusive, and by crippling the title, which amendment was declared adopted.

Upon motion of Senator Smith, HB 1284, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1284, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1284 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Wadley, Watson, Wolfe, York and Young.—38.

Excused: Butler, Dawson, Funston, Howard, Lane, Porter, Randle, Stipe, Terrill and Vann.—10.

The bill passed.

HB 1284 was referred for engrossment.

CONFERENCE COMMITTEE REPORT

The following CCR on SJR 41 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SJR 41 by Howard of the Senate and Willis and Henry of the House, entitled:

A Joint Resolution relating to the State Legislature and the State Legislative Council *** 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 House recedes from its Amendment # 1.

2. That the Conference Committee Amendment be adopted as follows: Page 2, Lines 19 through 21, by striking the words "in the same manner and in the same amounts as other committee members in accordance with the provisions of House Joint Resolution Numbers 1003 and 1020" and substituting in lieu thereof the words "mileage in accordance with the State Travel Reimbursement Act, and a reimbursement in lieu of lodging and meals in the amount of Twenty-five Dollars (\$25.00) per day is hereby authorized. Such expenditures shall be paid from funds of the respective House of the Legislature by which the member was appointed".

Respectfully submitted,

FOR THE SENATE: Howard, Smith and Terrill.

FOR THE HOUSE: Townsend, Elder and Davis (Don).

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCR 46.

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 40, 242, 340, 341, 496 and 599.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1510, 1511, 1790 and 1832.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

Senator McDaniel presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1673 and 1677 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 471, 478, 525, 532 and 561 and SJR 46, each as amended; and SBs 264, 434, 441, 521 and 554, each as coauthored and amended.

HOUSE AMENDMENTS

HAs to SB 264 were read as follows and consideration deferred.

Authors: Add the following coauthor: Nance of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 264 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 434 were read as follows and consideration deferred.

Authors: Add the following coauthors: Show Nance as Principal House Author

and coauthored by Holaday, Elder and Wilson of the House.

Amendment No. 1. Amend Page 1, Line 17½, by adding a new "Section 1" to read as follows:

"SECTION 1. 68 O.S. 1971, Section 2358, as last amended by Section 1, Chapter 32, O.S.L. 1977 (68 O.S. Supp. 1977, Section 2358), is amended to read as follows:

Section 2358. A. Taxable income and, where use of adjusted gross income is necessary, i. e., required by this act, adjusted gross income shall be adjusted as follows to arrive at Oklahoma taxable income and Oklahoma adjusted gross income:

1. There shall be added interest income on obligations of any state or political subdivision thereto which is not otherwise exempted under other laws of this state, to the extent that said interest is not included in taxable income and adjusted gross income.

2. There shall be deducted amounts included in such income 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.

3. Net income or loss from a business activity, which is not a part of business carried on within and without the state of a unitary character, shall be separately allocated to the state in which such activity is conducted. Items of the following nature shall be allocated as indicated:

a. income from real and tangible personal property, such as rents, oil and mining production or royalties, and gains or losses from sales of such property, shall be allocated in accordance with the situs of such property;

b. income from intangible personal property, such as interest, dividends, patent or copyright royalties, and gains or losses from sales of such property, shall be allocated in accordance with the domiciliary situs of the taxpayer, except that:

(1) where such property has acquired a business or commercial situs apart from the domicile of the taxpayer such income shall be allocated in accordance with such business or commercial situs; a resident trust or resident 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;

(2) income from such property which is required to be allocated under the provisions of subsection A, paragraph 4, hereof shall be allocated as herein provided;

c. allowable deductions attributable to items separately allocable in subparagraphs a and b hereof, whether or not such items of income were actually received, shall be allocated on the same basis as those items;

d. the amount of any net operating loss deduction allowed to a taxpayer for federal income tax purposes shall be reduced to an amount which is the same portion thereof as the loss from sources within this state, as determined under this section and Section 2362 of this title, for the taxable year in which such loss is sustained is of the total loss for such year;

e. in the case of a manufacturing or processing enterprise the business of which in Oklahoma consists solely of marketing its products by:

(1) sales having a situs without this state, shipped directly to a point from without the state to a purchaser within the state, commonly known as interstate sales;

(2) sales of the product stored in public warehouses within the state under "in transit" tariffs, as prescribed and allowed by the Interstate Commerce Commission, to a purchaser within the state;

(3) sales of the product stored in public warehouses within the state where the shipment to such warehouses is not covered by "in transit" tariffs, as prescribed and allowed by the Interstate Commerce Commission to a purchaser within or without the state.

The Oklahoma net income shall, at the option of the taxpayer, be that portion of the total net income of the taxpayer for federal income tax purposes derived from the manufacture and or processing and sales everywhere as/determined by the ratio of the sales defined in this section made to the purchaser within the state to the total sales everywhere. The term "public warehouse" as used in this subparagraph e means a licensed public warehouse, the principal business of which is warehousing merchandise for the public;

f. in the case of insurance companies, Oklahoma taxable income shall be taxable income of the taxpayer for federal tax purposes, as adjusted for the adjustments provided under subsection A, paragraphs 1 and 2 of this section, apportioned as follows:

(1) except as otherwise provided by subsection A, paragraph 3, subparagraph f (2), taxable income of an insurance company for a taxable year shall be apportioned to this state by multiplying such income by a fraction, the numerator of which is the direct premiums written for insurance on property or risks in this state, and the denominator of which is the direct premiums written for insurance on property or risks everywhere. For purposes of this subsection, the term "direct premiums written" means the total

amount of direct premiums written, assessments and annuity considerations as reported for the taxable year on the annual statement filed by the company with the Oklahoma Insurance Commissioner in the form approved by the National Association of Insurance Commissioners, or such other form as may be prescribed in lieu thereof.

(2) if the principal source of premiums written by an insurance company consists of premiums for reinsurance accepted by it, the taxable income of such company shall be apportioned to this state by multiplying such income by a fraction, the numerator of which is the sum of (a) direct premiums written for insurance on property or risks in this state, plus (b) premiums written for reinsurance accepted in respect of property or risks in this state, and the denominator of which is the sum of (c) direct premiums written for insurance on property or risks everywhere, plus (d) premiums written for reinsurance accepted in respect of property or risks everywhere. For purposes of this paragraph, premiums written for reinsurance accepted in respect of property or risks in this state, whether or not otherwise determinable, may at the election of the company be determined on the basis of the proportion which premiums written for insurance accepted from companies commercially domiciled in Oklahoma bears to premiums written for reinsurance accepted from all sources, or alternatively in the proportion which the sum of the direct premiums written for insurance on property or risks in this state by each ceding company from which reinsurance is accepted, bears to the sum of the total direct premiums written by each such ceding company for the taxable year.

4. The net income or loss remaining after the separate allocation in paragraph 3 above, being that which is derived from a unitary business enterprise, shall be apportioned to this state on the basis of the

arithmetical average of three factors consisting of property, payroll and sales or gross revenue enumerated below as a, b and c. Net income or loss as used in this paragraph includes that derived from patent or copyright royalties, purchase discounts, and interest on accounts receivable relating to or arising from a business activity, the income from which is apportioned under this subsection, including the sale or other disposition of such property and any other property used in the unitary enterprise. Deductions used in computing such net income or loss shall not include taxes based on or measured by income.

a. the property factor is a fraction, the numerator of which is the average value of the taxpayer's real and tangible personal property owned or rented and used in this state during the tax period and the denominator of which is the average value of all the taxpayer's real and tangible personal property everywhere owned or rented and used during the tax period.

(1) property, the income from which is separately allocated in subsection A, paragraph 3, above, shall not be included in determining this fraction. The numerator of the fraction shall include a portion of the investment in transportation and other equipment having no fixed situs, such as rolling stock, buses, trucks, and trailers, including machinery and equipment carried thereon, airplanes, salesmen's automobiles, and other similar equipment, in the proportion that miles traveled in Oklahoma by such equipment bears to total miles traveled.

(2) property owned by the taxpayer is valued at its original cost. Property rented by the taxpayer is valued at eight times the net annual rental rate. Net annual rental rate is the annual rental rate paid by the taxpayer, less any annual rental rate received by the taxpayer from subrentals.

(3) the average value of property shall be determined by averaging the values at the beginning and ending of the tax period but the Tax Commission may require the averaging of monthly values during the tax period if reasonably required to reflect properly the average value of the taxpayer's property.

b. the payroll factor is a fraction, the numerator of which is the total compensation for services rendered in the state during the tax period, and the denominator of which is the total compensation for services rendered everywhere during the tax period. Compensation as used in this subsection means [that] THOSE paid-for services to the extent related to the unitary business but does not include salaries, wages and other compensation properly classified as general or administrative expense.

(1) in the case of a transportation enterprise the numerator of the fraction shall include a portion of such expenditure in connection with employees operating equipment over a fixed route, such as trainmen, airline pilots, or bus drivers, in this state only a part of the time, in the proportion that mileage traveled in Oklahoma bears to total mileage traveled by such employees.

(2) in any case the numerator of the fraction shall include a portion of such expenditures in connection with itinerant employees, such as traveling salesmen, in this state only a part of the time, in the proportion that time spent in Oklahoma bears to total time spent in furtherance of the enterprise by such employees.

c. the sales factor is a fraction, the numerator of which is the total sales or gross revenue of the taxpayer in this state during the tax period, and the denominator of which is the total sales or gross revenue of the taxpayer everywhere during the tax period. Sales as used in this

subsection does not include sales or gross revenue which are separately allocated in paragraph 3 above.

(1) sales of tangible personal property have a situs in this state if the property is delivered or shipped to a purchaser other than the United States Government, within this state regardless of the f.o.b. point or other conditions of the sale; or the property is shipped from an office, store, warehouse, factory or other place of storage in this state and (a) the purchaser is the United States Government or (b) the taxpayer is not doing business in the state of the destination of the shipment.

(2) in the case of a railroad or inter-urban railway enterprise, the numerator of the fraction shall not be less than the allocation of revenues to this state as shown in its Annual Report to the Oklahoma Corporation Commission.

(3) in the case of an airline, truck or bus enterprise or freight car, tank car, refrigerator car or other railroad equipment enterprise, the numerator of the fraction shall include a portion of revenue from interstate transportation in the proportion that interstate mileage traveled in Oklahoma bears to total interstate mileage traveled.

(4) in the case of an oil, gasoline or gas pipeline enterprise, the numerator of the fraction shall be either the total of traffic units of the enterprise within Oklahoma or the revenue allocated to Oklahoma based upon miles moved, at the option of the taxpayer, and the denominator of which shall be the total of traffic units of the enterprise or the revenue of the enterprise everywhere as appropriate to the numerator. A "traffic unit" is hereby defined as the transportation for a distance of one mile of one barrel of oil, one gallon of gasoline or one thousand cubic feet of natural or casinghead gas, as the case may be.

(5) in the case of a telephone or telegraph or other communication enterprise, the numerator of the fraction shall include that portion of the interstate revenue as is allocated under the accounting procedures prescribed by the Federal Communications Commission; provided that in respect to each corporation or business entity required by the Federal Communications Commission to keep its books and records in accordance with a uniform system of accounts prescribed by such Commission, the intrastate net income shall be determined separately in the manner provided by such uniform system of accounts and only the interstate income shall be subject to allocation under the provisions of this subsection. Provided, further, that the gross revenue factors shall be those as are determined under the accounting procedures prescribed by the Federal Communications Commission.

d. in any case where the use of the arithmetical average of three factors prescribed in subsection A, paragraph 4, above, attributes to Oklahoma a portion of net income of the enterprise out of all appropriate proportion to the property owned and/or business transacted within this state, because of the fact that one or more of the factors so prescribed are not employed to any appreciable extent in furtherance of the enterprise; or because one or more factors not so prescribed are employed to a considerable extent in furtherance of the enterprise; or because of other reasons, the Tax Commission is empowered to permit, after a showing by taxpayer that an excessive portion of net income has been attributed to Oklahoma, or require, when in its judgment an insufficient portion of net income has been attributed to Oklahoma, the elimination, substitution, or use of additional factors, or reduction or increase in the weight of such prescribed factors.

Provided, however, that any such variance from such prescribed factors

which has the effect of increasing the portion of net income attributable to Oklahoma must not be inherently arbitrary, and application of the recomputed final arithmetical average ratio to the net income of the enterprise must attribute to Oklahoma only a reasonable portion thereof.

The remainder thus obtained shall constitute Oklahoma taxable income, or, as the case may be, Oklahoma adjusted gross income for the purposes of this act.

B. In addition to the adjustment required by subsection A of this section, taxable income shall be further adjusted as follows to arrive at Oklahoma taxable income:

1. In the case of individuals, there shall be added or deducted, as the case may be, the difference necessary to allow personal exemptions of Seven Hundred Fifty Dollars (\$750.00) in lieu of the personal exemptions allowed by the Internal Revenue Code.

2. In the case of individuals who use the standard deduction in determining taxable income, there shall be added or deducted, as the case may be, the difference necessary to allow a standard deduction in lieu of the standard deduction allowed by the Internal Revenue Code, in an amount equal to the larger of fifteen percent (15%) of the Oklahoma adjusted gross income or One Thousand Dollars (\$1,000.00), but not to exceed Two Thousand Dollars (\$2,000.00), except that in the case of a married individual filing a separate return such deduction shall be the larger of fifteen percent (15%) of such Oklahoma adjusted gross income or Five Hundred Dollars (\$500.00), but not to exceed the maximum amount of One Thousand Dollars (\$1,000.00).

3. In the case of resident individuals having adjusted gross income from

sources both within and without the state, the itemized or standard deductions and personal exemptions shall be reduced to an amount which is the same portion of the total thereof as Oklahoma adjusted gross income is of adjusted gross income.

4. In the case of savings and loan associations located in Oklahoma, there shall be added to taxable income a portion of the dividends or distributions of earnings to shareholders, members or certificate holders of such associations deducted in arriving at taxable income for such taxable year, as follows:

for all taxable years ending in the year following December 31, 1976, seventy percent (70%) shall be added;

for all taxable years ending in the year following December 31, 1977, sixty percent (60%) shall be added;

for all taxable years ending in the year following December 31, 1978, forty percent (40%) shall be added;

for all taxable years ending in the year following December 31, 1979, twenty percent (20%) shall be added;

for all taxable years ending after December 31, 1980, no portion of such dividends or earnings shall be added to taxable income.

5. In any taxable year [during which a state of National Emergency exists as declared by the President of the United States, or the United States is at war,] the first Fifteen Hundred Dollars (\$1,500.00) received by any person from the United States as salary or compensation in any form as a member of any component of the Armed Forces of the United States shall be deducted from taxable income. Whenever the filing of a timely income tax return by a member of the Armed Forces of the United States is made im-

practicable or impossible of accomplishment by reason of:

a. Absence from the United States, which term includes only the states and the District of Columbia; or

b. Confinement in a hospital within the United States for treatment of wounds, injuries or disease; the time for filing a return and paying an income tax shall be and is hereby extended without incurring liability for interest or penalties, to the fifteenth day of the third month following the month in which:

(1) Such individual shall return to the United States, or be discharged from such hospital; or

(2) An executor, administrator, or conservator of the estate of the taxpayer is appointed, whichever event occurs the earliest.

Provided, that the Tax Commission may, in its discretion, grant any member of the Armed Forces of the United States an extension of time for filing of income tax returns and payment of income tax without incurring liabilities for interest or penalties. Such extension may be granted only when in the judgment of the Tax Commission a good cause exists therefor and may be for a period in excess of six (6) months. A record of every such extension granted, and the reason therefor, shall be kept.

6. The salary or any other form of compensation, received from the United States by a member of any component of the Armed Forces of the United States, shall be deducted from taxable income during the time in which the person is detained by the enemy in a conflict, is a prisoner of war or is missing in action and not deceased.

7. Notwithstanding anything in the Internal Revenue Code or in the Okla-

homa Income Tax Act, Section 2301 et seq. of this title, 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 or 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; 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.

8. a. An individual taxpayer, whether resident or nonresident, shall be entitled to deduct an amount equal to the first Five Hundred Dollars (\$500.00) of federal income taxes paid by said taxpayer during the taxable year, and an individual taxpayer shall also be entitled to deduct an amount equal to five percent (5%) of the amount of such taxes in excess of Five Hundred Dollars (\$500.00) paid by said individual taxpayer, subject to the limitations set forth in the following subparagraph.

b. Federal taxes as described in subparagraph a immediately above shall be deductible by an individual taxpayer, whether resident or nonresident, only to the extent they relate to income subject to taxation under Sections 2351 through 2384 of this title. The maximum amount allowable in the preceding paragraph shall be

prorated on the ratio of the Oklahoma adjusted gross income to federal adjusted gross income.

c. For the purpose of this paragraph 8, federal income taxes paid shall mean federal income taxes, surtaxes imposed on incomes or excess profits taxes, as though the taxpayer was on the accrual basis.

d. No individual taxpayer, whether resident or nonresident, shall be entitled under this paragraph 8 to deduct more than Seventeen Hundred Dollars (\$1,700.00) of federal income taxes.

e. The provision of this paragraph 8 shall apply to all taxable years ending after December 31, 1974.'

and by renumbering the present "Section 1" to read as "Section 2" and renumbering succeeding Sections accordingly, and by amending the Title to read as follows:

"An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 2358, as last amended by Section 1, Chapter 32, O.S.L. 1977 (68 O.S. Supp. 1977, Section 2358) and 2385.17; providing certain adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income; gradually deleting provision that certain dividends or earnings distributed to members, shareholders or certificate holders are included in taxable income of certain savings and loan associations; providing for refunds of overpayment of tax; requiring withholding certificate to be furnished for refunds and credits against tax; providing regulations for crediting overpayments of estimated tax to subsequent tax years; providing an effective date; and declaring an emergency."

HOUSE AMENDMENTS

HAs to SB 441 were read as follows and consideration deferred.

Authors: Add the following coauthors: Thompson (Mick), Camp, Holaday and Duckett of the House.

Amendment No. 1. Amend Title to read as follows:

“An Act relating to internal prison security; amending 57 O.S. 1971, Section 21; prohibiting persons carrying into or possessing certain items in jails or penal institutions; providing penalties; and providing an effective date.

Amendment No. 2. Amend Page 1, Lines 18 through 30, by striking all of Section 1 and renumbering subsequent sections.

Amendment No. 3. Amend Page 1, Section 2, Line 34, by inserting after the word “any” and before the word “state” the words “jail or”.

HOUSE AMENDMENTS

HAs to SB 471 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Section 4, Line 10, by adding after the word “by” and before the word “this” the words “Section 1 of”.

Amendment No. 2. Amend Page 2, Section 4, Line 14, by adding after the period the following: “The appropriation made by Section 3 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.”

HOUSE AMENDMENTS

HAs to SB 478 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, Line 10½, by striking Title and substituting the following:

“(Chief Mine Inspector — Appropriation — Emergency)”

HOUSE AMENDMENTS

HAs to SB 521 were read as follows and consideration deferred.

Authors: Add the following coauthors: Nance, Henry and Hooper of the House.

Amendment No. 1. Amend Page 5, Subsection 2, Line 26 by reinstating the words “or motorized bicycle”.

Amendment No. 2. Amend Page 13, Section 9, Line 29, by adding after the word “state.” and before the word “Provided” the following language: “Provided that, motorized bicycles shall not be subject to the provisions of Sections 22.15a and 561 through 568 of this title.”

Amendment No. 3. Amend Page 13, Section 9, Line 31, by adding after the period the following language: “Provided further, that when the motor of the motorized bicycle is being operated, the operator is subject to the provisions of Section 40-105, subsection (G), of this title.”

HOUSE AMENDMENTS

HAs to SB 525 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 525 were not printed in full in the Journal. Multilith copies are

available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 532 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 532 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 554 were read as follows and consideration deferred.

Authors: Add the following coauthor: Duckett of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 554 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 561 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, Line 18, by striking Title and substituting the following:

“(Professions and Occupations — Amending 59 O.S. 1971, Sections 567.4 and 567.7)”

Amendment No. 2. Amend Page 5, Section 2, Line 10, by adding after the word “exceed” and before the word “Seventy-five” the following: “the actual administrative and material costs for the examination to be administered by the Board not to exceed”.

Amendment No. 3. Amend Page 5, Section 2, Line 10, by deleting the words and figures “Seventy-five Dollars (\$75.00)” and inserting in lieu thereof the words and figures “Fifty Dollars (\$50.00)”.

Amendment No. 4. Amend Page 5, Section 2, Line 13, by adding after the word “exceed” and before the word “Sixty” the following: “the actual administrative and material costs for the examination to be administered by the Board not to exceed”.

Amendment No. 5. Amend Page 5, Section 2, Lines 16 and 17, by deleting the words and figures “Twenty-five Dollars (\$25.00)” and inserting the words and figures “Twenty Dollars (\$20.00)”.

Amendment No. 6. Amend Page 5, Section 2, Line 17½, by adding the following language: “The Board is authorized to change the annual renewal license fee to a biennial renewal license fee beginning July 1, 1980, with the biennial renewal license fee to be double the annual renewal license fee.”

HOUSE AMENDMENTS

HAs to SJR 46 were read as follows and consideration deferred.

Amendment No. 1. Restore Title to read as follows:

“A Joint Resolution directing the State Board of Education to develop a compre-

hensive program of community education; commending the Board's past efforts in establishing such programs; requiring a certain report; and directing distribution."

Amendment No. 2. Amend Page 2, Section 2, Lines 7 through 12, by deleting all language and substituting in lieu thereof the following:

"SECTION 2. The State Board of Education is hereby directed to develop a comprehensive program of community education throughout the State of Oklahoma and to implement so much of the program as can be implemented with existing funds."

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 29, 1978, of Enrolled SBs 143, 247, 278, 371, 413, 418, 502, 514, 570, 588 and 592.

GENERAL ORDER

✓ HB 1771 by Ford, et al, of the House and Smith and Funston of the Senate was read and considered.

Senators Lambert, Howell, Cate and Shatwell asked to be made coauthors of HB 1771, which was the order.

✗ Senator Smith moved to amend HB 1771, Page 1, by striking the enacting clause, which amendment was declared adopted.

Upon motion of Senator Smith, HB 1771, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Smith, HB 1771, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1771 was read for the third time at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, McCune, McDaniel, Martin, Murphy, Pierce, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—34.

Nay: Boatner, Capps, Dahl, Giles, Johnson, Luton, Rozell, Schuelein and Wadley.—9.

Excused: Butler, Lane, Porter, Randle and Stipe.—5.

The bill and emergency passed.

HB 1771 was referred for engrossment.

GENERAL ORDER

✓ HB 1579 by Davis (Don) and Barker of the House and Crow and Randle of the Senate was read and considered.

Upon motion of Senator Crow, HB 1579 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1579 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1579 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Lane, Porter, Randle, Smith and Stipe.—6.

The Chair advised the Senate that Senator Smith, having been present in the Chamber during the vote would be shown voting "no" on HB 1579 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill passed.

Senator Smith desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 43. Excused: 5.

The emergency passed.

HB 1579 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

✓ HB 1585 by Steward, et al, of the House and Kilpatrick of the Senate was read and considered.

X Senator Kilpatrick moved to amend HB 1585 by crippling the title, which amendment was declared adopted.

Upon motion of Senator Kilpatrick, HB 1585, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Kilpatrick, HB 1585, as amended,

was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1585 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Lane, Porter, Randle, Smith and Stipe.—6.

The bill passed.

HB 1585 was referred for engrossment.

GENERAL ORDER

✓ HB 1751 by Davis (Don) of the House and Crow of the Senate was read and considered.

Upon motion of Senator Crow, HB 1751 was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1751 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1751 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—41.

Excused: Butler, Lane, Porter, Randle, Smith, Stipe and Young.—7.

The bill passed.

HB 1751 was ordered withheld pursuant to Rule 19(f).

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 572, as amended.

HOUSE AMENDMENTS

HAs to SB 572 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 572 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

GENERAL ORDER

HB 1577 by Willis, et al, of the House and Howard of the Senate was read and considered.

Senator Crow moved to amend HB 1577, as follows:

Amendment No. 1. Page 2, Line 4, after the word "From" delete the words "and

after" and after "1978," add the words "or the first day of the pay period in which July 1, 1978 is included, and thereafter,".

X Amendment No. 2. Page 2, Line 10, after the word "From" delete the words "and after" and after "1978," add the words "or the first day of the pay period in which July 1, 1978 is included, and thereafter,".

X Amendment No. 3. Page 3, Line 7 through Page 11, Line 18, by deleting all of Section 2 and substituting a new "Section 2" in lieu thereof as follows:

"SECTION 2. A. The State Personnel Board shall develop and maintain a Uniform Compensation Plan for all job classifications under the Merit System of Personnel Administration. This Board shall prepare an annual report containing its recommendations for salary and grade adjustments on existing job classifications and will submit this report to the Governor, the President Pro Tempore of the Senate, and the Speaker of the House of Representatives by September 1, of each year. The Director of State Finance shall determine by October 1, of each year the estimated cost to accomplish the State Personnel Board recommended salary administration changes and shall provide the estimate to the Governor, the President Pro Tempore of the Senate and the Speaker of the House of Representatives for their consideration. Legislative approval shall be necessary on all proposed grade adjustments submitted on the September 1 report before they can be implemented. The State Personnel Board shall develop and promulgate rules and procedures necessary to carry out the duties outlined above.

B. No employee shall be paid by any department head under the classified services below the classified wage schedule. Effective July 1, 1978, or the first day of the pay period in which July 1, 1978 is included, the minimum salary for any per-

manent full-time employee of the State of Oklahoma, whether in the classified or unclassified service, which would not include part-time employees, shall be Five Hundred Five Dollars (\$505.00) per month.

The following positions and classes of employment within the Oklahoma Tourism and Recreation Department are exempt from the provisions of Sections 801-839 of this title, and from the provisions of this act: bellhops, busboys, housemen, kitchen helpers, laundry helpers, lifeguards, maids, waiters, waitresses, curators of historical facilities, and the spouses of personnel who are employed on a part-time basis to assist or work as a relief for their spouses.

C. The State Personnel Board shall establish rates for pay differentials, on call pay, and other types of special day incentives which do not affect the base pay for a particular job classification under the Merit System of Personnel Administration.

D. No employee in the classified service shall be granted more than one merit increase within one twelve-month period if the amount of such increase is Fifty Dollars (\$50.00) or more, monthly. This provision shall include both regular merit increases and increases for exceptionally meritorious services.

E. Any agency shall assist the Personnel Director in tests applicable for the many positions under the classified service and any other function necessary to carry out the personnel policies of the State of Oklahoma."

X Amendment No. 4. Page 12, Line 1, after the word "adjustments" insert the following: ", recommended by the State Personnel Board,".

X Amendment No. 5. Page 15, Line 6½, by adding the following language:

(b) Each grade shall have seven (7) regular salary steps and four (4) longevity salary steps.

, and on Line 7, by deleting the "(b)" and substituting in lieu thereof "(c)".

X Amendment No. 6. Page 15, Line 13, by adding after the word "seasonal" and before the word "and" the following: ", emergency".

X Amendment No. 7. Page 17, Line 1½, by adding a new "Section 6" to read as follows:

"SECTION 6. The recommended pay grade changes for fiscal year 1979 as proposed by the Oklahoma State Personnel Board and submitted by letter, dated August 16, 1977, to the Governor, President Pro Tempore of the Senate and the Speaker of the House of Representatives are not approved for implementation."

X Amendment No. 8. Page 17, Line 1½, by adding a new "Section 7" as follows:

"SECTION 7. Section 4, Chapter 303, O.S.L. 1974 (74 O.S. Supp. 1977, Section 830.2), is amended to read as follows:

Section 830.2. A. The Superintendent of Public Instruction and the [Wage and Salary Adjustment Board] STATE PERSONNEL BOARD shall enforce and carry out the provisions of this act.

B. The [Wage and Salary Adjustment Board] STATE PERSONNEL BOARD shall act upon recommendation made by the Superintendent or his designated representative."

, and renumbering succeeding sections.

X Amendment No. 9. Page 17, Line 2, by adding before the words "Section 3" the following words: "Section 2 of this act shall be codified in the Oklahoma Statutes

as Section 805.1 of Title 74, unless there is created a duplication in numbering."

X Amendment No. 10. Page 17, Line 9½, by adding new "Sections 10 and 11" as follows:

"SECTION 10. 74 O.S. 1971, Section 817.3, as amended by Section 2, Chapter 293, O.S.L. 1974 (74 O.S. Supp. 1977, Section 817.3) is hereby repealed.

SECTION 11. Sections 2 and 3, Chapter 42, O.S.L. 1975; Sections 1, 3 and 5, H.J.R. 1066, O.S.L. 1976; and Sections 1, 2, 3 and 4, S.J.R. 6, O.S.L. 1977 (74 O.S. Supp. 1977, Sections 828.1, 828.2, 828.3, 828.4, 828.5, 828.6, 828.7, 828.8, and 828.9) are hereby repealed effective July 1, 1978."

, and renumbering succeeding sections, and by amending title to conform, which amendments were declared adopted.

X Senator Luton moved to amend HB 1577, Page 17, Line 9½, by adding after the word "Statutes." a new Section 8 as follows:

"SECTION 8. 74 O.S. 1971, Section 500.7, as last amended by Section 7, Chapter 123, O.S.L. 1972 (74 O.S. Supp. 1977, Section 500.7) is amended to read as follows:

Section 500.7. Travel status for meals and lodging purposes shall be defined as absence from the officer's or employee's home area and/or official station area while performing assigned official duties. PROVIDED, HOWEVER, EMPLOYEES WHOSE DUTIES ARE NORMALLY MOBILE AND STATEWIDE OR MULTI-COUNTY IN NATURE SHALL NOT BE DEEMED TO HAVE AN OFFICIAL STATION."

, and by renumbering the following sections, which amendment was declared adopted.

Upon motion of Senator Crow, HB 1577, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Crow, HB 1577, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1577 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—41.

Excused: Butler, Cate, Lane, Porter, Randle, Stipe and Wadley.—7.

The bill and emergency passed.

HB 1577 was referred for engrossment.

Senator Lambert presiding.

GENERAL ORDER

✓ HB 1814 by Wiseman, et al, of the House and Johnson, Helm and Keating of the Senate was read and considered.

Upon motion of Senator Johnson, HB 1814 was advanced to engrossment.

By unanimous consent, upon request of Senator Johnson, HB 1814 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1814 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—40.

Nay: Dahl.—1.

Excused: Butler, Cate, Lane, Porter, Randle, Stipe and Wadley.—7.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator McCune moved that the vote be reconsidered whereby HB 1814 passed.

Senator Crow moved to table the McCune motion to reconsider, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Clifton, Crow, Dahl, Dawson, Funston, Green, Howard, Howell, Johnson, Keating, Kilpatrick, Luton, Murphy, Rozell, Schuelein, Shatwell, Tinsley, Vann, York and Young.—22.

Nay: Berrong, Capps, Field, Giles, Grantham, Helm, Holden, Keller, Lamb, Lambert, McCune, McDaniel, Martin, Pierce, Smith, Taliaferro, Terrill, Watson and Wolfe.—19.

Excused: Butler, Cate, Lane, Porter, Randle, Stipe and Wadley.—7.

HB 1814 was ordered withheld pursuant to Rule 19(f).

GENERAL ORDER

HB 1813 by Wiseman, et al, of the House and Johnson and Keating of the Senate was read and considered.

Senator Helm moved to amend HB 1813, Page 4, Line 15, by adding a new Section 3 as follows:

“SECTION 3. Any consent form required in conjunction with obtaining informed consent regarding an abortion procedure shall include the following information:

a. That if more than four (4) weeks have elapsed from conception, the unborn child has a beating heart and a rudimentary brain and spinal cord.

b. That if more than eight (8) weeks have elapsed from conception, the unborn child has identifiable facial features, and ordinarily has identifiable members such as fingers and toes; and that all organs and body systems are ordinarily present, and electrical brain wave activity is ordinarily present.

c. That if more than eleven (11) weeks have elapsed from conception, the unborn child is ordinarily capable of coordinated movement, ordinarily responds to touch, and all body systems are ordinarily functioning.

d. That if more than twenty-two (22) weeks have elapsed from conception, the unborn child may be capable of surviving outside of the womb.”

, and by renumbering subsequent sections.

Senator Dawson moved as an in-lieu amendment to the Helm amendment on

✗ HB 1813, Page 4, Line 15, a New Section 3 to read as follows:

"SECTION 3. That pregnancy, from the moment of conception onward, involves a process of continuous and rapid development, ordinarily producing an unborn child which may be capable of surviving outside the mother's body after approximately six (6) months of pregnancy. That the stage of development of the fetus is greatly different at various stages of pregnancy. And that the physician will explain to the woman the probable stage of development at any point in the pregnancy which the woman may wish to know about."

, and by renumbering subsequent sections.

Senator Crow moved that HB 1813 be advanced to engrossment, which motion to advance was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Dawson, Funston, Holden, Howard, Johnson, Kilpatrick, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Tinsley, Vann and York.—22.

Nay: Capps, Giles, Grantham, Green, Helm, Keating, Keller, Lamb, Lambert, McCune, Pierce, Shatwell, Smith, Taliaferro, Terrill, Watson, Wolfe and Young.—18.

Excused: Butler, Field, Howell, Lane, Porter, Randle, Stipe and Wadley.—8.

By unanimous consent, upon request of Senator Johnson, HB 1813 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1813 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Dahl.—1.

Excused: Butler, Field, Howell, Lane, Porter, Randle, Stipe and Wadley.—8.

The bill passed.

HB 1813 was referred for engrossment.

GENERAL ORDER

✓ HB 1527 by Holden of the House and Butler of the Senate was read and considered.

Senator Luton asked to be made a co-author of HB 1527, which was the order.

Upon motion of Senator Luton, HB 1527, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Luton, HB 1527, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1527 was read for the third time at length.

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

Aye: Berrong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles,

Grantham, Holden, Johnson, Kilpatrick, Lambert, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, York and Young.—28.

Nay: Birdsong, Boatner, Green, Helm, Keller, Lamb, McCune, Pierce, Watson and Wolfe.—10

Excused: Butler, Field, Howard, Howell, Keating, Lane, Porter, Randle, Stipe and Wadley.—10.

The bill passed.

Senators Wolfe, Boatner, Birdsong, Pierce and Lamb desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 33. Nay: 5. Excused: 10.

The emergency passed.

HB 1527 was ordered withheld pursuant to Rule 19(f).

PENDING SENATE ACTION ON HAS

Upon motion of Senator Grantham, HAS to SB 276 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Grantham, Lambert and Wolfe.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1478 and 1512 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

EXECUTIVE SESSION

There being matters on the President's desk for the consideration of the Senate in

executive session, it was upon motion of Senator Luton that the Senate closed its doors and went into executive session.

The Senate reassembled in open session with Senator Lambert presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senators Wolfe and Green, on the written request of Senator Keating, advised and consented to the confirmation of DYANN G. (DYER) BENNETT, M.S., Tulsa, as a member of the Board of Examiners in Speech Pathology and Audiology, to serve a 3-year term ending August 17, 1980. Dr. Dyer succeeds Rita McShea, Stillwater.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of MRS. RICHARD DOUGLASS, Oklahoma City, as a member of the Oklahoma Arts and Humanities Council, to serve a 3-year term ending July 1, 1980. Mrs. Douglass succeeds herself.

The Senate, in executive session, and upon motion of Senator Luton, on the written request of Senator Lane, advised and consented to the confirmation of REX HELMS, Idabel, as a member of the Solid Waste Management Advisory Committee, to serve at the Governor's pleasure. Mr. Helms succeeds Milo Johnson, Crescent.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of MRS. BEN (BETTY) LANGDON, Norman, as a member of the Oklahoma Arts and Humanities Council, to serve a 3-year term ending July 1, 1980. Mrs. Langdon succeeds Penny Downing, Tulsa.

The Senate, in executive session, and upon motion of Senator Young, advised

and consented to the confirmation of FORREST LEE, Boley, as a member of the Human Rights Commission, to serve a 3-year term ending July 15, 1980. Mr. Lee succeeds himself.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of KEITH L. SMITH, Oklahoma City, as a member of the Oklahoma Savings & Loan Board, to serve a 4-year term ending April 17, 1981. Mr. Smith succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of ROBERT O. SWIMMER, Oklahoma City, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1980. Mr. Swimmer succeeds himself.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of CHIEF SYLVESTER TINKER, Pawhuska, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1979. Chief Tinker succeeds Arnold Price, Jay.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of JON WAGNER, Stillwater, as a member of the Oklahoma Arts and Humanities Council, to serve a 3-year term ending July 1, 1980. Mr. Wagner succeeds himself.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 484, and naming House Conferees as follows: Matheson, Elder and Vaughn.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 136, SB 499, as coauthored by Elder, Wilson and McIntyre, and SB 500, as coauthored by Bradley, Elder, Wilson and McIntyre.

The above numbered Bills were referred for enrollment.

BILLS STRICKEN

The following bills were stricken from the Calendar: HBs 1255, 1716 and 1847.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 3, 1978, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1223, 1527, 1579, 1751, 1778 and 1814 were properly signed and ordered returned to the Honorable House.

Upon motion of Senator Luton, the Senate adjourned at 4:30 p.m. to meet Monday, April 3, 1978, at 1:30 p.m.

Fifty-second Legislative Day

Monday, April 3, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Wolfe and Young.—38.

Excused: Butler, Helm, Keating, Lamb, Lambert, Porter, Randle, Terrill, Watson and York.—10.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. R. P. Rettig, Professor, Oral Roberts University, Tulsa, and incorporated into the Journal upon request of Senator Young.

Dear God, Whom we love and Whom we serve, help us to remember that every human law and regulation must be a reflection of Your divine law if it is to prevail. Give us strength this day to vote our

consciences, to stand against the forces of evil in this world, and to work unremittingly for Your Kingdom. Bless us now as we labor for You; bless each and every member of our staff; be a comfort and a guide to our families at home. In Jesus Christ we pray and we believe, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced D.M. Gregory, M.D., Oklahoma City, as Doctor of the Day.

REQUESTS FOR LOBBY PERMITS

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

Jack K. Dillard, P.O. Box 2511, Houston, Texas, 77001, representing Tencoco, Inc.

Gary D. Dublin, 2403 N.W. 39th Expressway, Oklahoma City, 73112, representing Oklahoma Association of Realtors.

J.D. McCarty, 3734 N.W. 23rd Street, Oklahoma City, 73107, representing the Oklahoma Dental Association, the Oklahoma Optometric Association, and the Chiropractic Association of Oklahoma.

Barbara A. Prewitt, P.O. Box 141, Tulsa, 74102, representing Sun Company, Inc.

SUBCOMMITTEES OF GENERAL CONFERENCE COMMITTEE ON APPROPRIATIONS

Senator Crow asked that the following revised list of subcommittee members be printed in the Journal, which was the order.

GENERAL GOVERNMENT JUDICIARY

House	Senate
Elder, Ch.	Grantham, V. Ch.
Draper	Luton
Morgan	Smith
Deatherage, Alt.	Butler, Alt.

EDUCATION

House	Senate
Abbott, V. Ch.	Randle, Ch.
Davis, (Don)	Howell
Barker	Terrill
Duke, Alt.	Crow, Alt.

SOCIAL SERVICES PUBLIC AND MENTAL HEALTH

House	Senate
Sparkman, Ch.	Murphy, V. Ch.
Wiseman	Martin
Denman	Rozell
Atkins, Alt.	McCune, Alt.

REGULATORY AND NATURAL RESOURCES

House	Senate
Townsend, V. Ch.	Lane, Ch.
Murphy	Cate
Roberts	Holden
Kamas, Alt.	Lamb, Alt.

PUBLIC SAFETY AND HIGHWAYS

House	Senate
Rogers, Ch.	Stipe, V. Ch.
Riggs	Boatner
Matheson	York
Parris, Alt.	Dahl, Alt.

GENERAL ORDER

SB 641 by Lane, Vann, Dahl, Butler, Dawson and Boatner was read and considered.

Senator Lane, citing Rule 8(d), asked unanimous consent that Representatives Draper, Roberts, Murphy, Abbott, Caldwell, Cummings, Davis (Guy), Johnson (Don), Kennedy, Monks, Peterson and Trent be added as coauthors of SB 641, which was the order.

Upon motion of Senator Lane, SB 641, as coauthored, was advanced to engrossment.

By unanimous consent, upon request of Senator Lane, SB 641, as coauthored, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 641 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Wolfe and Young.—37.

Nay: Funston.—1.

Excused: Butler, Helm, Keating, Lamb, Lambert, Porter, Randle, Terrill, Watson and York.—10.

The bill passed.

SB 641 was referred for engrossment.

Senators York, Watson and Lamb asked to be shown present, which was the order.

PENDING SENATE ACTION ON HAS

Senator Crow asked unanimous consent to consider HAS to SB 453 without having copies reproduced and distributed, to which request objection was heard.

Upon motion of Senator Martin, HAS to SB 525 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Martin, Giles and Capps.

Upon motion of Senator Smith, HAS to SB 521 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Smith, Murphy and Cate.

HAS to SB 385 were called up for consideration.

Upon motion of Senator Howell, the Senate concurred in HAS to SB 385.

SB 385, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Helm, Keating, Lambert, Porter, Randle and Terrill.—7.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Upon motion of President Pro Tempore Howard, HAS to SB 595 were rejected and conference requested, with the following Senate conferees appointed: Senators Howard, Young and Birdsong.

Senators Lambert and Terrill asked to be shown present, which was the order.

HAS to SB 562 were called up for consideration.

Upon motion of Senator Capps, the Senate concurred in HAS to SB 562.

SB 562, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Mur-

phy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Helm, Keating, Porter, Randle and Terrill.—6.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

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

MOTION TO RECONSIDER VOTE

Senator Cate asked for consideration of his motion to reconsider the vote whereby HB 1795 passed, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Keating, Lambert, Porter, Randle and Terrill.—6.

THIRD READING

Senator Cate moved that the vote be reconsidered whereby HB 1795 was considered engrossed and placed on third reading and final passage, which motion was declared adopted.

Senator Cate moved that the vote be reconsidered whereby HB 1795 was advanced to engrossment, which motion was declared adopted.

GENERAL ORDER

X Senator Cate moved to amend HB 1795, Page 1, Line 5, by striking the words and figure "sixty (60) days" and by restoring the bracketed language, which amendment was declared adopted.

✓ Senator Cate moved to amend HB 1795, Page 2, Line 17, by striking before the word "parent" the word "his" and by inserting in lieu thereof the word "such", which amendment was declared adopted.

Upon motion of Senator McCune, HB 1795, as amended, was advanced to engrossment.

By unanimous consent, upon request of Senator McCune, HB 1795, as amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1795 was read for the third time at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Nay: Boatner.—1.

Excused: Butler, Keating, Porter, Randle, Smith and Terrill.—6.

The bill passed.

HB 1795 was referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, HAS to SBs 451, 452, 456 and 473 were rejected and conference requested, said bills to be referred to GCCA.

Upon motion of Senator Crow, HAS to SB 471 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following:

Senators Crow, Lane and Stipe.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Luton presiding.

MOTION TO RECONSIDER VOTE

Senator Watson asked unanimous consent, which was granted, that his motion to reconsider the vote whereby HB 1320 passed be extended one legislative day until Tuesday, April 4, 1978.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 4, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE GOVERNOR

Advising approval by him, March 31, 1978, of Enrolled SBs 328, 395, 531, 545, 552, 608 and 635.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1279, 1284, 1463, 1522, 1532, 1585, 1728 and 1771 were each correctly en-

grossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 136, 499, 500 and 508 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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 1541, 1551, 1552 and 1659.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1541 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1541, entitled:

(An Act relating to the Oklahoma Department of Industrial Development *** 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 House accept Engrossed Senate Amendments No. 2 and 3.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Parris, Matheson, Draper, Elder, Kamas, Den-

man, Deatherage, Murphy, Roberts, Riggs and Townsend.

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1551 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1551, entitled:

An Act relating to state officers and employees; making an appropriation to the State Personnel Board; stating the purpose; limiting expenditures for salaries and wages; amending 74 O.S. 1971, Section 813, as last amended by Section 3, Chapter 245, O.S.L. 1977 (74 O.S. Supp. 1977, Section 813); relating to the cost of operating the merit system; *** and declaring an emergency.

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House accept Engrossed Senate Amendments No. 2 and 4.
2. That the Senate recede from Engrossed Senate Amendments No. 1 and 3.
3. That the following Conference Committee Amendments to Engrossed House Bill No. 1551 be adopted:

(a) Amend Page 2, Line 32½, by inserting a new Section 5 to read as follows:

"SECTION 5. Section 2, Chapter 123, O.S.L. 1972 (74 O.S. Supp. 1977, Section 500.2), is amended to read as follows:

Section 500.2. Officials and employees of the State of Oklahoma, traveling on authorized state business, may be reimbursed for expenses incurred in such travel in accordance with the provisions of this act and existing statutes relating to state travel. Persons who are not state employees, but who are performing substantial and necessary services to the State of Oklahoma, may be reimbursed for expenses incurred during authorized official travel under these same statutory provisions, provided it is indicated on the claim the person is not a state employee, a description of services performed is entered, and the agency head by his approval of the claim certifies such services were substantial and necessary, and germane to the duties and functions of the reimbursing agency. TRAVEL EXPENSES INCURRED BY A PERSON DURING THE COURSE OF SEEKING EMPLOYMENT WITH A STATE AGENCY, REGARDLESS WHETHER OR NOT SUCH TRAVEL IS PERFORMED AT THE REQUEST OF THE EMPLOYING AGENCY, SHALL NOT BE CONSIDERED EXPENSES INCURRED IN PERFORMING SUBSTANTIAL AND NECESSARY SERVICES TO THE STATE OF OKLAHOMA AND SHALL NOT BE REIMBURSED UNDER THE PROVISIONS OF THIS ACT."

and renumber succeeding sections.

(b) Amend the Title to read as follows:

"An Act relating to state officers and employees; making appropriations to the State Personnel Board; stating the purposes; limiting expenditures for salaries and wages; amending 74 O.S. 1971, Section 813, as last amended by Section 3, Chapter 245, O.S.L. 1977 (74 O.S. Supp. 1977, Section 813), relating to the cost of

operating the merit system; fixing the salary of the director; fixing the number of authorized employees; amending Section 2, Chapter 123, O.S.L. 1972 (74 O.S. Supp. 1977, Section 500.2), relating to travel expenses; making funds available to obtain or match federal funds; providing lapse date; providing severability; and declaring an emergency."

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Parris, Matheson, Draper, Elder, Kamas, Denman, Deatherage, Murphy, Roberts, Riggs and Townsend.

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1552 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1552, entitled:

An Act relating to the Oklahoma Department of Libraries and making appropriations thereto; stating the purposes *** 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 Amendments Nos. 1, 2 and 3.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Parris,

Matheson, Draper, Elder, Kamas, Denman, Deatherage, Murphy, Roberts, Riggs and Townsend.

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1659 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1659, and Engrossed Senate Amendments thereto, by Camp and Deatherage of the House and Keating of the Senate, entitled:

An Act relating to exemptions; amending 12 O.S. 1971, Sections 1171.1, as amended by Section 1, Chapter 187, O.S.L. 1976 (12 O.S. Supp. 1977, 1171.1), 1173, as last amended by Section 5, Chapter 87, O.S.L. 1976 (12 O.S. Supp. 1977, Section 1173), 1174, 1190, and 31 O.S. 1971, Sections 1 and 4, as amended by Sections 1 and 2, Chapter 238, O.S.L. 1977 (31 O.S. Supp. 1977, Sections 1 and 4); providing for certain exemptions from garnishment; establishing exception to exemptions in child support collection; setting maximum amount to be allowed through garnishment as child support collection; *** and providing an 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.

(Pursuant to Rule 10B, copies of the CCS for HB 1659 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Camp, Deatherage and Frates.

FOR THE SENATE: Keating, York and Lambert.

Senator Crow presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1577 and 1813 were each correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1223, 1527, 1579, 1751, 1778 and 1814.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1351, requesting Conference and naming Conferees as follows: Davis (Guy), Draper and Monks.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SBs 32, 216, 259, 262, 346 and 411 each as amended and coauthored; SBs 494, 515, 544, 571 and 601, each as amended; and SB 486, as amended and coauthored (Emergency failed).

HOUSE AMENDMENTS

HAs to SB 32 were read as follows and consideration deferred.

Authors: Add the following coauthors: Roberts as Principal House Author, then Davis (Guy), Murphy and Thompson (Mick) of the House.

Amendment No. 1. Amend Page 2, Section 7, Line 16, by adding after the period, the following language: "Plans, surveys and other necessary engineering to prepare the project for contract letting may be prepared by private firms."

Amendment No. 2. Amend Page 3, Section 11, Line 8, by adding after the period the following language: "Provided however, such appropriation to the Rural Road and Bridge Fund shall be considered separate and apart from any monies available for appropriation to the State Department of Transportation for the construction and maintenance of the State Highway System."

Amendment No. 3. Amend Page 3, Section 14, Line 20, by deleting after the word "through" and before the word "of" the number "12" and inserting in lieu thereof the number "13".

Amendment No. 4. Amend Page 3, Section 14, Line 21, by deleting after the word "through" and before the word "of" the number "667" and inserting in lieu thereof the number "668".

HOUSE AMENDMENTS

HAs to SB 216 were read as follows and consideration deferred.

Authors: Add the following coauthors: Draper and Manning of the House.

Amendment No. 1. Amend Page 1, Line 21, by adding after the word "Osage," and

before the word "Payne," the word "Pawnee,".

Amendment No. 2. Amend Page 1, Line 23, by adding after the word "Okmulgee" the words ", Nowata, Washington".

Amendment No. 3. Amend Page 1, Line 26, by inserting after the word "specified," the language "being subject to 40 O.S. 1971, 196.1 through 196.12 and".

Amendment No. 4. Amend Page 2, Line 5½, by adding a new "Section 2" to read as follows:

"SECTION 2. The Authority shall hold all its meetings at the State Capitol Building."

and by renumbering succeeding section accordingly.

Amendment No. 5. Amend Page 2, Line 6, by deleting the present "Section 2" in its entirety and substituting in lieu thereof the emergency clause as a new "Section 3", and amend the Title to read as follows:

"An Act relating to waters and water rights; amending 82 O.S. 1971, Section 861; creating the Grand River Dam Authority; specifying powers and limitations of such Authority; enlarging territory included in such Authority; specifying place for holding meetings; and declaring an emergency."

HOUSE AMENDMENTS

HAs to SB 259 were read as follows and consideration deferred.

Authors: Add the following coauthors: Floyd, Hammons, Joiner, Nance and Townsend of the House.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to labor; fixing disqualification for benefits under unemployment compensation laws for certain persons; providing certain exceptions; directing codification; and providing an effective date."

Amendment No. 2. Amend Page 1, Line 3½, by adding a new Section 2 to read as follows:

"SECTION 2. Provided further Section 1 shall apply if any individual's governmental or other pension, retirement or retired pay, annuity, or any other similar periodic retirement payment which is based on the previous work of such individual exceeds the average weekly wage as determined by the Oklahoma Employment Security Commission."

and renumbering succeeding sections accordingly.

HOUSE AMENDMENTS

HAs to SB 262 were read as follows and consideration deferred.

Authors: Remove Wiseman as House author and add Nance of the House.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 262 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 346 were read as follows and consideration deferred.

Authors: Add the following coauthors: Hooper, Baughman, Holt, Cummings, Kamas, Arnold, Conaghan, Harper, Floyd and Duckett of the House.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAs to SB 346 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

HOUSE AMENDMENTS

HAs to SB 411 were read as follows and consideration deferred.

Authors: Add the following coauthors: Delete Miskelly as Principal Author and insert Poulos as Principal Author, then add Davis (Guy), Elder, Holden and Bernard of the House.

Amendment No. 1. Amend Page 1, Section 1, Lines 24 and 25, by deleting the words and figures "Sixty-four Thousand Six Hundred Thirty Dollars (\$64,630.00)" and inserting in lieu thereof the words and figures "Twenty-five Thousand Dollars (\$25,000.00)".

Amendment No. 2. Amend Page 1, Section 1, Line 27, by adding a new paragraph to read as follows:

"It is the intent of the Legislature that the amount of the expenditures from this appropriation be reimbursed to the General Revenue Fund of the State Treasury. Said reimbursement to be made from monies received by the Board within three (3) years pursuant to statutory authority to defray the operating expenses of the State Manufactured Mobile Home Board."

and amend Title on Line 10½, after "PURPOSE;" by inserting "STATING LEGISLATIVE INTENT;".

Amendment No. 3. Amend Page 1, Section 2, Line 36 and Page 2, Line 1, by deleting the words "any payroll salary or wage" and inserting in lieu thereof the words "all payroll salaries and wages".

HOUSE AMENDMENTS

HAs to SB 486 were read as follows and consideration deferred.

Authors: Add the following coauthors: Trent and Wilson of the House.

Amendment No. 1. Amend Page 1, Line 14, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to SB 494 were read as follows and consideration deferred.

Amendment No. 1. Amend Title to read as follows:

"An Act relating to game and fish; providing for licensing for the harvesting, sale, buying and export of mussels from state waters; providing fees; providing for regulations and forms; providing for imposition of a severance fee; providing for certain hours for harvesting; providing penalties; directing codification; and declaring an emergency."

Amendment No. 2. Amend Page 2, Section 1, Line 3, by deleting the words and figures "sixteen and two-thirds percent (16⅔%)" and substituting in lieu thereof the words and figures "one-sixteenth (1/16)".

Amendment No. 3. Amend Page 2, Section 1, Line 8, by deleting the words "interstate regulations" and substituting in lieu thereof the words "regulations governing exports".

Amendment No. 4. Amend Page 2, Section 1, Line 10½, by adding a new subsection "D" to read as follows:

"D. No mussels shall be harvested except during daylight hours from sunrise until sunset. No harvesting shall ever take place in Tenkiller Lake."

Amendment No. 5. Amend Page 2, Section 1, Line 11, by relettering the present subsection "D" to read "E".

Amendment No. 6. Amend Page 2, Section 1, Line 11, by deleting the word "or" and substituting in lieu thereof a comma "," and inserting after the letter "B" the language "or D."

HOUSE AMENDMENTS

HAs to SB 515 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 2, Line 20½, by inserting after the words and figures "Graduate Division 40.00 25.00" and before the words "Correspondence Study Fees" the following:

"Nonresident International Student Tuition (per semester hour)

Lower Division	2.00	17.00	26.00
Upper Division	30.00	32.00	
Graduate Division	145.00	37.00"	

HOUSE AMENDMENTS

HAs to SB 544 were read as follows and consideration deferred.

REQUEST: Pursuant to Rule 10, Subsection B, of the Joint Rules of the House of Representatives and the Senate of the 36th Oklahoma Legislature, request is made that this bill be referred to the Joint Conference Committee on Retirement Laws.

Amendment No. 1. Restore Title to read as follows:

"An Act relating to Police Pension and Retirement System; amending Section 50-112, Chapter 256, O.S.L. 1977; providing for requirements for membership in pension systems; providing an effective date; and declaring an emergency."

Amendment No. 2. Amend Page 1, Line 16, by striking the Enacting Clause.

HOUSE AMENDMENTS

HAs to SB 571 were read as follows and consideration deferred.

Amendment No. 1. Amend Title, Page 1, Line 9½, by striking Title and substituting the following:

"(Civil Procedure — Amending 12 O.S. 1971, Section 142)"

HOUSE AMENDMENTS

HAs to SB 601 were read as follows and consideration deferred.

Amendment No. 1. Amend Page 1, Line 20, by striking the word "of" and inserting in lieu thereof the word "with".

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 136, 499, 500 and 508.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1553, 1561, 1567, 1570, 1571, 1572, 1573 and 1574, requesting Conference and referring same to GCCA.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1518, requesting Conference and naming Conferees as follows: Elder, Davis (Don) and Combs.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1189, 1466, 1478, 1512, 1631, 1706, 1717 and 1844, requesting Conference and Conferees to be named at a later date.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1170, 1490, 1508, 1623, 1714, 1752 and 1788, as amended.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 591, and naming House Conferees as follows: Elder, Sparkman, Hammons, Steward and Lawter.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 598, and naming House Conferees as follows: Riggs, Cleveland and Trent.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 604, and naming House Conferees as follows: Matheson, Duckett and Craighead.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 606, and naming House Conferees as follows: Riggs, Sparkman and Conaghan

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 629, and naming House Conferees as follows: Abbott, Cummings and Bennett.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1774, requesting Conference and naming Conferees as follows: Ford, Atkins and Deatherage.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1039, requesting Conference and naming Conferees as follows: Cleveland, Riggs and Hammons.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 482 was read and consideration deferred.

Mr. President
Mr. Speaker

The Special Conference Committee, to which was referred Engrossed Senate Bill No. 482 by Crow and Randle of the Senate and Davis (Don) and Barker of the House, entitled:

An Act making appropriations to various state agencies *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Engrossed House Amendment No. 1.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10B, copies of the CCS for SB 482 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Stipe, Crow and Butler.

FOR THE HOUSE: Davis (Don), Barker and Elder.

MESSAGE FROM THE HOUSE

Advising naming Conferees on HB 1189 as follows: Hammons, Roberts and Floyd.

Upon motion of Senator Lane, the Senate adjourned at 2:20 p.m. to meet Tuesday, April 4, 1978, at 1:30 p.m.



Fifty-third Legislative Day

Tuesday, April 4, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Dahl, Keller, Porter, Randle and Rozell.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Rettig, and incorporated into the Journal upon request of Senator Young.

Heavenly Father, we thank You for the many benefits that we receive from You daily. We ask that You continue to guide and direct the deliberations of this governing body. For those close to us who are sick or in need today we intercede in Jesus' Name for their healing and their provision. We ask especially that You bless the ones who stand beside us and

support us in this work, both those at home and the members of our staff. In Christ's most precious name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Cate introduced Danny Cassidy, M.D., Norman, as Doctor of the Day.

COMMITTEE REPORT — LOBBY PERMITS

Mr. President:

The Committee on Rules, to which was referred requests for Lobby Permits, after careful consideration, recommends that the following petitioners be granted Lobby Permits.

Jack K. Dillard, P.O. Box 2511, Houston, Texas, 77001, representing Tencoco, Inc.

Gary D. Doublin, 2403 N.W. 39th Expressway, Oklahoma City, 73112, representing Oklahoma Association of Realtors.

J. D. McCarty, 3734 N.W. 23rd Street, Oklahoma City, 73107, representing the Oklahoma Dental Association; the Okla-

homa Optometric Association; and the Chiropractic Association of Oklahoma.

Barbara A. Prewitt, P.O. Box 141, Tulsa, 74102, representing Sun Company, Inc.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HB 1849 (pursuant to suspension of Joint Rule 16A).

HB 1849 — By Willis and Hammons of the House and Howard of the Senate.

An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2352, as last amended by Section 9, Chapter 232, O.S.L. 1976 (68 O.S. Supp. 1977, Section 2352); declaring purpose; distributing certain funds; directing deposit of certain funds in certain accounts; providing procedures for tax refunds; and declaring an emergency.

Consideration of the acceptance of HB 1849 was deferred for this legislative day.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, HAS to SBs 474, 475 and 478 were rejected and conference requested, said bills to be referred to GCCA.

Upon motion of Senator Lane, HAS to SB 618 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Luton, Smith and Howard.

Upon motion of Senator Lane, HAS to SB 346 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Lane, Smith and York.

Upon motion of Senator Funston, HAS to SB 519 were rejected and conference re-

quested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Funston, Terrill and Watson.

Upon motion of Senator Wolfe, HAS to SB 571 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Wolfe, Grantham and Stipe.

PENDING CONSIDERATION OF HAS

HAS to SB 441 were called up for consideration.

Upon motion of Senator Johnson, the Senate concurred in HAS to SB 441.

SB 441, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Dahl, Dawson, Keller, Porter, Randle, Rozell and Vann.—7.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Upon motion of Senator Grantham, HAS to SB 43 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Grantham, Field and Dawson.

PENDING CONSIDERATION OF HAS

HAS to SB 286 were called up for consideration.

Upon motion of Senator McCune, the Senate concurred in HAS to SB 286.

SB 286, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Clifton, Dawson, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Keating, Kilpatrick, McCune, Martin, Murphy, Pierce, Shatwell, Smith, Terrill, Wadley and Watson.—21.

Nay: Birdsong, Boatner, Butler, Capps, Crow, Field, Holden, Johnson, Lamb, Lambert, Lane, Luton, McDaniel, Schuelein, Stipe, Taliaferro, Wolfe and Young.—18.

Excused: Cate, Dahl, Keller, Porter, Randle, Rozell, Tinsley, Vann and York.—9.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator McCune moved that the vote be reconsidered whereby SB 286 failed of passage.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Lane, HAS to SB 630 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Lane, Crow and Stipe.

PENDING CONSIDERATION OF HAS

HAS to SB 453 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in HAS to SB 453.

SB 453, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe and Young.—41.

Excused: Dahl, Keller, Porter, Randle, Rozell, Vann and York.—7.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Senator Cate presiding.

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

PENDING CONSIDERATION OF HAS

HAS to SB 455 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in HAS to SB 455.

SB 455, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson,

Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, Wolfe and Young.—42.

Excused: Dahl, Porter, Randle, Rozell, Vann and York.—6.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

Has to SB 457 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in HAS to SB 457.

SB 457, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Nay: Boatner.—1.

Excused: Dahl, Porter, Randle, Rozell, Smith and York.—6.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1754, as amended.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 432, as amended.

HOUSE AMENDMENTS

Has to SB 432 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking Title, Enacting Clause and Entire Bill and substituting the following:

(At the direction of the President Pro Tempore, HAS to SB 432 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1490, 1508, 1623, 1714, 1752, 1754 and 1788.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 451, 452, 456 and 473 and referring same to GCCA.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 641 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1795 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 385 and 562 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

PENDING CONSIDERATION OF HAS

HAs to SB 480 were called up for consideration.

Upon motion of Senator Crow, the Senate concurred in HAs to SB 480.

SB 480, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—43.

Excused: Dahl, Porter, Randle, Rozell and York.—5.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on SB 482 was called up for consideration.

The CCR on SB 482 was adopted upon motion of Senator Crow.

SB 482, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and Young.—41.

Nay: Boatner.—1.

Excused: Dahl, Howard, Porter, Randle, Rozell and York.—6.

The bill and emergency passed.

SB 482, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 466 was called up for consideration.

Senator Crow moved that the CCR on SB 466 be adopted.

Senator Berrong moved that the CCR on SB 466 be rejected and further conference requested, with instructions to the Senate conferees to delete Sections 4 and 5, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Butler, Capps, Cate, Clifton, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Lamb, McCune, McDaniel, Martin, Pierce, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—33.

Nay: Birdsong, Boatner, Crow, Funston, Kilpatrick, Lambert, Lane, Luton, Murphy, Stipe and Terrill.—11.

Excused: Dahl, Porter, Randle and Rozell.—4.

PENDING CONSIDERATION OF CCR

The CCR on HB 1541 was called up for consideration.

The CCR on HB 1541 was adopted upon motion of Senator Crow.

HB 1541, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wolfe, York and Young.—36.

Nay: Berrong, Green, Helm, Keller, Lamb, McCune and Watson.—7.

Excused: Dahl, Porter, Randle, Rozell and Wadley.—5.

The bill and emergency passed.

HB 1541, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1551 was called up for consideration.

The CCR on HB 1551 was adopted upon motion of Senator Crow.

HB 1551, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Dahl, Porter, Randle, Rozell and Stipe.—5.

The bill and emergency passed.

HB 1551, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1552 was called up for consideration.

The CCR on HB 1552 was adopted upon motion of Senator Crow.

HB 1552, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Excused: Dahl, Porter, Randle, Rozell and Stipe.—5.

The bill and emergency passed.

HB 1552, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

Has to SB 532 were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in HAS to SB 532.

SB 532, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.—43.

Excused: Dahl, Porter, Randle, Rozell and Wadley.—5.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

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

Upon motion of Senator Murphy, HAS to SB 216 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Murphy, Young and Luton.

Upon motion of Senator Smith, HAS to SB 541 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Randle, Smith and Terrill.

Has to SB 572 were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in HAS to SB 572.

SB 572, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Nay: Howell.—1.

Excused: Porter, Randle, Rozell and Terrill.—4.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the vote, would be shown

voting "no" on SB 572 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 43. Nay: 2. Excused: 3.

The bill passed.

Senator Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 44. Nay: 1. Excused: 3.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Upon motion of Senator Crow, HAs to SB 481 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Crow, Holden and Dahl.

RESOLUTION

Senator Stipe introduced the following Resolution:

✓ SCR 48 — By Stipe.

A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 580 passed by the Second Session of the Thirty-sixth Oklahoma Legislature.

Senator Stipe, citing Rule 8(d), asked unanimous consent, which was granted, that Representative Henry be added as House Author of SCR 48.

SCR 48, as coauthored, was read at length, adopted upon motion of Senator Stipe and ordered referred for engrossment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Luton, HAs to SB 264 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Luton, Murphy and Clifton.

Upon motion of Senator Boatner, HAs to SB 486 were rejected and conference requested, said bill to be referred to GCCA.

Upon motion of Senator McCune, HAs to SB 554 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Watson, Stipe and Tinsley.

Upon motion of Senator McCune, HAs to SB 585 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Terrill, Clifton and McCune.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane the requests of the Honorable House for conferences on the following bills were ordered granted and the following Senate Conferees were appointed:

HB 1039: Senators Dawson, Grantham and Lambert.

HB 1189: Senators Wadley, Vann and Taliaferro.

HB 1351: Senators Cate, Lane and Wadley.

HB 1466: Senators Kilpatrick, Wolfe and Birdsong.

HB 1478: Senators Johnson, Stipe and Boatner.

HB 1512: Senators Dawson, Smith and Lane.

HB 1518: Senators Grantham, York and Smith.

HB 1631: Senators Tinsley, Smith and Lambert.

HB 1706: Senators Stipe, Crow and Smith.

HB 1717: Senators Stipe, Crow and Smith.

HB 1774: Senators Keating, Wolfe and Funston.

HB 1844: Senators Cate, Lane and Holden.

Upon motion of Senator Lane, the requests of the Honorable House for conference on HBs 1553, 1561, 1567, 1570, 1571, 1572, 1573 and 1574 were ordered granted, said bills to be referred to GCCA.

MESSAGE FROM THE GOVERNOR

This is to advise you that on this date I have vetoed SB 580 by York and Stipe of the Senate and Henry of the House, entitled:

An Act relating to damages; *** providing a defense of comparative negligence; providing contributory negligence does not bar all recovery; diminishing the award proportionately to the plaintiff's negligence; providing an instruction for comparative negligence cases; and setting an effective date.

I have vetoed and returned herewith SB 580 for the following reasons:

I. The Supreme Court recently handed down an opinion on January 17, 1978, *Laubach v. Morgan and Martin* No. 48,984 which attempted to clear up some problems attendant to comparative negligence actions where more than one defendant is involved.

Laubach basically held two things:

1. In an action tried under our comparative negligence statutes where more than one defendant is involved, a plaintiff's percentage of negligence is to be compared with the aggregate negligence of all

defendants combined, and if plaintiff is less than 50% negligent, he shall be entitled to recover from each negligent defendant. This holding has been accurately codified in SB 580 by the statement, "If you find more than one defendant's negligence contributed to the injury, the plaintiff may recover if his negligence does not exceed the combined negligence of the defendants." This portion of the bill provides justice for an aggrieved plaintiff injured through the fault of many.

2. The second phase of the *Laubach* did away with the theory of joint liability of defendants' tort-feasors in most circumstances. It provided, for example, if one defendant is 10% negligent, he is responsible for 10% of plaintiff's damages, no more no less. Whereas the first phase of the *Laubach* helps a plaintiff get a fair shake, this second phase provides an equitable division of responsibility beneficial to defendants.

That portion of SB 580 providing "a specific finding as to degree of negligence of each party shall not be required" effectively defeats the second phase of *Laubach*. It returns Oklahoma to a theory of joint liability (responsibility of one tort-feasor for all damages regardless of his degree of negligence). In order for a defendant to be held liable only for the damages he caused, a finding must be made as to the percentage of his negligence. It appears that since percentages of negligence are not required under proposed SB 580, then a SECOND OR SUBSEQUENT SUIT MUST BE FILED to enforce or activate the last sentence of Section 1 (B) of HB 1746, which is the Uniform Contribution of Joint Tort-Feasors Bill signed into law on March 23, 1978.

SB 580 retains that portion of *Laubach v. Morgan* favorable to plaintiffs and nullifies that portion favorable to defendants.

II. In addition, in its present form SB 580 may be void for vagueness. The bill provides "A specific finding as to degree of negligence of each PARTY shall not be required". (Emphasis supplied). By use of the word "party" an inference could be made that it was not necessary for jury to determine the exact percentage of negligence of the plaintiff, only whether it was less than combined total of negligence of all defendants. However, the jury instruction required by this bill provides, "you should reduce the plaintiff's award, if any, by the percentage you find the plaintiff's negligence contributed to the injury". The ambiguity here is obvious in that if a jury makes no specific finding as to percentage of negligence of plaintiff, how could it determine in what amount it should reduce plaintiff's award?

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SJR 44, as coauthored by Nance, Rogers, Stephenson, Thompson (Don) and all other members of the House.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed HBs 1341 and 1759.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1341 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill

No. 1341, and Engrossed Senate Amendments thereto, by Lancaster and Henry of the House and Dahl, Lambert and Funston of the Senate, entitled:

An Act relating to game and fish; amending Section 1, Chapter 172, O.S.L. 1975 (29 O.S. Supp. 1976, Sections 5-209); allowing Director of the Department of Wildlife Conservation to issue crossbow permits to certain disabled persons; changing requirements of disability; and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted.

Page 5, Line 29, after the word "disability" and before the word "to" strike the words "of either hand".

Respectfully submitted,

FOR THE HOUSE: Lancaster, Henry and Converse.

FOR THE SENATE: Dahl, Field and Rozell.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1759 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1759, and Engrossed Senate Amendments thereto, by Elder and Bernard of

the House and Giles of the Senate, entitled:

An Act relating to courts; amending 20 O.S. 1971, Sections 92b1 and 92b2, as amended by Section 1, Chapter 125, O.S.L. 1974 (20 O.S. Supp. 1977, Section 92b2); providing for the composition of certain district court judicial districts; providing for the number, place of nomination and election of certain district court judges; directing codification; repealing 20 O.S. 1971, Section 92b; providing an effective date; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the title be restored as follows:

An Act relating to courts; amending 20 O.S. 1971, Sections 92b1 and 92b2, as amended by Section 1, Chapter 125, O.S.L. 1974 (20 O.S. Supp. 1977, Section 92b2); providing for the composition of certain district court judicial districts; providing for the number, place of nomination and election of certain district court judges; directing codification; repealing 20 O.S. 1971, Section 92b; providing an effective date; and declaring an emergency.

Respectfully submitted,

FOR THE HOUSE: Elder, Bernard and Kardokus.

FOR THE SENATE: Giles, Crow and Lane.

Senator Field presiding.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 625, as amended.

HOUSE AMENDMENTS

HAs to SB 625 were read as follows and consideration deferred.

Amendment No. 1. Amend by striking the Title, Enacting Clause and Entire Bill and substituting in lieu thereof the following:

(At the direction of the President Pro Tempore, HAs to SB 625 were not printed in full in the Journal. Multilith copies are available in the office of the Chief Clerk and copies will be distributed to each member of the Senate in compliance with Rule 16.)

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 48 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HBs 1522, 1673 and 1771, and requesting Conference; Conferees to be named at a later date.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1279, requesting Conference and naming Conferees as follows: Hammons, Hood and Brunton.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1187, 1459, 1462, 1463, 1467, 1526, 1663 and 1718, as amended.

MESSAGE FROM THE HOUSE

Advising naming of Conferees on Engrossed House Bills on which Senate

Amendments have been previously rejected and Conference requested:

- HB 1466: Fried, Nance and Cotner.
- HB 1478: Parris, Draper and Riggs.
- HB 1512: Parris, Elder and Nance.
- HB 1631: Cummings, Dunn and Monks.
- HB 1706: Rogers, Nance and Kennedy.
- HB 1717: Rogers, Nance and Kennedy.
- HB 1844: Hastings, Riggs and Cullison.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 276, and naming House Conferees as follows: Elder, Kennedy and Henry.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 471, and naming House Conferees as follows: Bradley, Elder and McIntyre.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 521, and naming House Conferees as follows: Nance, Poulos and Ford.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 525, and naming House Con-

ferrees as follows: Trent, Duke and Twidwell.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 595, and naming House Conferees as follows: Riggs, Rogers and Townsend.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 385 and 562.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 4, 1978, of Enrolled SBs 288, 433, 510, 518, 522, 530, 542, 550, 563 and 631.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 5, 1978, at 1:30 p.m., which motion prevailed.

BILLS RELEASED

HBs 1061 and 1320 were referred for engrossment.

Upon motion of Senator Lane, the Senate adjourned at 3:30 p.m. to meet Wednesday, April 5, 1978, at 1:30 p.m.

Fifty-fourth Legislative Day

Wednesday, April 5, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Butler, Clifton, Helm and Stipe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Rettig and incorporated into the Journal upon request of Senator Young.

Dear Lord, we are reminded in this beautiful spring season once again of the majesty of Your creation and we give humble thanks today for this land in which we live, especially the great State of Oklahoma, with its abundant re-

sources, its grazing lands, its rolling hills and fertile valleys. For all that You have given us, we join hands and hearts in expressing our gratitude. We are conscious too, Lord, of the mandate which we have been given with respect to the prudent and healthy governance of our State. Help us this day to direct all our powers as You would lead, be with us now, and each member of our staff and families as we seek to carry out Your great commission in this legislative endeavor. In Christ's most precious name we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Boatner introduced Zoe Cail, R.N., Tishomingo, as Nurse of the Day.

Senator Berrong introduced Doug Leatherman, M.D., Weatherford, as Doctor of the Day.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1039.

HCR 1039 — By Denman.

A Concurrent Resolution recalling from the office of the Governor Enrolled House

Bill No. 1832 passed by the Second Session of the Thirty-sixth Oklahoma Legislature.

RESOLUTIONS

✓ Senator Cate asked for immediate consideration of HCR 1039, which was the order.

Senator Cate asked to be made Senate author of HCR 1039, which was the order.

HCR 1039, as coauthored, was read at length, adopted upon motion of Senator Cate, properly signed and ordered returned to the Honorable House.

Senator Wadley introduced the following Resolution:

✓ SR 17 — By Wadley.

A Resolution requesting the Commissioner of Banking of the State of Oklahoma and the Comptroller of the Currency of the United States to direct bank examiners to review existing criteria for certain loans and establish new criteria for certain loans; and directing distribution.

WHEREAS, the Commissioner of Banking of the State of Oklahoma has been given the authority to regulate and control all state banks; and

WHEREAS, the Comptroller of the Currency of the United States has the authority to regulate and control all national banks; and

WHEREAS, agriculture is one of the major industries in the State of Oklahoma; and

WHEREAS, agriculture depends upon loans for capital investment and operating expenses; and

WHEREAS, it has been an unusual year for agriculture because of depressed wheat prices; and

WHEREAS, the family farm in the State of Oklahoma is facing the imminent danger of foreclosure on agricultural loans.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate requests the Commissioner of Banking to direct all State Bank Examiners to review existing criteria for foreclosure proceedings on agricultural loans and establish new criteria for a period of one (1) year which takes into consideration the plight of the farmers in Oklahoma.

SECTION 2. The Senate further requests the Comptroller of the Currency of the United States to direct all national bank examiners in the State of Oklahoma to review existing criteria for national banks for foreclosure proceedings on agricultural loans and establish new criteria for a period of one (1) year which takes into consideration the plight of the farmers in Oklahoma.

SECTION 3. Copies of this resolution shall be distributed to the Commissioner of Banking of the State of Oklahoma and the Comptroller of the Currency of the United States.

Senator Boatner asked to be made a co-author of SR 17, which was the order.

SR 17, as coauthored, was adopted upon motion of Senator Wadley and ordered referred for enrollment.

**PENDING SENATE ACTION ON
ACCEPTANCE OF HB 1849 FOR
CONSIDERATION**

Senator Lane moved that Joint Rule 16A be suspended for the purpose of Senate acceptance of HB 1849 for Senate consideration, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—39.

Nay: Dawson and Funston.—2.

Excused: Butler, Clifton, Helm, Smith, Stipe, Terrill and Wadley.—7.

HB 1849 (title shown on page 640) was thereby read the first time.

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

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 474, 475, 478 and 486, and referring same to GCCA.

MESSAGE FROM THE HOUSE

Advising naming of House Conferees on HB 1673 as follows: Twidwell, Duckett and Murphy.

MESSAGE FROM THE HOUSE

Advising of Conference request referral on Engrossed House Bill on which Senate Amendments have been previously rejected and Conference requested: HB 1771, requesting same be referred to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1187, 1459, 1462, 1463, 1467, 1526, 1541, 1551, 1552, 1663 and 1718.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 474 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 474, entitled:

An Act relating to the office of the Insurance Commissioner and making an appropriation thereto; *** and declaring an emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That the following Conference Committee Amendments to Engrossed SB No. 474 be adopted:

(a) Page 1, Line 25, by deleting the figures "\$1,088,127.00" and inserting in lieu thereof the figures "\$1,090,377.00".

(b) Page 1, Line 27, by deleting the figures "\$1,398,142.00" and inserting in lieu thereof the figures "\$1,400,392.00".

(c) Page 2, Line 7, by deleting the figures "\$24,500 \$24,500" and inserting in lieu thereof the following language: "per Section 250.4, 74 O.S. 1971, as amended".

(d) Page 3, Lines 25 and 26, by deleting the words and figures "Eight Hundred Thirty-seven Thousand Three Hundred Fifty Dollars (\$837,350.00)" and inserting in lieu thereof the words and figures "Eight Hundred Thirty-nine Thousand Six Hundred Dollars (\$839,600.00)".

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Lane, Smith, Stipe and Terrill.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Parris, Matheson, Draper, Elder, Morgan, Atkins, Wiseman, Murphy, Roberts, Riggs, Rogers, Kamas and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 475 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 475, entitled:

An Act relating to the office of the Department of Labor 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 Amendments Nos. 1 and 2.

2. That the attached Conference Committee Substitute for Engrossed SB No. 475 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 475 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Lane, Smith, Stipe and Terrill.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Parris, Matheson, Draper, Elder, Morgan, Deatherage, Wiseman, Murphy, Roberts, Riggs, Rogers, Kamas and Townsend.

PENDING CONSIDERATION OF HAS

HAs to SB 549 were called up for consideration.

Upon motion of Senator Keating, the Senate concurred in HAs to SB 549.

SB 549, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Dahl, Funston, Grantham, Green, Howard, Keating, Keller, Lamb, Lane, Luton, McCune, Martin, Murphy, Pierce, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson, Wolfe, York and Young.—27.

Nay: Boatner, Crow, Dawson, Field, Giles, Holden, Howell, Johnson, Kilpatrick, Lambert, McDaniel, Porter, Randle, Schuelein, Shatwell, Stipe and Wadley.—17.

Excused: Butler, Clifton, Helm and Terrill.—4.

The bill passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Howell moved that the vote be reconsidered whereby SB 549 passed.

MOTION RE HB 1833

Senator Dawson moved that Rule 7(r) be suspended to withdraw HB 1833 from the committee on County, State and Federal Government and that said bill be referred direct to the Calendar.

Senator Lane moved to table the Dawson motion, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Berrong, Boatner, Capps, Crow, Grantham, Green, Howard, Howell, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Shatwell, Smith, Stipe, Taliaferro, Tinsley and Wadley.—20.

Nay: Birdsong, Cate, Dahl, Dawson, Field, Funston, Giles, Holden, Johnson, Keating, Keller, Kilpatrick, Lambert, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Vann, Watson, Wolfe, York and Young.—24.

Excused: Butler, Clifton, Helm and Terrill.—4.

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

Senator Murphy presiding.

SPECIAL INTRODUCTIONS

Senator McCune asked unanimous consent, which was granted, that the ten winners of the "Ability Counts" contest be granted privileges of the floor and escorted to the Senate Chamber. The winners were chosen from more than 4,000 Oklahoma students writing themes on "Awakening of the New Minority",

sponsored by the Governor's Committee on Employment of the Handicapped.

Senators McCune, Lambert, Keller, Terrill, Berrong, Stipe, Holden, Watson and Smith presented Citations of Congratulations to the following young persons: David D. Winbray, Oklahoma City; Jolynn Maupin, Oklahoma City; Terri Spaan, Oklahoma City; Sonja K. Reynolds, Lawton; Jess Davis, Fairview; Niki Adcock, Stigler; Christi Curtis, Comanche; Karen Metz, Oklahoma City; Ellen Reeder, Edmond; and Curtis Davis, Sand Springs. The parents, teachers and principals of the winners were also introduced.

Senator Lambert asked unanimous consent, which was granted, that Oklahoma City artist Greg Burns be given privileges of the floor. Senator Lambert presented a Citation from the Senate to Mr. Burns, congratulating him for having been selected as Handicapped Citizen of Oklahoma, and commended him for his courage and perseverance in becoming a nationally recognized artist and bringing honor to Oklahoma for his example to others and for his work with handicapped persons. The family of Mr. Burns was introduced and he expressed his appreciation for the recognition bestowed upon him.

Senator Birdsong questioned the presence of a quorum. The presiding officer ordered the roll called, following which he declared a quorum present.

**CONTINUATION OF MOTION
RE HB 1833**

Senator Dawson moved, as a substitute motion, that the General Conference members be instructed to amend SB 447 by inserting therein the language of HB 1833.

Senator Crow raised a point of order stating that HB 1833 was not germane to

SB 447 and it would violate Senate Rules to comply with the Dawson substitute motion, which point of order the Chair sustained.

Senator Dawson moved to appeal the ruling of the Chair, which motion was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Cate, Dawson, Funston, Helm, Howell, Johnson, Keating, Kilpatrick, Lambert, Porter, Randle, Rozell, Watson, Wolfe, York and Young.—17.

Nay: Berrong, Boatner, Capps, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Taliaferro, Tinsley and Vann.—25.

Excused: Butler, Clifton, Smith, Stipe, Terrill and Wadley.—6.

The original Dawson motion being before the Senate, it was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Cate, Dahl, Dawson, Funston, Giles, Green, Helm, Howell, Johnson, Keating, Keller, Kilpatrick, McCune, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Tinsley, Watson, Wolfe, York and Young.—25.

Nay: Berrong, Boatner, Capps, Crow, Field, Grantham, Holden, Howard, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Shatwell, Taliaferro and Vann.—17.

Excused: Butler, Clifton, Smith, Stipe, Terrill and Wadley.—6.

REPORT OF ENGROSSED AND ENROLLED BILLS

HBs 1061 and 1320 were each correctly engrossed and, together with Engrossed

SAs, properly signed and ordered returned to the Honorable House.

SBs 441, 453, 455, 457, 480, 532 and 572 and SJR 44 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1170.

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

MESSAGE FROM THE HOUSE

Advising change in Conferees on SB 276, by replacing Elder with Wiseman.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 630, and naming House Conferees as follows: Holden, Murphy and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 585, and naming House Conferees as follows: Holden, Thompson (Mick) and Murphy.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 571, and naming House Conferees as follows: Riggs, Lawter and Twidwell.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 541, and naming House Conferees as follows: Riggs, Townsend and Frates.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 519, and naming House Conferees as follows: Bennett, Atkins and Winn.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 481, and naming House Conferees as follows: Davis (Don), Morgan and Cullison.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 346, and naming House Conferees as follows: Townsend, Hooper and Baughman.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 264, and naming House Conferees as follows: Nance, Hopkins and Lancaster.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 216, and naming House Conferees as follows: Draper, Willis and Whorton.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 43, and naming House Conferees as follows: Elder, Hopkins and Morgan.

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.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the requests of the Honorable House for conferences on HBs 1279, 1522, 1673 and 1771 were ordered granted, HB 1771 to be referred to GCCA and President Pro Tempore Howard appointing Conferees as follows:

HB 1279: Senators Funston, Boatner and Howell.

HB 1522: Senators Crow, Smith and York.

HB 1673: Senators York, Crow and Smith.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Lane, HAS to SB 561 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Howell, Martin and Dawson.

MESSAGE FROM THE HOUSE

Advising appointing of Conferees on Engrossed House Bill on which SAs were previously rejected, and Conference requested: **HB 1522:** Wickersham, Cunningham and Hammons.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 554, and naming House Conferees as follows: Denman, Murphy and Bernard.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1577**, as amended.

MESSAGE FROM THE HOUSE

Advising change in House Conferees as follows: SB 591, by replacing Sparkman with Rogers.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 441, 453, 455, 457, 480, 532 and 572 and SJR 44.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1590, requesting Conference and naming Conferees as follows: Bradshaw, Sanders and Twidwell.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1425, requesting Conference and naming Conferees as follows: Elder, Frates and Kamas.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 618, and naming House Conferees as follows: Barker, Winn and Lancaster.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 6, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Thursday, April 6, 1978, at 1:30 p.m.

Fifty-fifth Legislative Day

Thursday, April 6, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Helm, Keller, Randle, Smith and Wolfe.—6.

Senator Luton declared a quorum present.

The following remarks and prayer were offered by Dr. Rettig and incorporated into the Journal upon request of Senator Young.

Honorable Men and Women of the Senate. I thank you for inviting me to be with you this week as your chaplain. A few years ago it would have been unthinkable for me to function in this capacity. I was so bound by sin and the Devil that I spent fifteen years of my life in maximum security prisons, being a big wheeler and dealer convict somewhat like our own Mr. Brinlee. I spent another ten years of my

life running away, ripping off property, and just being a general no-account, small-time street criminal.

But I want to witness to you Senators today, that Jesus came into my life and changed all that — not only in an instant of time but in a process over time. But it was not only a relationship with Jesus Himself that changed me it was the Jesus factor in prison chaplains, counselors, guards and wardens. In the early days of my new life, I looked on some of them and saw Jesus. Christ raised Lazarus from the dead, but he then turned to the people and told them to loose the bonds and let him go free. I thank God that there have been people in my life that loosed the bonds of twenty-five years of crime and prisonization:

Warden Sullivan, who ministered unto me as my jailer.

Chaplain Concannon who helped me grow beyond bitterness.

Margaret, my wife, who loved me in spite of my shortcomings.

Stu Brunton, my parole officer, who dared to trust an incorrigible.

Les Anderson, who hired a four time loser for the Housing Authority.

Paul Lenarduzzi, who hired me as a juvenile court officer.

Many who helped me get started in the University of Oregon.

Oral Roberts, who hired an incorrigible ex-convict in his school.

John Young, who loves me like a brother and keeps me straight.

Today, I am a PHD University professor, Summa Cum Laude graduate, member of Phi Beta Kappa; a published author, Ordained Minister and many other good things; but I am all that I am, because people cared, people loved me when I was unlovable, people helped strip the bonds of sin and self-degradation from me. What God did for me, he can do for any prisoner at Big Mac, and more. But God needs you and me to care, to love, and then to intervene in every meaningful way to bring about healing, helping and the resurrected life in whatever way we are called. Prisons take more than professionalism. Prisoners need every one of us, if they are to be redeemed.

I would like to invite the Honorable Senators and Guests to join with me in praying the prayer that Jesus taught His Disciples:

Our Father which art in Heaven,
Hallowed be Thy name.
Thy kingdom come,
Thy will be done, on earth
as it is in Heaven.
Give us this day our daily bread;
and forgive us our debts
as we forgive our debtors.
And lead us not into temptation,
but deliver us from evil.
For Thine is the Kingdom
and the Power
and the Glory
forever,
Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Luton introduced, as Doctor of the Day, Bartis Kent, M.D., of Muskogee.

Senator McCune introduced Beth Ford, R.N., Edmond, as Nurse of the Day.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that when HB 1849 is read the second time it be referred direct to the Calendar.

SECOND READING

HB 1849 — Direct to Calendar.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 5, 1978, of Enrolled SBs 40, 242, 340, 341, 496 and 599.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1577.

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

MESSAGE FROM THE HOUSE

Advising change in naming House Conferees as follows: HB 1345, by replacing Abbott with Weichel.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Boatner, HAS to SB 32 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Boatner, Giles and Rozell.

PENDING CONSIDERATION OF HAS

HAS to SB 434 were called up for consideration.

Upon motion of Senator McCune, the Senate concurred in HAS to SB 434.

Senators Funston and Lambert asked to be made coauthors of SB 434, which was the order.

SB 434, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Butler, Helm, Keller, Randle, Smith, Terrill and Wolfe.—7.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

Senators Smith and Wolfe asked to be shown present, which was the order.

MOTION

Senator Stipe moved that Joint Rule 16A be suspended for the purpose of introducing a bill, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—40.

Nay: Dawson and Johnson.—2.

Excused: Butler, Helm, Keller, Porter, Randle and Young.—6.

FIRST READING

The following bill was introduced and read the first time:

SB 642 — By Stipe.

An Act relating to damages; amending Section 1, Chapter 30, O.S.L. 1973 (23 O.S. Supp. 1977, Section 11); providing a defense of comparative negligence; providing contributory negligence does not bar all recovery; diminishing the award proportionately to the plaintiff's negligence; providing an instruction for comparative negligence cases; and setting an effective date.

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

PENDING SENATE ACTION ON HAS

Upon motion of Senator Howard, HAS to SB 515 were rejected and conference requested, Senate Conferees being appointed as follows: Senators Howard, Cate and Murphy.

PENDING CONSIDERATION OF HAS

HAS to SB 601 were called up for consideration.

Upon motion of Senator Lamb, the Senate concurred in HAS to SB 601.

SB 601, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Butler, Helm, Porter and Randle.—4.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

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

PENDING SENATE ACTION ON HAS

Upon motion of Senator Holden, HAS to SB 625 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Holden, Rozell and Crow.

Upon motion of Senator Grantham, HAS to SB 544 were rejected and conference requested, said bill to be referred to the Joint Conference Committee on Retirement Laws pursuant to Joint Rule 10B.

PENDING CONSIDERATION OF HAS

HAS to SB 262 were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in HAS to SB 262.

SB 262, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—44.

Excused: Butler, Dawson, Porter and Randle.—4.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SR 17 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 359 was read and consideration deferred.

Mr. President
Mr Speaker

The Conference Committee, to which was referred SB 359, by Keller, et al, of the Senate and Hood, et al, of the House, entitled:

An Act relating to criminal procedure; amending 10 O.S. 1971, Sections 1101, as amended by Section 1, Chapter 122, O.S.L. 1972, and 1112, as last amended by Section 2, Chapter 272, O.S.L. 1974 (10 O.S. Supp. 1976, Sections 1101 and 1112) defining terms; changing definition of child *** providing for delinquent children *** codification.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its amendment.
2. That the attached Conference Committee substitute be adopted:

(Pursuant to Rule 10B, copies of the CCS for SB 359 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Keller and Wolfe.

FOR THE HOUSE: Twidwell, Hood and Craig.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Grantham, HAS to SB 627 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Grantham, Howell and Kilpatrick.

PENDING CONSIDERATION OF HAS

HAS to SB 154 were called up for consideration.

Upon motion of Senator Funston, the Senate concurred in HAS to SB 154.

SB 154, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—35.

Nay: Birdsong, Howell, Johnson, Martin, Schuelein and Young.—6.

Excused: Butler, Dawson, Field, Helm, Porter, Randle and Smith.—7.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Terrill, HAS to SB 259 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Terrill, Howell and Lamb.

PENDING CONSIDERATION OF CCR

The CCR on SJR 41 was called up for consideration.

The CCR on SJR 41 was adopted upon motion of Senator Terrill.

SJR 41, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe and York.—42.

Excused: Butler, Dawson, Field, Porter, Randle and Young.—6.

The resolution and emergency passed.

SJR 41, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1629 was called up for consideration.

The CCR on HB 1629 was adopted upon motion of Senator Helm.

HB 1629, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Dawson, Field, Howard, Porter and Randle.—6.

The bill passed.

HB 1629, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1341 was called up for consideration.

The CCR on HB 1341 was adopted upon motion of Senator Dahl.

HB 1341, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley,

Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Dawson, Field, Howard, Porter and Randle.—6.

The bill passed.

HB 1341, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 470 was called up for consideration.

The CCR on SB 470 was adopted upon motion of Senator Wadley.

SB 470, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Giles, Lambert and Wolfe.—3.

Excused: Butler, Dawson, Field, Porter and Randle.—5.

The bill and emergency passed.

SB 470, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1759 was called up for consideration.

The CCR on HB 1759 was adopted upon motion of Senator Giles.

HB 1759, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Schuelein, Shatwell, Smith, Stipe, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—38.

Nay: Holden, Johnson, Rozell, Taliaferro and Terrill.—5.

Excused: Butler, Dawson, Field, Porter and Randle.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby HB 1759 and the emergency section passed.

PENDING CONSIDERATION OF CCR

The CCR on HB 1659 was called up for consideration.

The CCR on HB 1659 was adopted upon motion of Senator Keating.

HB 1659, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Funston,

Giles, Grantham, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Pierce, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson and York.—29.

Nay: Crow, Green, Holden, Howell, Johnson, McDaniel, Murphy, Rozell, Schuelein, Tinsley, Wolfe and Young.—12.

Excused: Butler, Dawson, Field, Helm, Porter, Randle and Stipe.—7.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote, would be shown voting "no" on HB 1659 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 29. Nay: 13. Excused: 6.

The bill passed.

HB 1659, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAs to SB 586 were called up for consideration.

Upon motion of Senator Grantham, the Senate concurred in HAs to SB 586.

SB 586, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley,

Vann, Wadley, Watson, Wolfe, York and Young.—42.

Excused: Butler, Dawson, Field, Keller, Porter and Randle.—6.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Crow, HAS to SB 411 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Crow, Smith and Holden.

PENDING CONSIDERATION OF HAS

HAS to SB 435 were called up for consideration.

Upon motion of Senator Howard, the Senate concurred in HAS to SB 435.

SB 435, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Wolfe, York and Young.—36.

Nay: Boatner, Helm, McCune, Pierce, Schuelein and Watson.—6.

Excused: Butler, Dawson, Field, Keller, Porter and Randle.—6.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Dahl the request of the Honorable House for conference on HB 1590 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Dahl, Smith and Stipe.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Tinsley, HAS to SB 494 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Tinsley, Wadley and Rozell.

PENDING CONSIDERATION OF HAS

HAS to SB 555 were called up for consideration.

Upon motion of Senator Tinsley, the Senate concurred in HAS to SB 555.

SB 555, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Funston, Giles, Green, Holden, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, Martin, Murphy, Pierce, Shatwell, Smith Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—28.

Nay: Berrong, Capps, Grantham, Helm, Howell, Lamb, McCune, McDaniel, Rozell, Schuelein, Stipe, Watson and Wolfe.—13.

Excused: Butler, Dawson, Field, Howard, Keller, Porter and Randle.—7.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF HAS

HAS to SB 18 were called up for consideration.

Upon motion of Senator Keating, the Senate concurred in HAS to SB 18.

SB 18, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—40.

Excused: Butler, Dawson, Field, Helm, Keller, Murphy, Porter and Randle.—8.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Grantham, HAS to SB 208 were rejected and conference requested, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Grantham, Birdsong and Lambert.

PENDING CONSIDERATION OF HAS

HAS to SB 405 were called up for consideration.

Upon motion of Senator Keating, the Senate concurred in HAS to SB 405.

SB 405, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—41.

Excused: Butler, Dawson, Field, Helm, Keller, Porter and Randle.—7.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane the request of the Honorable House for conference on HB 1425 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Grantham, York and Lambert.

CONFERENCE COMMITTEE APPOINTMENT

Senator Lane announced the appointment of Senators Funston, Stipe and

Lamb as conferees on SB 519 to replace Senators Funston, Terrill and Watson.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand ad-

journal to meet Monday, April 10, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 3:00 p.m. to meet Monday, April 10, 1978, at 1:30 p.m.

Fifty-sixth Legislative Day

Monday, April 10, 1978

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

Senator Smith presiding.

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Keating, Lambert, Porter and Wolfe.—4.

Senator Smith declared a quorum present.

The following prayer was offered by Dr. Monroe Palmer, Pastor, First Baptist Church, Collinsville, and incorporated into the Journal upon request of Senator Shatwell.

Holy Father: Accept the gratitude of our heart for Your blessings upon our governments. Especially do we offer united thanks for the special leadership of

Your Holy Spirit in our state government in the past.

Without feeling we are presumptuous. Lord, we ask You to direct and guide and bless in the future. But more exactly, bless this session today.

Grant us deep insight to needs all over the state, give wisdom to each Senator. Help us to remember dependance of the constituency on the decisions that are made and may compassion and concern be a major factor in these decisions.

With reverence we anticipate Your presence and the fulfillment of Your promises today. We pray all will dedicate ourselves anew knowing we are laborers together with You through our Lord Jesus Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Kilpatrick introduced his son, Kent, and asked unanimous consent, which was granted, that Kent be named honorary page for this legislative day.

Senator Shatwell introduced his daughter, Rita.

Senator Grantham introduced Edwin

Fair, M.D., Ponca City, as Doctor of the Day.

Senator Watson introduced Mary White Johnson, R.N., Oklahoma City, as Nurse of the Day.

UNANIMOUS CONSENT REQUEST

Senator Lane asked unanimous consent, which was granted, that when **SB 642** is read the second time it be referred direct to the Calendar.

SECOND READING

The following were read the second time and referred to the committee indicated.

SB 642 — Direct to Calendar.

RESOLUTION

Senator Smith introduced the following Resolution:

SCR 49 — By Smith of the Senate and Elder of the House.

A Concurrent Resolution citing the achievements of Roy E. Grantham; directing that the Oklahoma State Senate Lounge be known henceforth as the "Roy E. Grantham Lounge"; requiring the placement of an appropriate marker; and directing distribution.

Senator York asked unanimous consent that all other members of the Senate be made coauthors of **SCR 49**, which was the order.

SCR 49, as coauthored, was adopted upon motion of Senator York and ordered referred for engrossment.

PENDING SENATE ACTION — HOUSE AMENDMENTS

Upon motion of Senator Funston, **HAs** to **SB 396** were rejected and conference requested, Conferees to be named at a later date.

Upon motion of Senator Funston, **HAs** to **SJR 46** were rejected and Conference re-

quested, Conferees to be named at a later date.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 7, 1978, of Enrolled **SBs 136, 499, 500, 508 and 532.**

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1341, 1629 and 1659.**

The above numbered Enrolled Bills were, after fourth reading properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION — HOUSE AMENDMENTS

HAs to **SB 432** were called up for consideration.

Senator York moved that the Senate concur in **HAs** to **SB 432.**

Senator Stipe moved as a substitute motion that the Senate reject **HAs** to **SB 432** and that said bill be referred to conference with instructions to eliminate the Tax Commission from selling tags.

Senator Luton presiding.

Senator Smith moved to table the Stipe motion to refer, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Clifton, Dawson, Funston, Helm, Howard, Howell, Johnson, Keller, Kilpatrick, Luton, McCune, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Terrill, Tinsley, Wadley, Watson and York.—23.

Nay: Berrong, Boatner, Butler, Capps, Cate, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Lamb, Lane, McDaniel, Martin, Schuelein, Stipe, Taliaferro and Vann.—20.

Excused: Keating, Lambert, Porter, Wolfe and Young.—5.

Senator York pressed his motion that the Senate concur in HAs to SB 432, which motion was declared adopted.

SB 432, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Butler, Cate, Clifton, Dahl, Dawson, Funston, Green, Helm, Howard, Howell, Johnson, Keller, Kilpatrick, Lane, Luton, McCune, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Wadley, Watson, and York.—29.

Nay: Berrong, Boatner, Capps, Crow, Field, Giles, Grantham, Holden, Lamb, McDaniel, Martin, Stipe, Taliaferro and Vann.—14.

Excused: Keating, Lambert, Porter, Wolfe and Young.—5.

The bill passed.

Senators Crow, Holden, Taliaferro, Berrong and Lamb desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 9. Excused: 5.

The emergency passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1036.

HCR 1036 — By Poulos, et al, of the House and Howard of the Senate.

A Concurrent Resolution designating a certain week in October as "Spartan School of Aeronautics Week"; and directing distribution.

Consideration of the Resolution was deferred for this Legislative day.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 18, 154, 262, 405, 434, 435, 555, 586 and 601 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 32, and naming House Conferrees as follows: Roberts, Hopkins and Rogers.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 208, and naming House Conferrees as follows: Elder, Craig and Lawter.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 259, and naming House Conferrees as follows: Nance, Ford and Lancaster.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 411, and naming House Conferrees as follows: Bernard, Poulos and Davis (Guy).

MESSAGE FROM THE HOUSE

Advising Conference granted on En-

grossed SB 494, and naming House Conferees as follows: Converse, Lancaster and Fitzgibbon.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 515, and naming House Conferees as follows: Willis, Twidwell and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 561, and naming House Conferees as follows: Floyd, Duckett and Atkins.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 625, and naming House Conferees as follows: Parris, Bernard and Lancaster.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 627, and naming House Conferees as follows: Elder, Kennedy and Camp.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1320, requesting Conference and naming Conferees as follows: Floyd, Bradley and Caldwell.

UNANIMOUS CONSENT REQUEST

Senator Funston asked unanimous consent, which was granted, that the Honorable House be requested to rescind 4th reading and signing of Enrolled SB 366.

PENDING SENATE ACTION — HOUSE AMENDMENTS

Upon motion of Senator Lane, HAs to

SB 454 were rejected and conference requested, said bill to be referred 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 1535 and 1574.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1535 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1535, entitled:

(Legislature — Appropriation — Emergency) together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendation:

1. That the House accept Engrossed Senate Amendment No. 1.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Parris, Matheson, Draper, Elder, Kamas, Denman, Deatherage, Murphy, Roberts, Riggs and Townsend.

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1574 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, Your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1574, entitled:

An Act relating to the Water Resources Board 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 recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Kamas, Matheson, Draper, Elder, Morgan, Atkins, Wiseman, Murphy, Roberts, Riggs, Rogers, Deatherage and Townsend.

Senate Conferees: Crow, Chairman, McCune, Boatner, Cate, Grantham, Holden, Howell, Lamb, Murphy, Lane, Smith, Stipe and Terrill.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 544, and referring same to Joint Conference Committee on Retirement Laws under Joint Rule 10b.

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 1774.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1774 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1774, and Engrossed Senate Amendments thereto, by Ford of the House and Keating of the Senate, entitled:

An Act relating to children; amending 10 O.S. 1971, Section 1131, as amended by Section 18, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Section 1131); providing notice for termination of parental rights; providing procedures for notice; and depriving certain unwed fathers of parental rights and notices.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendment No. 1.

2. That the Senate recede from Engrossed Senate Amendment No. 2.

3. That the following Conference Committee Amendment be adopted:

Page 1, Section 1, Lines 31 and 32, strike "ten (10) days" and restore "six (6) months"; and on Page 2, Section 1, Line 9, strike "ten (10)" and insert "fifteen (15)".

Respectfully submitted,

FOR THE HOUSE: Ford, Atkins and Deatherage.

FOR THE SENATE: Keating, Funston and Wolfe.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 43 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 43 by Grantham, Dawson and Field of the Senate and Elder, et al, of the House, entitled:

(Abandoned Mineral Interests — Emergency).

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendment.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10b, copies of the CCS for SB 43 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Grantham, Field and Dawson.

FOR THE HOUSE: Elder, Hopkins and Morgan.

Senator Lane presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 49 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1061, requesting Conference and naming Conferees as follows: Dunn, Glover and Harper.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1284, requesting Conference and naming Conferees at a later date.

MESSAGE FROM THE HOUSE

Advising rejection of CCRs to Engrossed HBs 1229, 1706 and 1717 and requesting further Conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1677, as amended.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 49, as coauthored by all other members of the House.

The above numbered Resolution was referred for enrollment.

MESSAGE FROM THE HOUSE

Returning following Bills and Resolution, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed SBs 470 and 482 and SJR 41.

The above numbered Bills and Resolution as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising change in Conferees,

previously appointed on Engrossed SB 571, from Riggs, Lawter and Twidwell to Smith, Elder and Hammons.

Senator Luton presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 49 was correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising naming of Conferees to House Bill on which SAs were previously rejected and Conference requested — Engrossed HB 1284 — Nance, Matheson and Twidwell.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 18, 154, 262, 405, 434, 435, 555, 586 and 601.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 264 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 264 By Luton, Howard, Lambert, Birdsong, Porter, Smith, Murphy, Randle, Boatner and Shatwell of the Senate and Nance of the House, entitled:

An Act relating to motorboats and vessels; amending 63 O.S. 1971, Sections 804.4 and 804.9; *** adding provisions for collecting, depositing and remitting certain moneys paid to motor license agents; 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 Senate accept the Amendment of the House.

Respectfully submitted,

FOR THE SENATE: Luton, Murphy and Clifton.

FOR THE HOUSE: Nance and Lancaster.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 481 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB 481 by Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House, entitled:

(Department of Energy — Appropriation — Emergency.)

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the Senate accept Engrossed House Amendment Nos. 1 and 2.

2. That the House recede from Engrossed House Amendment Nos. 3 and 4.

3. That the following Conference Committee Amendments to Engrossed SB No. 481 be adopted:

(a) Page 1, Lines 29 and 30, by deleting the words and figures "Twenty-three Thousand Six Hundred Forty Dollars (\$23,640.00)" and by substituting in lieu thereof the words and figures "Twenty-three Thousand Seven Hundred Dollars (\$23,700.00)".

(b) Page 1, Lines 31 and 32, by deleting the words and figures "Twenty Thousand Five Hundred Eighty Dollars (\$20,580.00)" and by substituting in lieu thereof the words and figures "Twenty Thousand Eight Hundred Twenty Dollars (\$20,820.00)".

(c) Page 1, Line 36, by adding after the period "(.)" the following language: "Five (5) of these employees shall be in the unclassified service and are in no way subject to any of the provisions of the Merit Act or of the rules and regulations promulgated by the State Personnel Board, except leave regulations. Said five (5) positions are to be paid entirely with federal funds and such positions will be terminated concurrent with the termination of supporting federal funds."

(d) Page 2, Lines 3 and 4, by deleting the words and figures "One Hundred Thirteen Thousand One Hundred Fifty Dollars (\$113,150.00)" and by substituting in lieu thereof the words and figures "One Hundred Eighty-four Thousand One Hundred Dollars (\$184,100.00)".

Respectfully submitted,

FOR THE SENATE: Crow, Holden and Dahl.

FOR THE HOUSE: Davis (Don), Morgan and Cullison.

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.

MOTION TO RECONSIDER VOTE

Senator McCune asked unanimous consent, which was granted, that his motion to reconsider the vote whereby SB 286 failed of passage be extended one legislative day, until Tuesday, April 11, 1978.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 11, 1978, at 1:30 p.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1764, as amended.

Upon motion of Senator Lane, the Senate adjourned at 2:30 p.m. to meet Tuesday, April 11, 1978, at 1:30 p.m.

Fifty-seventh Legislative Day

Tuesday, April 11, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—41.

Excused: Dawson, Keating, Keller, Porter, Stipe, Tinsley and Wolfe.—7.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Palmer and incorporated into the Journal upon request of Senator Shatwell.

Lord Jesus, Bless all who serve us who have dedicated their lives to ministry of statesmanship and politics.

Give these men a long view of their work and our world.

Help all of us, elected and electors alike, to see that it is better to fail in a cause that will ultimately succeed than to succeed in a cause that will ultimately fail.

May Your will be done here today and may Your program be carried out above party and personality, beyond time and circumstance, for the good of the State of Oklahoma, the United States of America and the peace of the world. Through Jesus' name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced Eileen Kurtz, R.N., and Clara Patocka, R.N., both of Enid, as Nurses of the Day.

Senator Randle, on behalf of Senator Funston, introduced Les L. Walls, M.D., Broken Arrow, as Doctor of the Day.

GENERAL ORDER

HB 1849 by Willis and Hammons of the House and Howard of the Senate was read and considered.

Senator Keller moved to amend HB 1849, Page 3, Lines 2 through 16, by striking after the word "Legislature" on Line 2 and before the word "Effective" on Line 16 all language, which amendment was tabled upon motion of Senator Lane.

Upon motion of Senator Howard, HB 1849 was advanced to engrossment.

By unanimous consent, upon request of Senator Howard, HB 1849 was considered engrossed and placed on third reading and final passage.

THIRD READING

HB 1849 was read for the third time at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, York and Young.—36.

Nay: Boatner, Funston, Helm, McCune and Watson.—5.

Excused: Dawson, Keating, Keller, Porter, Stipe, Tinsley and Wolfe.—7.

The bill and emergency passed.

HB 1849 was ordered withheld pursuant to Rule 19(f).

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a Conference on HB 1320 was ordered granted,

President Pro Tempore Howard appointing as Senate Conferees the following: Senators Lambert, Terrill and Cate.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HBs 1538, 1615, 1747 and 1795, as amended.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further Conferences on HBs 1229, 1706 and 1717 were ordered granted, President Pro Tempore Howard naming same Senate Conferees.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 525 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 525 by Martin of the Senate and Duke of the House, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 116.13 *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Engrossed House Amendment No. 1.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10b, copies of the CCS for SB 525 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Martin, Giles and Capps.

FOR THE HOUSE: Trent, Duke and Twidwell.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a Conference on HB 1284 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Smith, Terrill and York.

MESSAGE FROM THE HOUSE

Advising change in Conferees on Engrossed SB 591 by replacing Hammons with Sparkman.

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 1039, 1189 and 1664.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1039 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1039, and Engrossed Senate Amendments thereto, by Cleveland and Riggs of the House and Dawson of the Senate, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Section 95; providing for certain procedures for rules and orders of the State Board of Barber Examiners *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

Page 2, Line 6 by inserting after the word "occupation" and before the word "regulated" the following: ", other than the cleaning, dyeing and/or pressing business,"

Page 2, Line 12 by deleting the numbers "757" and "758" and inserting the word "and" after the numbers "736.1" and before the numbers "736.3".

By restoring the title to read as follows:

"An Act relating to professions and occupations; amending 59 O.S. 1971, Section 95; providing for certain procedures for rules and orders of the State Board of Barber Examiners; prohibiting minimum prices or fees by certain professions or occupations regulated by provisions of Title 59; repealing 59 O.S. 1971, Sections 91, 102, 102.1 through 102.6, 736.1 and 736.3; directing codification; and declaring an emergency."

Add the following House coauthor: Hammons.

Respectfully submitted,

FOR THE HOUSE: Cleveland, Riggs and Hammons.

FOR THE SENATE: Grantham and Dawson.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1189 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1189, and Engrossed Senate Amendments thereto, by Hammons of the House and Wadley of the Senate, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 199.3, 199.4, 199.7, 199.10 and 199.14; providing powers and duties of State Board of Cosmetology *** changing license expiration dates, terms and renewals; increasing certain fees; and providing for submission of all rules and regulations to the Legislature for approval.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1 and 2.
2. That the House concur in Engrossed Senate Amendments Nos. 3 and 4.
3. That the following Conference Committee Amendment be adopted:

Page 9, Line 32, after the word and figures "JUNE 30" and before the word "WILL" strike the figures "1977" and insert the figures "1978".

Respectfully submitted,

FOR THE HOUSE: Hammons, Roberts and Floyd.

FOR THE SENATE: Wadley, Vann and Taliaferro.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1664 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1664, and Engrossed Senate Amendments thereto, by Rogers of the House and Wadley of the Senate, entitled:

An Act relating to state officers and employees; amending 74 O.S. 1971, Section 918, as amended by Section 3, Chapter 253, O.S.L. 1975 (74 O.S. Supp. 1977, Section 918); providing procedures for termination or partial termination of plan of Public Employees Retirement System; providing retirement options and making certain exception for certain types of joint annuitants; and directing codification.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the following Conference Committee Amendments be adopted.

Page 3, Section 2, Line 8 after the word "is" and before the word "available", strike the word "not".

Restore the title to read as follows:

"An Act relating to state officers and employees; amending 74 O.S. 1971, Section 918, as amended by Section 3, Chapter 253, O.S.L. 1975 (74 O.S. Supp. 1977, Sec-

tion 918); providing procedures for termination or partial termination of plan of Public Employees Retirement System; providing retirement options and making certain exception for certain types of joint annuitants; and directing codification.

Respectfully submitted,

FOR THE HOUSE: Rogers, Weichel, Crutcher and Davis (Don).

FOR THE SENATE: Young, Grantham, Boatner and McCune.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for a Conference on **HB 1061** was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Taliaferro, Luton and Crow.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed **HB 1734**, requesting further Conference and naming same Conferees.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further Conference on **HB 1734** was ordered granted, President Pro Tempore Howard naming same Senate Conferees.

MOTION TO RECONSIDER VOTE

Senator Howell asked unanimous consent, which was granted, that his motion to reconsider the vote whereby **SB 549** passed be extended one legislative day, until Wednesday, April 12, 1978.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed **SB 454**, and referring same to **GCCA**.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1538, 1615, 1677, 1747, 1764 and 1795**.

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 641**, as amended and co-authored.

HOUSE AMENDMENTS

HAs to SB 641 were read as follows and consideration deferred.

Authors: Add the following coauthors: Townsend, Elder and Murphy of the House.

Amendment No. 1. Amend Page 1, Line 34, by adding a new Section 2 to read 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, Line 14½, by deleting after the semicolon and before the word “EXEMPTING” the word “AND” and on Line 15, by adding after the word “LIMITATIONS” and before the period the following: “; AND DECLARING AN EMERGENCY”.

Senator Wadley presiding.

MOTION TO RECONSIDER VOTE

Senator McCune asked for consideration of his motion to reconsider the vote whereby SB 286 failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Butler, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Kilpatrick, Lamb, Lambert, Luton, McCune, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Terrill, Wadley, Watson, York and Young.—29.

Nay: Boatner, Capps, Cate, Crow, Field, Johnson, Lane, McDaniel, Rozell, Schuelein, Taliaferro and Vann.—12.

Excused: Dawson, Keating, Keller, Porter, Stipe, Tinsley and Wolfe.—7.

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

Senator McCune moved to reconsider the vote whereby HAs to SB 286 were adopted, which motion was declared adopted.

PENDING CONSIDERATION OF HAS

Upon motion of Senator McCune, the Senate concurred in HAs to SB 286.

SB 286, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Dahl, Dawson, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Kilpatrick, Lamb, Lambert, McCune, Martin, Murphy, Pierce, Randle, Terrill, Vann, Wadley, Watson, York and Young.—29.

Nay: Boatner, Cate, Crow, Field, Howell, Lane, Luton, McDaniel, Rozell, Schuelein, Shatwell, Smith and Taliaferro.—13.

Excused: Keating, Keller, Porter, Stipe, Tinsley and Wolfe.—6.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING SENATE ACTION ON HAS

Upon motion of Senator Lane, HAS to SBs 449 and 462 were rejected and conference requested, said bills to be referred to GCCA.

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

PENDING CONSIDERATION OF CCR

The CCR on SB 481 was called up for consideration.

The CCR on SB 481 was adopted upon motion of Senator Crow.

SB 481, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—42.

Excused: Dawson, Keating, Keller, Porter, Tinsley and Wolfe.—6.

The bill and emergency passed.

SB 481, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Murphy presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 470 and 482 and SJR 41 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTE

Senator Crow asked for consideration of his motion to reconsider the vote whereby HB 1759 passed, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Funston, Green, Holden, Howard, Johnson, Kilpatrick, Lambert, Lane, Luton, McCune, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Wadley, Watson and Young.—27.

Nay: Berrong, Butler, Capps, Dawson, Field, Giles, Grantham, Helm, Howell, Lamb, McDaniel, Martin, Murphy, Smith, Vann and York.—16.

Excused: Keating, Keller, Porter, Tinsley and Wolfe.—5.

HB 1759 was thereby placed on Fourth Reading and Final Passage.

CONFERENCE COMMITTEE APPOINTMENT

President Pro Tempore Howard appointed as Senate Conferees the follow-

ing: SB 396: Senators Funston, Smith and York; SJR 46: Senators Funston, Murphy and Howell.

PENDING CONSIDERATION OF CCR

The CCR on SB 525 was called up for consideration.

The CCR on SB 525 was adopted upon motion of Senator Martin.

SB 525, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—43.

Excused: Keating, Keller, Porter, Tinsley and Wolfe.—5.

The bill and emergency passed.

SB 525, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The CCR on SB 264 was called up for consideration.

The CCR on SB 264 was adopted upon motion of Senator Luton.

SB 264, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Keating, Keller, Porter and Wolfe.—4.

The bill and emergency passed.

SB 264, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

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

MESSAGE FROM THE HOUSE

Advising the House of Representatives has rescinded the signing and fourth reading of HB 1832 and requests the Honorable Senate to rescind its signing and fourth reading and to consider the bill further.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 561 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB No. 561 by Howell of the Senate and Floyd and Duckett of the House, entitled:

An Act relating to professions and occupations; amending 59 O.S. 1971, Sections

567.4 and 567.7; establishing the Oklahoma Board of Nurse Registration and Nursing Education*** modifying certain fees.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its amendments 1 through 6.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10b, copies of the CCS for SB 561 were distributed to all Senators.)

Respectfully submitted

FOR THE SENATE: Howell, Dawson and Martin.

FOR THE HOUSE: Floyd, Duckett and Atkins.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 10, 1978, of Enrolled SBs 385, 562 and 572.

MOTION RE CONFEREES CHANGE

Upon motion of Senator Lane, the following substitution in Conferees on SB 276 and SB 571 was ordered granted: Substitute Lamb for Wolfe.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Murphy presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Watson, advised and consented to the confirmation of ROBERT H. ALEXANDER, JR., Oklahoma City, as a member of the Oklahoma Industrial Development Commission, District 5, to serve a 6-year term ending July 1, 1983. Mr. Alexander succeeds Donald Earl Jacobs, Jr., Oklahoma City.

The Senate, in executive session, and upon motion of Senator Dahl, advised and consented to the confirmation of LEE HOLCOMB, Pawhuska, as a member of the State Board of Agriculture, to serve a 5-year term ending April 26, 1983. Mr. Holcomb succeeds Wayland Smith.

The Senate, in executive session, and upon motion of Senator Kilpatrick, advised and consented to the confirmation of ROY KENDRICK, Oklahoma City, as the employer member of the Oklahoma Employment Security Commission, to serve an unexpired 6-year term ending July 2, 1981. Mr. Kendrick succeeds Ken Reid, Weatherford.

The Senate, in executive session, and upon motion of Senator Boatner, advised and consented to the confirmation of DAN V. LITTLE, Madill, as a member of the Board of Regents of the University of Oklahoma, to serve a 7-year term ending March 21, 1985. Mr. Little succeeds Thomas Brett, Tulsa.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of TOM McCALL, Norman, as a member of the State Board of Public Affairs, to serve an unexpired 3-year term ending January 1, 1980. Mr. McCall succeeds John Little, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of DELORIS MITCHELL, Sallisaw, as a member of the Carl Albert Junior College Board of Regents to serve a 7-year term ending July 1, 1984. Ms. Mitchell succeeds Lent H. Ives, Poteau.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of JOE W. MYERS, Frederick, as member at large of the Liquefied Petroleum Gas Board, to serve an unexpired 4-year term ending June 30, 1979. Mr. Myers succeeds Doug Williams, Woodward.

The Senate, in executive session, and upon motion of Senator York, advised and consented to the confirmation of JEAN RUBY, Oklahoma City, as lay member of the Board of Hearing Aid Dealers and Fitters, to serve a 4-year term ending September 1, 1981. Ms. Ruby succeeds herself.

The Senate, in executive session, and upon motion of Senator Smith, advised and consented to the confirmation of BILL SHIELDS, Tulsa, as the employee member of the Oklahoma Employment Security Commission, to serve a 2-year term ending July 2, 1979. Mr. Shields succeeds Tom McLane, Tulsa.

The Senate, in executive session, and upon motion of Senator Johnson, advised and consented to the confirmation of J. MIKE SNAPP, Poteau, as a member of the Board of Regents of Carl Albert Junior College, to serve an unexpired 5-year term ending July 1, 1978. Mr. Snapp succeeds Joe Thomas, Poteau.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of RUBY SPAULDING, Muskogee, as the

labor member of the Occupational Health and Safety Standards Commission, to serve a 3-year term ending February 7, 1980. Ms. Spaulding succeeds Jerry Sawyer, Oklahoma City.

The Senate, in executive session, and upon motion of Senator McDaniel, advised and consented to the confirmation of BERTHA FRANK TEAGUE, Ada, as a member of the Jim Thorpe Memorial Athletic Hall of Fame Commission, to serve a 7-year term ending June 12, 1984. Mrs. Teague succeeds herself.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of BOB WALKER, Sulphur, as a member of the State Nursing Home Board, to serve a 3-year term ending July 1, 1980. Mr. Walker succeeds himself.

The Senate, in executive session, and upon motion of Senator Schuelein, advised and consented to the confirmation of ROBERT WHITEBIRD, Quapaw, as a member of the Indian and Hardrock Mining Museum Commission, to serve a 5-year term ending June 16, 1981. Mr. Whitebird succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of PAUL A. WILBOR, Oklahoma City, as a member of the Oklahoma State Board of Public Affairs, to serve a 3-year term ending January 12, 1981. Mr. Wilbor succeeds himself.

The Senate, in executive session, and upon motion of Senator Giles, advised and consented to the confirmation of HAROLD WRIGHT, Anadarko, as a member of the Western Plains Indians Arts and Crafts Commission, to serve an unexpired 6-year term ending July 1, 1981. Mr. Wright succeeds Carl West, Anadarko.

MOTION TO RECONSIDER VOTE

Senator Keller moved that the vote be reconsidered whereby HB 1849 passed.

Senator Crow moved to suspend the Rules in order that the Keller motion to reconsider be before the Senate for immediate consideration.

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

Senator Keller moved to table the Crow motion to suspend the Rules, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Dawson, Funston, Grantham, Green, Helm, Keating, Keller, Lamb, Lambert, McCune, Watson and Young.—13.

Nay: Berrong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and York.—30.

Excused: Pierce, Porter, Randle, Tinsley and Wolfe.—5.

Senator Crow pressed his motion to suspend the Rules, which motion to suspend was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and York.—32.

Nay: Dawson, Funston, Grantham, Green, Helm, Keating, Keller, Lamb, McCune, Watson and Young.—11.

Excused: Pierce, Porter, Randle, Tinsley and Wolfe.—5.

Senator Keller asked unanimous consent, which was granted, that his motion to reconsider the vote whereby HB 1849 passed be withdrawn.

Senator Crow moved to reconsider the vote whereby HB 1849 passed, which motion to reconsider was tabled upon motion of Senator Lane.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 484 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB No. 484 by Young, Watson, Dahl, Johnson, Clifton, McCune, Helm, Keller, Lamb, Lambert and Terrill of the Senate and Matheson, et al, of the House, entitled:

An Act relating to law enforcement education and training; creating a Law Enforcement Officers Training Fund; providing for deposits and disbursements; directing codification; 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. The Senate accepts House Amendment No. 1.
2. The House recede from House Amendment No. 2.

Respectfully submitted,

FOR THE SENATE: Young, Clifton and Butler.

FOR THE HOUSE: Matheson, Elder and Vaughn.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1815, requesting Conference and Conferees to be named at a later date.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SB 396, and naming House Conferees as follows: Crutcher, Denman and Hood.

MESSAGE FROM THE HOUSE

Advising appointing of Conferees on Engrossed HB on which SAs were previously rejected and Conference requested — HB 1815 — Wiseman, Steward and Deatherage.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SJR 46, and naming House Conferees as follows: Stephenson, Barker and Rogers.

MESSAGE FROM THE HOUSE

Advising that, pursuant to the request of the Honorable Senate, the House of Representatives has rescinded its Fourth Reading and signing of SB 366.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1813, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 470 and 482 and SJR 41.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 11, 1978, of Enrolled SBs 441, 453, 455, 457 and 480 and SJR 44.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand

adjourned to meet Wednesday, April 12, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

HB 1849 was properly signed and ordered returned to the Honorable House.

Upon motion of Senator Lane, the Senate adjourned at 3:30 p.m. to meet Wednesday, April 12, 1978, at 1:30 p.m.

Fifty-eighth Legislative Day

Wednesday, April 12, 1978

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

Roll Call:

Present: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Dawson, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Berrong, Capps, Crow, Giles, Helm, Porter, Smith and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Palmer and incorporated into the Journal upon request of Senator Shatwell.

Our Father: Forgive us for doing the things that make us uncomfortable and guilty when we pray.

Help us as constituents of these elected officials to support them by our prayers. Bless all who labor patiently with so little

appreciation, all who wait on the public, who have to accept the criticism, complaints, bad manners, selfishness at the hands of thoughtless people. Help us even in stress and strain to keep our heads even when all about us are losing theirs. Help us to preach sermons without words.

We say we believe in God, and yet we doubt Your promises. We say we believe in God and we try to manage our own affairs. We say we love You and we do not obey You.

Forgive us for our lack of faith and willful pride that ignores the way, the truth and the life.

Reach down and change. Make the adjustments and change our hearts and lives if necessary. In the name of Christ, we pray, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keating, on behalf of Senator Wolfe, introduced Thomas L. Ashcraft, M.D., Tulsa, as Doctor of the Day.

Senator Taliaferro introduced Annie Crawford, R.N., and Anne Taylor, R.N., both of Lawton, as Nurses of the Day.

Senator Taliaferro also introduced his daughter-in-law, Claudia Taliaferro.

PENDING CONSIDERATION — LOBBY PERMITS

Senator Terrill moved that the Committee Reports on Lobby Permits, Pages 639 and 640, be adopted, which motion was declared adopted.

SPECIAL INTRODUCTIONS

Senator Young asked unanimous consent, which was granted, that he be allowed to introduce on the floor of the Senate the 1977 Kolache Queen, Miss Regina Moon, and members of her court, the nine young ladies who are candidates for 1978 Queen. Miss Moon invited the Senators to visit the Kolache Festival in Prague on May 6th. Senator Young in-

roduced the Queen candidates as Misses Karen Seaton, Lori Hightower, Vickie Springer, Cecilia Bartos, Bonnie Good, Cindy Miers, Gwen Smith, Lisa Hampton and Sandra Bradshaw.

Senator McDaniel presiding.

GENERAL ORDER

✓ SB 642 by Stipe was read and considered.

Senator Stipe, citing Rule 8(d), asked unanimous consent that Representative Henry be named House author of SB 642, which was the order.

✗ Senator Stipe moved to amend SB 642, Pages 1 through 3 by striking the Title, Enacting Clause and Sections 1 and 2 and inserting in lieu thereof the following:

“An Act relating to civil procedure; requiring the use of certain statutory forms in certain civil actions; and setting an effective date.”

“Be it enacted by the people of the State of Oklahoma:

SECTION 1. In any action with one defendant where contributory negligence is an issue, the court shall submit the case to the jury on the following form of verdict only:

“In the District Court of ____ County, State of Oklahoma.

A.B., Plaintiff.)
vs.)
C.D., Defendant.)

No. ____

Verdict

“We, the jury empaneled and sworn in the above entitled case, do, on our oaths, find for the defendant; (or, for the plaintiff, in the sum of \$____).

Foreman (or by at least nine members of jury).”

In any action with more than one defendant and negligence or contributory negligence is an issue the court shall submit the case to the jury on the following verdict form:

"In the District Court of ___ County, State of Oklahoma.

A.B., Plaintiff.)
vs.)
C.D., Defendant.)

No. ____.

Verdict

"We, the jury empaneled and sworn in the above entitled case, do, on our oaths, find for the defendant _____ and defendant _____; (or, for the plaintiff in the sum of \$ _____, and find that the negligence of defendants to be as follows):

Defendant _____, %
Defendant _____, %

Foreman (or by at least nine members of jury)."

SECTION 2. This act shall become effective October 1, 1978."

, which amendment was declared adopted.

Upon motion of Senator Stipe, SB 642, as coauthored and amended, was advanced to engrossment.

By unanimous consent, upon request of Senator Stipe, SB 642, as coauthored and amended, was considered engrossed and placed on third reading and final passage.

THIRD READING

SB 642 was read for the third time at length.

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

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Dawson, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Berrong, Capps, Crow, Giles, Helm, Porter, Smith and Wolfe.—8.

The bill passed.

SB 642 was referred for engrossment.

Senators Crow and Helm asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 286 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Advising Conference granted on Engrossed SBs 449 and 462 and referring same to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on HB 1039 was called up for consideration.

The CCR on HB 1039 was adopted upon motion of Senator Dawson.

HB 1039, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Dawson, Funston, Green, Helm, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, Martin, Pierce, Randle, Shatwell, Stipe, Tinsley, Vann, York and Young.—24.

Nay: Butler, Crow, Dahl, Field, Grantham, Holden, Keating, Keller, Lamb, McCune, McDaniel, Murphy, Rozell, Schuelein, Taliaferro, Terrill, Wadley and Watson.—18.

Excused: Berrong, Capps, Giles, Porter, Smith and Wolfe.—6.

The bill failed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Dawson moved that the vote be reconsidered whereby HB 1039 failed of passage.

MOTION RE RECALL OF HB 1832

Senator Lane moved that the request of the Honorable House (that the Senate rescind its 4th Reading and signing of HB 1832) be granted, which motion was declared adopted.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HB 1815 was ordered granted, President Pro Tempore Howard appoint-

ing as Senate Conferees the following: Senators Johnson, Martin and Grantham.

RESOLUTION

Senator Howard introduced the following Resolution:

SR 18 — By Howard.

A Resolution saluting the Nation of Israel on its thirtieth birthday; sending wishes for democracy and peace; and directing distribution.

WHEREAS, the State of Israel was proclaimed thirty years ago, and America led the world in welcoming the new country in which an ancient nation was reborn, a land where the survivors of the Holocaust found a refuge; and

WHEREAS, with pride in their heritage and hope for their future, so very like the builders of this nation, the people of Israel in their strivings have turned the desert into a garden, flint-strewn wastes into orchards, and wilderness into civilization; and

WHEREAS, the determination to endure and survive has withstood the continual onslaught of vastly outnumbering enemies for those thirty years, refusing to be crushed in spirit; and

WHEREAS, that same spirit of freedom moving our own country has blossomed and flourished in our sister-democracy, and has fostered that special sense of kinship that exists between Israel and America.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma salutes Israel on its thirtieth anniversary, sends its best wishes for the future of Israel's democratic way of life,

and joins our fellow Americans in the hope that the steadfastness with which Israel strives for good relations with her neighbors will soon bear the fruit of a just and lasting peace.

SECTION 2. Copies of this Resolution shall be dispatched to the Tulsa Jewish Community Council, the Secretary of State of the United States and the Prime Minister of the nation of Israel.

Senator Howard asked unanimous consent that Senator Luton be made a co-author of SR 18, followed by all other members of the Senate, which was the order.

SR 18, as coauthored, was read at length, adopted upon motion of Senator Howard, and ordered referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

HCR 1036, introduced on Page 671, was called upon for consideration.

HCR 1036 was read at length, adopted upon motion of Senator Howard, properly signed and ordered returned to the Honorable House.

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

Upon motion of Senator Lane, the Senate stood at ease until 2:15 p.m.

The Senate reassembled in its Chamber with Senator McDaniel presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senators Capps and Giles asked to be shown present, which was the order.

MOTION TO RECONSIDER VOTE

Senator Dawson asked unanimous consent, which was granted, that his motion to reconsider the vote whereby HB 1039 failed of passage be considered immediately, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Smith, Tinsley, Wadley, Watson and York.—34.

Nay: Crow, Grantham, Holden, Schuelein, Taliaferro, Terrill and Vann.—7.

Excused: Berrong, Butler, Porter, Shatwell, Stipe, Wolfe and Young.—7.

HB 1039, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Green, Helm, Howard, Howell, Johnson, Keating, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Tinsley, Watson, York and Young.—33.

Nay: Crow, Dahl, Grantham, Holden, Keller, Lamb, Schuelein, Taliaferro, Terrill and Vann.—10.

Excused: Berrong, Porter, Stipe, Wadley and Wolfe.—5.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Crow moved that the vote be reconsidered whereby HB 1039 passed.

MOTION RE RECALL OF SB 366

Senator Funston moved that the Senate rescind its 4th Reading and signing of Enrolled SB 366 and that the Senate request the Honorable House to reconsider the vote by which the bill passed and to consider SB 366 further, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 618 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 618 by Luton of the Senate and Barker of the House, entitled:

(Revenue and Taxation — Amending 68 O.S., Section 701 — Oklahoma Diesel Fuel Tax Code — Effective Date.)

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendment.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 618 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Luton and Howard.

FOR THE HOUSE: Barker, Winn and Lancaster.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 598 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB 598 by McCune of the Senate and Riggs of the House, entitled:

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 512 *** providing for violation of the terms for such release.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendment.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 598 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: McCune, Terrill and Clifton.

FOR THE HOUSE: Riggs, Cleveland and Trent.

CONFEREE CHANGE ON HB 1279

Senator Funston asked unanimous consent, which was granted, that Senators Lambert and Keating be named as Conferees to replace Senators Boatner and Howell on HB 1279.

MOTION RE RECALL OF HB 1832

Senator Cate moved that the vote be reconsidered whereby HB 1832 passed on Third Reading, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson and York.—38.

Nay: Grantham, Howell, McCune and Schuelein.—4.

Excused: Berrong, Porter, Stipe, Vann, Wolfe and Young.—6.

THIRD READING

Senator Cate asked unanimous consent, which was granted, to amend HB 1832, Page 2, Lines 30, 31 and 32 of the Engrossed Bill, by striking the underlined language and inserting in lieu thereof the following: "upon a proper showing by the bondsman that he exercised due diligence to secure the appearance of the defendant at the time ordered by the court", which amendment was declared adopted.

Senator Lambert presiding.

HB 1832 was read for the third time at length.

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

Aye: Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Keating, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley and Watson.—29.

Nay: Birdsong, Boatner, Dawson, Funston, Grantham, Howell, Johnson, Keller, Lambert, McCune, Rozell, Schuelein, York and Young.—14.

Excused: Berrong, Howard, Porter, Stipe and Wolfe.—5.

The bill passed.

HB 1832 was referred for engrossment.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 432 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION TO RECONSIDER VOTES UNDER RULE 19(c)

Senator Lane moved that Rule 19(c) be invoked for the remainder of the Session, quoting that "A motion to reconsider the final vote on a bill or resolution, if made during the last six days of the Session, shall be disposed of when made . . .", which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The CCR on HB 1189 was called up for consideration.

The CCR on HB 1189 was adopted upon motion of Senator Wadley.

Senator Wadley moved that the vote be reconsidered whereby the CCR on HB 1189 was adopted, which motion was declared adopted.

Senator Wadley moved that the CCR on HB 1189 be rejected, and further conference requested, naming same Senate Conferees, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

The CCR on HB 1664 was called up for consideration.

The CCR on HB 1664 was adopted upon motion of Senator Wadley.

HB 1664, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—43.

Excused: Berrong, Howard, Porter, Smith and Wolfe.—5.

The bill passed.

HB 1664, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 43 was called up for consideration.

Senator Berrong asked to be made a co-author of SB 43, which was the order.

The CCR on SB 43 was adopted upon motion of Senator Grantham.

SB 43, as amended in Conference, was read at length.

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

Aye: Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Howard, Keating, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Smith, Taliaferro, Tinsley, Vann, Watson and York.—29.

Nay: Boatner, Helm, Holden, Johnson, Keller, Lambert, Lane, Murphy, Schuelein, Shatwell, Stipe, Terrill, Wadley and Young.—14.

Excused: Berrong, Funston, Howell, Porter and Wolfe.—5.

The bill passed.

SB 43, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1813 and 1849.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of 2nd CCR to Engrossed HB 1229, requesting further Conference and naming same Conferees.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further

conference on HB 1229 was ordered granted, President Pro Tempore Howard naming same Senate conferees.

PENDING CONSIDERATION OF CCR

The CCR on SB 618 was called up for consideration.

The CCR on SB 618 was adopted upon motion of Senator Luton.

SB 618, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Field, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—32.

Nay: Capps, Dawson, Giles, Green, Helm, Keating, Keller, McCune, Pierce and Schuelein.—10.

Excused: Berrong, Butler, Funston, Porter, Wolfe and Young.—6.

The bill passed.

SB 618, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 561 was called up for consideration.

The CCR on SB 561 was adopted upon motion of Senator Howell.

SB 561, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Clifton, Dahl, Dawson, Field, Giles, Grantham, Green, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and Watson.—37.

Nay: Helm.—1.

Excused: Berrong, Butler, Cate, Crow, Funston, Howard, Porter, Wolfe, York and Young.—10.

The bill passed.

SB 561, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF HAS

HAs to SB 641 were called up for consideration.

Upon motion of Senator Lane, the Senate concurred in HAs to SB 641.

SB 641, as amended by the Honorable House, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Dawson, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Berrong, Crow, Field, Funston, Porter, Taliaferro and Wolfe.—7.

The bill and emergency passed.

House Amendments were properly signed and the above-numbered bill 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 1115**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1115** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed **HB No. 1115**, and Engrossed Senate Amendments thereto, by Bengtson, Duckett and Fried of the House and York of the Senate, entitled:

(Schools — Amending 70 O.S. 1971, Section 509.2 — Emergency)

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

A. Page 2, Section 1, Line 13, after the figures "TWENTY-FIVE PERCENT (25%)" insert "OR MORE".

B. Page 3, Section 1, Line 2, Delete "1979" and insert "1978".

C. Page 4, Section 4, Line 32, Change "SIGNATURE" to "SIGNATURES".

D. Page 5, Line 27½, Small letter "i" — New Paragraph — ANYONE GUILTY OF VOTING MORE THAN ONE TIME IN SAID ELECTION, WILL BE GUILTY OF A MISDEMEANOR AND SUBJECT TO A FINE OF \$200.00 OR THIRTY (30) DAYS IN THE COUNTY JAIL.

3. Restore the Title to read as follows:

"An Act relating to schools; amending 70 O.S. 1971, Section 509.2; modifying procedure for recognition of professional organizations for purposes of negotiations under certain conditions; providing for certain employee petition; providing procedures for certain elections; prohibiting certain acts with penalties; providing for certain fees and costs; providing for submission of certain information; providing for ballots; providing for certain election personnel; providing for voting; providing for certain challengers; providing for certification of results; providing for class time hours; providing for designation of bargaining representatives; and declaring an emergency."

Respectfully submitted,

FOR THE HOUSE: Bengtson, Duckett and Abbott.

FOR THE SENATE: York, Keller and Kilpatrick.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 286 and 432.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 259 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 259 by Terrill of the Senate and Floyd, Hammons, Joiner, Nance and Townsend of the House, entitled:

(Labor — Disqualification — Effective date)

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 En-grossed House Amendments 1 and 2.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10b, copies of the CCS for SB 259 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Terrill, Howell and Lamb.

FOR THE HOUSE: Nance, Lancaster and Ford.

RESOLUTION

Senator Luton introduced the following Resolution:

SR 19 — By Luton.

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 the 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 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The President Pro Tempore is hereby authorized to hire necessary employees to conduct the business and protect the property of the Senate during the 1978 legislature interim.

SECTION 2. No private organization, state executive agency or department, or the employees thereof, shall be permitted to use the Senate Chamber or the offices thereof during the interim, without the consent of the President Pro Tempore.

SECTION 3. The President Pro Tempore is hereby authorized and empowered to provide for needed repairs to the Senate 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. 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 interim. In the event any member exceeds such sum the President Pro Tempore may request the telephone company to charge said excess of Six Hundred Dollars (\$600.00) per interim to the individual member's personal telephone.

SECTION 5. The President Pro Tempore is hereby authorized and directed to furnish each member necessary stationery and not to exceed six rolls of 1st Class postage stamps for official communications by said members during the interim.

SECTION 6. The President Pro Tempore is hereby authorized and empowered

to appoint members of the Senate to committees during the interim.

SR 19 was read at length, adopted upon motion of Senator Luton and ordered referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 13, 1978, at 1:30 p.m., which motion prevailed.

BILL RELEASED

SB 549 was referred for enrollment.

Upon motion of Senator Lane, the Senate adjourned at 3:40 p.m. to meet Thursday, April 13, 1978, at 1:30 p.m.

Fifty-ninth Legislative Day

Thursday, April 13, 1978

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

Roll Call:

Present: Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—43.

Excused: Berrong, Clifton, Smith, Stipe and Wolfe.—5.

Senator Luton declared a quorum present.

The following prayer was offered by Dr. Palmer and incorporated into the Journal upon request of Senator Shatwell.

Our Father: Give us faith to believe that it is possible to live victoriously even in the midst of dangerous opportunity that we call crisis.

Help us to see that there is something better than just keeping a stiff upper lip and whistling in the dark. Show us that

trusting in You by faith, believing that You are in control and that all things work together for good to them who love You.

We are beginning to understand at last that the things wrong with our world are the things that are wrong with individuals. We are made in Your image and cannot find rest until we find it in You.

We are too Christian to really enjoy sinning and too fond of sinning to enjoy a dedicated Christian life. Most of us know perfectly well what to do, but our trouble is that we do not want to do it.

Your help is our only hope. Change our lives, our human nature, by our faith and Your grace.

In the name of Christ, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Butler introduced former Senator Dave Logan, Okmulgee, who was welcomed back to the Senate.

Senator Shatwell introduced his wife, Carol, and his son, Nathan.

Senator Watson introduced the Doctor of the Day, Terrill Hulson, M.D., Oklahoma City.

Senator Lambert introduced Suzette Northcut, R.N., the Nurse of the Day.

SPECIAL COMMITTEE REPORT

Senator Terrill submitted Volume I of the final report of the Special Committee on Health Care Delivery System and moved that the Senate receive said report, which motion was declared adopted.

RESOLUTION

Senator McCune introduced the following Resolution:

✓ **SCR 50** — By McCune of the Senate and Arnold of the House.

A Concurrent Resolution requesting the Pardon and Parole Board to revise its rules and conditions for parole; and directing distribution.

SCR 50 was read at length, adopted upon motion of Senator McCune and ordered referred for engrossment.

MOTION

Senator Terrill moved that the Rules be suspended in order to introduce a Joint Resolution, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Nay: Dawson.—1.

Excused: Berrong, Clifton, Keller, Smith, Stipe and Wolfe.—6.

FIRST READING

The following was introduced and read the first time:

SJR 58 — By Terrill.

A Joint Resolution creating a special committee to study the Oklahoma Criminal Justice System; providing for scope of investigation; defining purpose, authority and duties of the special committee; providing for travel and expense allowance for committee members; providing for subpoena powers and for service of process; requiring a report of findings and recommendations; and declaring an emergency.

UNANIMOUS CONSENT REQUEST

Senator Wadley asked unanimous consent, which was granted, that the Senate withdraw its request for further conference on **HB 1189**.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 642 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

HB 1832 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SBs 549 and 641 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 18 and 19 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Returning following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed **SB 264**.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising that the House of Representatives grants the request of the Honorable Senate to withdraw their request for further conference on **HB 1189** and return Bill and Conference Committee Report herewith.

PENDING CONSIDERATION OF CCR

The **CCR** on **HB 1189** was called up for consideration.

The **CCR** on **HB 1189** was adopted upon motion of Senator Wadley.

HB 1189, as amended in Conference, was read at length.

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

Aye: Birdsong, Butler, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—38.

Nay: Boatner, Grantham, McCune, Schuelein and Young.—5.

Excused: Berrong, Clifton, Smith, Stipe and Wolfe.—5.

The bill passed.

HB 1189, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAS to **SB 430** were called up for consideration.

Upon motion of Senator York, the Senate concurred in **HAS** to **SB 430**.

SB 430, as amended by the Honorable House, was read at length.

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

Aye: Boatner, Cate, Crow, Dahl, Dawson, Funston, Giles, Helm, Holden, Howard, Johnson, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Pierce, Randle, Schuelein, Shatwell, Terrill, Tinsley, Wadley and York.—25.

Nay: Birdsong, Butler, Capps, Field, Grantham, Green, Howell, Keating, Keller, Lamb, Martin, Murphy, Rozell, Taliaferro, Vann, Watson and Young.—17.

Excused: Berrong, Clifton, Porter, Smith, Stipe and Wolfe.—6.

The bill passed.

Senators Lamb, Grantham, Green, Keating, Field, Capps, Howell, Birdsong, Young and Martin desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 7. Excused: 6.

The emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(c), Senator Watson moved that the vote be reconsidered whereby **SB 430** passed.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HB 1664**.

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.

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 618.

The above numbered Bill 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 1351 and 1518.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1351 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1351, and Engrossed Senate Amendments thereto, by Davis (Guy) of the House and Cate of the Senate, entitled:

An Act relating to cemeteries; amending 8 O.S. 1971, Section 203; providing for creation of State Burial Board; providing for appointment of membership and election of officers; providing certain rules regarding meetings and seal; and providing for surety bond.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from their Amendment and that the attached Conference Committee Substitute be adopted and that Draper of the House be added as coauthor.

(Pursuant to Rule 10(b), copies of the CCS for HB 1351 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis, (Guy),
Draper and Monks.

FOR THE SENATE: Cate, Lane and
Wadley.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1518 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1518, and Engrossed Senate Amendments thereto, by Elder and Wilson of the House and Grantham of the Senate entitled:

An Act relating to fees; amending 12 O.S. 1971, Sections 1757, as last amended by Section 1, Chapter 341, O.S.L. 1975, 1761, 1764, as amended by Section 1, Chapter 15, O.S.L. 1976 *** providing effective dates; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from their Amendments and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1518 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Elder, Davis (Don) and Combs.

FOR THE SENATE: Grantham, York and Smith.

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

Senator Wadley presiding.

PENDING CONSIDERATION OF CCR

The CCR on SB 359 was called up for consideration.

Senator Keller moved that the CCR on SB 359 be adopted.

Senator Young moved as a substitute motion that the Senate reject the CCR on SB 359 and request further conference.

Senator Keller moved to table the Young substitute motion, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Capps, Cate, Dahl, Funston, Giles, Green, Helm, Holden, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Vann, Watson and York.—24.

Nay: Boatner, Butler, Crow, Field, Grantham, Howell, Johnson, Lane, McCune, Murphy, Porter, Randle, Shatwell, Smith, Terrill, Tinsley, Wadley and Young.—18.

Excused: Berrong, Clifton, Dawson, Howard, Stipe and Wolfe.—6.

Senator Keller pressed his motion to adopt the CCR on SB 359, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Dahl, Funston, Giles, Green, Helm, Holden, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—29.

Nay: Butler, Crow, Field, Grantham, Howell, Johnson, Lane, McCune, Murphy, Porter, Shatwell, Smith and Young.—13.

Excused: Berrong, Clifton, Dawson, Howard, Stipe and Wolfe.—6.

SB 359, as amended in Conference, was read at length.

Senators Lambert and Schuelein asked to be made coauthors of SB 359, which was the order.

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

Aye: Birdsong, Capps, Cate, Dahl, Dawson, Funston, Giles, Green, Helm, Holden, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Martin, Pierce, Rozell, Schuelein, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—27.

Nay: Boatner, Butler, Crow, Field, Grantham, Howell, Johnson, Lane, McCune, Murphy, Porter, Randle, Shatwell, Smith, Wadley and Young.—16.

Excused: Berrong, Clifton, Howard, Stipe and Wolfe.—5.

The bill passed.

SB 359, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed HBs 1466, 1498 and 1631.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1466 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1466, and Engrossed Senate Amendments thereto, by Fried of the House and Kilpatrick of the Senate, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.19, as amended by Section 39, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.19); providing certain procedures for salvage titles detaching license plates and certificate of titles for certain persons under varying conditions; providing for certification and inspection; providing 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:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendment be adopted:

(a) Restore the Title to read as follows:

“An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.19, as amended by Section 39, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Section 22.19); providing certain procedures for salvage titles detaching license plates and certificate of titles for certain persons under varying conditions; providing for certification and inspection; providing fees; and declaring an emergency.”

Respectfully submitted,

FOR THE HOUSE: Fried, Nance and Cotner.

FOR THE SENATE: Kilpatrick and Birdsong.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1498 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1498, and Engrossed Senate Amendments thereto, by Riggs, et al, of the House and Terrill and Birdsong of the Senate, entitled:

An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991a, as amended by Section 1, Chapter 160, O.S.L. 1976 (22 O.S. Supp. 1977, Section 991a); providing for sentencing powers of courts; providing for restitution to victims or community service by convicts under certain circumstances; defining probation; and making Department of Corrections responsible for administration of restitution and community service programs.

beg leave to report that we have had the same under consideration and herewith

return the same with the following recommendation:

1. That the House accept Senate Amendment No. 1.
2. That the following Conference Committee Amendment be adopted:

Page 2, Line 18, by deleting the words "five (5) years" and inserting in lieu thereof the following: "two (2) years. Provided that, such supervision may be extended for a period not to exceed the expiration of the maximum term or terms of the sentence upon a determination by the Division of Community Services of the Department of Corrections, that the best interests of the public and the releasee will be served by an extended period of supervision."

Respectfully submitted,

FOR THE HOUSE: Riggs, Cleveland and Johnston.

FOR THE SENATE: McCune, Terrill and Clifton.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1631 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1631, and Engrossed Senate Amendments thereto, by Cummings, et al, of the House and Tinsley, Dahl, Holden and Schuelein of the Senate, entitled:

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.62, as amended by Section 1, Chapter 72, O.S.L. 1974, 180.63 and 180.64A, as last

amended by Sections 1 and 2, Chapter 239, O.S.L. 1977 (19 O.S. Supp. 1977, Sections 180.62, 180.63 and 180.64A); modifying provisions for determination of basic salaries, increases thereto and minimum salaries of certain county officers; defining a major fraction thereof; directing codification; and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the following Conference Committee Amendments be adopted:

a. Amend title to read as follows:

An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.62, as amended by Section 1, Chapter 72, O.S.L. 1974, 180.63 and 180.64A, as last amended by Sections 1 and 2, Chapter 239, O.S.L. 1977 (19 O.S. Supp. 1977, Sections 180.62, 180.63 and 180.64A); modifying provisions for determination of basic salaries, increases thereto and minimum salaries of certain county officers; providing exceptions; defining a major fraction thereof; directing codification; providing an effective date; and providing severability.

b. Page 5, Line 27½, insert a new section to read:

SECTION 3. "The salary increase authorized by this measure shall be withheld in those counties in which the composite ad valorem assessment ratio for the county is less than nine per-cent (9%) of the property value as certified by the Board of Equalization at any time during the calendar year 1979, or any year thereafter."

, and renumber the succeeding sections

c. Page 8, Line 11, strike the word "COMMENCE" and add in lieu of the word "EXPIRE"

d. Page 8, Line 25, strike the words "OR MAJOR FRACTION THEREOF"

e. Page 10, Line 16, by adding a new Section 8 to read as follows:

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.

Respectfully submitted,

FOR THE HOUSE: Cummings, Dunn and Monks.

FOR THE SENATE: Smith and Lambert.

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 1706 (2nd CCR); HB 1708 as coauthored by Holt; HB 1717 (2nd CCR); and HB 1734 (2nd CCR).

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1706 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1706, and Engrossed Senate Amendments

thereto, by Rogers of the House and Stipe of the Senate, entitled:

An Act relating to revenue and taxation *** emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Engrossed Senate Amendment No. 1.

Respectfully submitted,

FOR THE HOUSE: Rogers, Kennedy and Nance.

FOR THE SENATE: Stipe, Crow and Smith.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1708 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1708, and Engrossed Senate Amendments thereto, by Rogers and Converse of the House and Wadley of the Senate, entitled:

An Act relating to Teachers' Retirement System *** and providing an 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 Senate recede from their Amendment and that the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1708 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Rogers, Abbott, Crutcher, Frates and Weichel.

FOR THE SENATE: Young, Crow, Grantham and Wadley.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1717 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1717, and Engrossed Senate Amendments thereto, by Rogers and Cleveland of the House and Stipe of the Senate, entitled:

An Act relating to revenue and taxation
*** emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2 and 3.

Respectfully submitted,

FOR THE HOUSE: Rogers, Kennedy and Nance.

FOR THE SENATE: Stipe, Crow and Smith.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1734 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1734, and Engrossed Senate Amendments thereto, by Elder of the House and Grantham of the Senate, entitled:

(Salaries of Elective Officers — Amending 74 O.S. Supp. 1977, Section 250.4 — Emergency)

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendments Nos. 1 and 2.
2. That the attached Conference Committee Substitute be adopted.

Coauthored by Holden of the Senate.

(Pursuant to Rule 10(b) copies of the CCS for HB 1734 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Elder and Frates.

FOR THE SENATE: Grantham and Howell.

Senator Luton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

PENDING CONSIDERATION OF CCR

The CCR on HB 1518 was called up for consideration.

The CCR on HB 1518 was adopted upon motion of Senator Grantham.

HB 1518, as amended in Conference, was read at length.

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

Aye: Butler, Capps, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—36.

Nay: Birdsong, Boatner, Helm, Johnson, Lambert and Porter.—6.

Excused: Berrong, Clifton, Dawson, Stipe, Wolfe and Young.—6.

The bill and emergency passed.

HB 1518, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1585, requesting Conference and naming Conferees as follows: Steward, Craig and Frates.

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 525.

The above numbered Bill as amended in Conference was referred for enrollment.

Senator Cate presiding.

PENDING CONSIDERATION OF CCR

The CCR on HB 1717 was called up for consideration.

Senator Howard asked to be made a co-author of HB 1717, which was the order.

The CCR on HB 1717 was adopted upon motion of Senator Howard.

HB 1717, as amended in Conference, was read at length.

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

Aye: Birdsong, Butler, Cate, Crow, Dahl, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Terrill, Tinsley, Wadley, Watson, York and Young.—28.

Nay: Boatner, Capps, Field, Giles, Keating, Keller, Lamb, Luton, McCune, McDaniel, Martin, Pierce, Taliaferro and Vann.—14.

Excused: Berrong, Clifton, Dawson, Porter, Stipe and Wolfe.—6.

The bill passed.

Senators Luton, Taliaferro, Capps, Field, Giles and Martin desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Nay: 8. Excused: 6.

The emergency passed.

HB 1717, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed HB 1846, requesting further Conference and naming same Conferees.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 396 was read and adopted upon motion of Senator Funston.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB 396 by Funston, et al, of the Senate and Crutcher, et al, of the House, entitled:

An Act relating to courts; providing for additional district judges for certain judicial districts; providing for nomination and election; directing codification; and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. The House recede from its amendment.

Respectfully submitted,

FOR THE SENATE: Funston and York.

FOR THE HOUSE: Crutcher, Denman and Hood.

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

Aye: Birdsong, Butler, Capps, Cate, Dahl, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Smith, Terrill, Tinsley, Wadley, Watson, York and Young.—34.

Nay: Boatner, Crow, Field, Holden, Johnson, McDaniel, Taliaferro and Vann.—8.

Excused: Berrong, Clifton, Dawson, Shatwell, Stipe and Wolfe.—6.

The bill and emergency passed.

SB 396, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HB 1532, requesting Conference and naming Conferees as follows: Davis (Don), Elder and Frates.

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 43 and 481.

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on SB 259 was called up for consideration and adopted upon motion of Senator Terrill.

Senator Taliaferro asked to be made a coauthor of SB 259, which was the order.

SB 259, as amended in Conference, was read at length.

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

Aye: Birdsong, Butler, Capps, Cate, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Nay: Boatner, Johnson, Keller and Rozell.—4.

Excused: Berrong, Clifton, Crow, Dawson, Howard, Stipe and Wolfe.—7.

The bill and emergency passed.

SB 259, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

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

CONFERENCE COMMITTEE REPORT

The following CCR on SB 274 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB No. 274 by Howell of the Senate and Abbott of the House, entitled:

An Act relating to schools; amending 70 O.S. 1971, Section 8-110, requiring a certain report from the county superintendent of schools; modifying certain exemptions relating to transportation costs and transfer fees; 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 Engrossed House Amendment Nos. 1 and 2.

Respectfully submitted,

FOR THE SENATE: Howell, Capps and Crow.

FOR THE HOUSE: Abbott, Bernard and Caldwell.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 630 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB No. 630 by Lane, Cate and Martin of the Senate and Holden, Murphy, Thompson (Mick) and Townsend of the House, entitled:

(State Government — 74 O.S., Section 1819)

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendments.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 630 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lane and Crow.

FOR THE HOUSE: Holden, Murphy and Thompson (Mick).

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for conference on HB 1585 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Kilpatrick, York and Lambert.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 276 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB No. 276 by Grantham, Lambert and Shatwell of the Senate and Elder, Frates, Kennedy, Wiseman and Henry of the House, entitled:

(An Act relating to evidence — effective date)

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 Amendment No. 1.
2. That the attached Conference Committee Substitute be accepted.

That Representative Brunton be made a coauthor.

(Pursuant to Rule 10(b), copies of the CCS for SB 276 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Grantham, Lambert and Lamb.

FOR THE HOUSE: Wiseman and Kennedy.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 549 and 641.

The above numbered Enrolled Bills were referred to the Governor.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for confer-

ence on HB 1532 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators York, Kilpatrick and Murphy.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Cate presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Holden, advised and consented to the confirmation of SUE BEALL, Duncan, as a member of the Commission on Consumer Affairs, to serve a 5-year term ending January 1, 1983. Ms. Beall succeeds Shirley Harris, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Lambert, advised and consented to the confirmation of FRANK BOLEN, Oklahoma City, as a member of the Oklahoma Motor Vehicle Commission, District 5, to serve a 6-year term ending June 30, 1983. Mr. Bolen succeeds himself.

The Senate, in executive session, and upon motion of Senator Capps, advised and consented to the confirmation of H. A. "Skip" CARLSON, Elk City, as a member of the Board of Regents of Oklahoma Colleges, District 3, to serve a 9-year term ending June 10, 1986. Mr. Carlson succeeds Marion Diel, Clinton.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of JOHN POMEROY GOVER, Altus, as a member

of the Board of Regents of Western Oklahoma State College, to serve a 7-year term ending March 24, 1985. Mr. Gover succeeds himself.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of JACK HOUGH, M.D., Oklahoma City, as the medical doctor member of the Oklahoma Board of Hearing Aid Dealers and Fitters, to serve a 4-year term ending September 1, 1981. Dr. Hough succeeds A. Munson Fuller, M.D., Tulsa.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of JAMES A. KIRK, Oklahoma City, as member at large on the State Board of Corrections, to serve an unexpired 6-year term ending March 15, 1981. Mr. Kirk succeeds Frank Carey, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of MRS. GEORGE (Edwynne) KRUMME, Tulsa, as a member of the Board of Regents of Tulsa Junior College, to serve a 7-year term ending June 30, 1984. Mrs. Krumme succeeds William Cecka, Tulsa.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of JAMES L. LaBORDE, Tulsa, as a member of the Board of Trustees of the University Hospital, District 1, to serve an unexpired 3-year term ending June 30, 1979. Mr. LaBorde succeeds Mark Conally, Tulsa.

The Senate, in executive session, and upon motion of Senator Vann, advised and consented to the confirmation of J.C. MILLER, Purcell, as Chairman of the Executive Committee and Member of the Corrections Committee, to serve at the Governor's pleasure.

The Senate, in executive session, and upon motion of Senator Cate, advised and consented to the confirmation of JANE PATTEN, Norman, as member at large of the Oklahoma Department of Libraries Board, to serve a 6-year term ending August 1, 1983. Mrs. Patten succeeds Mrs. Bess Moore, Temple.

The Senate, in executive session, and upon motion of Senator Lambert, advised and consented to the confirmation of BOB STRUNK, Oklahoma City, as the insurance member of the Occupational Health and Safety Standards Commission, to serve a 3-year term ending February 7, 1979. Mr. Strunk succeeds George E. Fears, Oklahoma City.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of BEN WIGGINS, Oklahoma City, as Director of the Oklahoma Crime Commission, to serve at the Governor's pleasure. Mr. Wiggins succeeds Don Bown.

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 1522.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1522 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1522, and Engrossed Senate Amendments thereto, by Wickersham and Hammons of the House and Crow of the Senate, entitled:

An Act relating to motor vehicles; amending Section 6, Chapter 112, O.S.L. 1973, as amended by Section 1, Chapter 57, O.S.L. 1974 (47 O.S. Supp. 1977, Section 12-102), 47 O.S. 1971, Sections 12-218, 12-227 and 12-228, as amended by Section 3, Chapter 112, O.S.L. 1973 (47 O.S. Supp. 1977, Section 12-228); defining church bus; providing procedure for meeting or overtaking church bus *** and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendments No. 1 and No. 2.

2. That the following Conference Committee amendment be adopted.

(a) Amend the Title to read as follows:

An Act relating to motor vehicles; amending Section 6, Chapter 112, O.S.L. 1973, as amended by Section 1, Chapter 57, O.S.L. 1974 (47 O.S. Supp. 1977, Section 12-102), 47 O.S. 1971, Sections 12-227 and 12-228, as amended by Section 3, Chapter 112, O.S.L. 1973 (47 O.S. Supp. 1977, Section 12-228); defining church bus; providing procedure for meeting or overtaking church bus *** and providing an effective date.

Respectfully submitted,

FOR THE HOUSE: Wickersham, Cunningham and Hammons.

FOR THE SENATE: Crow and York.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 604 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB No. 604 by Smith and Shatwell of the Senate and Matheson of the House, entitled:

(Elections — Amending 26 O.S., Section 2-118 — 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. Reject the Amendment No. 1 of the House and substitute in lieu thereof the following bill:

(Pursuant to Rule 10(b), copies of the CCS for SB 604 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Smith, York and Luton.

FOR THE HOUSE: Matheson, Craighead and Duckett.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on HB 1846 was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

Senator Luton moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 17, 1978, at 1:30 p.m.

BILL RELEASED

SB 430 was referred for enrollment.

Upon motion of Senator Luton, the
Senate adjourned at 4:00 p.m. to meet
Monday, April 17, 1978, at 1:30 p.m.

Sixtieth Legislative Day

Monday, April 17, 1978

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

Roll Call:

Present: Birdsong, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and Young.—38.

Excused: Berrong, Boatner, Butler, Cate, Crow, Keating, Tinsley, Watson, Wolfe and York.—10.

Senator Wadley declared a quorum present.

The following prayer was offered by Reverend Finley W. Tinnin, Jr., Pastor, The Baptist Temple, Oklahoma City, and incorporated into the Journal upon request of Senator Lambert.

Our Heavenly Father, we sincerely invoke Your blessings upon this legislative body. These Senators represent the people of this State. If they have the benefit of Your perfect wisdom, we will fare well. If they are limited to and by human wisdom,

our future will be proportionately limited. Enable them to draw upon the unlimited resources of God and serve well the interests of this State. In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Keller introduced Wana Morgan, R.N., Oklahoma City, as Nurse of the Day.

Senator Martin introduced his wife, Nita, grandson, Sean, and daughter, Sue.

Senator Lambert introduced his daughter, Leigh.

UNANIMOUS CONSENT REQUEST

Senator Terrill asked unanimous consent, which was granted, that when SJR 58 is read the second time it be referred direct to the Calendar.

SECOND READING

The following were read the second time and referred to the committees indicated.

SJR 58 — Direct to Calendar.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 411 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB 411 by Crow of the Senate and Poulos, et al, of the House, entitled:

An Act relating to the state manufactured mobile home board and making an appropriation thereto; *** 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 Engrossed House Amendment Nos. 1, 2 and 3.

2. That the attached Conference Committee Substitute for Engrossed SB 411 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 411 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Crow and Holden.

FOR THE HOUSE: Bernard and Poulos.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 483 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 483, entitled:

(State officers and employees — amending 74 O.S., Section 3601 — Emergency)

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate accept Engrossed House Amendments Nos. 1, 3 and 4.

2. That the House recede from Engrossed House Amendment No. 2.

3. That the following Conference Committee Amendment be adopted:

Page 2, Section 1, Line 4 by deleting the figure 283,470.00 and substituting in lieu thereof the figure 288,690.00.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, McCune, Martin, Murphy, Rozell, Lane, Stipe and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Kamas, Denman, Wiseman, Murphy, Riggs, Rogers, Sparkman and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on SB 604 was called up for consideration.

The CCR on SB 604 was adopted upon motion of Senator Smith.

SB 604, as amended in Conference, was read at length.

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

Aye: Capps, Clifton, Dahl, Dawson, Field, Giles, Holden, Howard, Howell, Johnson, Keller, Lamb, Lane, Luton, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Vann and Wadley.—27.

Nay: Birdsong, Funston, Green, Helm, Kilpatrick, Lambert, McCune, Murphy and Young.—9.

Excused: Berrong, Boatner, Butler, Cate, Crow, Grantham, Keating, Terrill, Tinsley, Watson, Wolfe and York.—12.

The bill passed.

Senators Lambert, Kilpatrick, Birdsong, Green and Murphy desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 4. Excused: 12.

The emergency passed.

SB 604, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senators Cate, Watson, York and Crow asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on SB 274 was called up for consideration.

The CCR on SB 274 was adopted upon motion of Senator Howell.

SB 274, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Vann, Wadley, Watson and York.—39.

Excused: Berrong, Boatner, Butler, Keating, Porter, Terrill, Tinsley, Wolfe and Young.—9.

The bill and emergency passed.

SB 274, together with Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising pursuant to Joint Rule 20, the House requests concurrence of the Honorable Senate in recalling Enrolled HB 1677 from the Governor's office for the purpose of correcting the following typographical error:

On Page 1, last line of the title thereof, by inserting after the words "the House" the words "and Senate".

Upon motion of Senator Lane, the Senate concurred in the above request of the Honorable House.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1189, 1518 and 1717.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further conference granted on Engrossed SB 466, and rereferring same to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on SB 484 was called up for consideration.

The CCR on SB 484 was adopted upon motion of Senator Young.

SB 484, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Grantham.—1.

Excused: Berrong, Boatner, Butler, Keating, Porter, Terrill and Wolfe.—7.

The bill passed.

Senator Grantham desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Excused: 7.

The emergency passed.

SB 484, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1706 was called up for consideration.

The CCR on HB 1706 was adopted upon motion of Senator Stipe.

HB 1706, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Berrong, Boatner, Butler, Keating, Porter, Smith and Wolfe.—7.

The bill and emergency passed.

HB 1706, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 50 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 43, 264, 481 and 525 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MOTION

Senator Luton moved that the rules be suspended for the purpose of introducing

a Joint Resolution, which motion was declared failed of adoption upon roll call as follows:

Aye: Capps, Cate, Clifton, Crow, Funston, Grantham, Holden, Howard, Lambert, Lane, Luton, Murphy, Pierce, Rozell, Stipe, Wadley and York.—17.

Nay: Birdsong, Dahl, Field, Giles, Green, Helm, Howell, Johnson, Keller, Kilpatrick, Lamb, McCune, McDaniel, Martin, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann and Watson.—23.

Excused: Berrong, Boatner, Butler, Dawson, Keating, Porter, Wolfe and Young.—8.

PENDING CONSIDERATION OF CCR

The CCR on SB 598 was called up for consideration.

The CCR on SB 598 was adopted upon motion of Senator McCune.

SB 598, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Nay: Crow, Helm and Lamb.—3.

Excused: Berrong, Boatner, Butler, Keating, Porter and Wolfe.—6.

The bill passed.

SB 598, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 447 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 447, entitled:

(Office of the Attorney General and Offices of District Attorneys and the District Attorneys Training Coordination Council — Appropriation — 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 Conference Committee Substitute for Engrossed Senate Bill No. 447, attached, be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 447 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lane, Martin, Murphy, Rozell, McCune, Stipe and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Rogers, Sparkman and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on HB 1115 was called up for consideration.

The CCR on HB 1115 was adopted upon motion of Senator York.

HB 1115, as amended in Conference, was read at length.

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

Aye: Birdsong, Cate, Clifton, Dahl, Dawson, Funston, Giles, Howard, Howell, Keller, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Terrill, Tinsley, Wadley, Watson, York and Young.—28.

Nay: Capps, Crow, Field, Grantham, Green, Helm, Holden, Johnson, Lane, McCune, Martin, Pierce, Taliaferro and Vann.—14.

Excused: Berrong, Boatner, Butler, Keating, Porter and Wolfe.—6.

The bill passed.

Senators Martin, Crow, Lane and Grantham desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The emergency passed.

HB 1115, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HB 1677.

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

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

PENDING CONSIDERATION OF CCR

The CCR on HB 1734 was called up for consideration.

The CCR on HB 1734 was adopted upon motion of Senator Grantham.

HB 1734, as amended in Conference, was read at length.

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

Aye: Cate, Crow, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, McDaniel, Martin, Randle, Rozell, Schuelein, Smith, Taliaferro and York.—18.

Nay: Birdsong, Capps, Clifton, Dahl, Field, Giles, Green, Helm, Keating, Keller, Lamb, Lambert, McCune, Murphy, Pierce, Porter, Shatwell, Tinsley, Vann, Wadley, Watson and Young.—22.

Excused: Berrong, Boatner, Butler, Terrill and Wolfe.—5.

* Not Voting: Dawson, Funston and Stipe.—3.

The bill failed.

* Senators Dawson, Funston and Stipe asked to be shown not voting on HB 1734 for reason of personal interest, as provided under Article V of the Constitution, which was the order.

MOTION TO RECONSIDER VOTE

As provided under Rule 19(b), Senator Grantham moved that the vote be recon-

sidered whereby HB 1734 failed of passage and asked unanimous consent, which was granted, that Rule 19(c) be suspended so that the motion to reconsider might be laid over until Tuesday, April 18, 1978.

PENDING CONSIDERATION OF CCR

The CCR on SB 474 was called up for consideration.

The CCR on SB 474 was adopted upon motion of Senator Crow.

SB 474, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Berrong, Boatner, Butler and Wolfe.—4.

The bill and emergency passed.

SB 474, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 475 was called up for consideration.

The CCR on SB 475 was adopted upon motion of Senator Crow.

SB 475, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—34.

Nay: Dahl, Green, Helm, Keating, Keller, Lamb, McCune, Pierce, Schuelein and Watson.—10.

Excused: Berrong, Boatner, Butler and Wolfe.—4.

The bill and emergency passed.

SB 475, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1535 was called up for consideration.

The CCR on HB 1535 was adopted upon motion of Senator Crow.

HB 1535, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro,

Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Nay: Helm, Keating, McCune and Pierce.—4.

Excused: Berrong, Boatner, Butler, Howard and Wolfe.—5.

The bill passed.

Senator Howard desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Nay: 3. Excused: 5.

The emergency passed.

HB 1535, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1574 was called up for consideration.

The CCR on HB 1574 was adopted upon motion of Senator Crow.

HB 1574, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Berrong, Boatner, Butler and Wolfe.—4.

The bill and emergency passed.

HB 1574, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1498 was called up for consideration.

The CCR on HB 1498 was adopted upon motion of Senator Terrill.

Senator Lambert asked to be made a coauthor of HB 1498, which was the order.

HB 1498, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—42.

Excused: Berrong, Boatner, Butler, Porter, Wolfe and York.—6.

The bill passed.

HB 1498, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1351 was called up for consideration.

The CCR on HB 1351 was adopted upon motion of Senator Cate.

HB 1351, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Berrong, Boatner, Butler, Lambert, Porter and Wolfe.—6.

The Chair advised the Senate that Senator Lambert, having been present in the Chamber during the vote, would be shown voting "no" on HB 1351 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 42. Nay: 1. Excused: 5.

The bill passed.

HB 1351, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising returning SB 642 which has failed to receive the necessary two-thirds majority vote required for its consideration by the House, pursuant to Joint Rule 16A, Sec. B., Par. 8.

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 1303, 1545 and 1562.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1303 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1303, and Engrossed Senate Amendments thereto, by Nance and Rogers of the House and Funston of the Senate, entitled:

(Revenue and Taxation — amending 68 O.S. 1971, Section 1022 — Natural Gas, Casinghead Gas and Liquids)

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from their Amendments and that the attached conference committee substitute be adopted.

The Conference Committee recommends that all House and Senate authors be removed.

(Pursuant to Rule 10(b), copies of the CCS for HB 1303 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Nance and Elder.

FOR THE SENATE: Smith and Grantham.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1545 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1545, entitled:

(State Examiner and Inspector — Appropriation — 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 and No. 2.

2. That the House accept Engrossed Senate Amendment No. 3.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Line 9, restore the title to read as follows:

“An Act relating to the Office of the State Examiner and Inspector and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees within prescribed limits; limiting number of employees; limiting expenditures for salaries and wages; providing for transfer of certain unappropriated funds; providing for transfer of certain items; providing lapse date; providing severability; and declaring an emergency.”

b. Page 1, Section 1, Line 25, by deleting the figure “\$609,874.00” and substituting in lieu thereof the figure “\$612,374.00”.

c. Page 1, Section 1, Line 27, by deleting the figure “\$735,432.00” and substituting in lieu thereof the figure “\$737,932.00”.

d. Page 2, Section 2, Lines 17 through 19, by deleting the words and figures “One Million Five Hundred Twenty Thousand Seven Hundred Fifty Dollars (\$1,520,750.00)” and substituting in lieu thereof the words and figures “One Million Five Hundred Twenty-three Thousand Two Hundred Fifty Dollars (\$1,523,250.00)”.

e. Page 2, Section 2, Line 22, by deleting the figures “\$22,000 \$22,000” and substituting in lieu thereof the following: “Per Section 250.4, 74 O.S. 1971, as amended”.

f. Page 3, Line 16½, by adding a new “Section 4” to read:

“SECTION 4. Effective January 8, 1979, all personnel, funds, outstanding obligations, records, property and accoutrements of the office of the State Examiner and Inspector are transferred to the office of the State Auditor and Inspector.”

g. Renumber present “Section 4” to read “Section 5” and renumber succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lane, Martin, Murphy, Rozell, McCune, Stipe and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1562 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1562, entitled:

(Office of the Oklahoma Military Department — Appropriation — 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 Nos. 1 and 2.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1562 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, McCune, Martin, Murphy, Rozell, Lane, Stipe and York.

PENDING CONSIDERATION OF CCR

The CCR on HB 1774 was called up for consideration.

The CCR on HB 1774 was adopted upon motion of Senator Keating.

HB 1774, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Nay: Crow.—1.

Excused: Berrong, Boatner, Butler, Dawson, Field, Lane, Porter and Wolfe.—8.

The Chair advised the Senate that Senators Lane and Field, having been present in the Chamber during the vote would be shown voting "no" on HB 1774 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 3. Excused: 6.

The bill passed.

HB 1774, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 430 and 618 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 466 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 466, entitled:

An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto *** and declaring an emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lane, Martin, Murphy, Rozell, McCune, Stipe and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Rogers, Sparkman and Townsend.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Wadley presiding.

Senator Luton asked unanimous consent, which was granted, that the provisions of the first paragraph of Rule 24, relating to nominations remaining in the hands of the appropriate committee not less than five legislative days, be suspended for the remainder of this Session.

Senator Wadley made the following announcements.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of DANNY LITTLE AXE, Shawnee, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1980. Mr. Little Axe succeeds himself.

The Senate, in executive session, and upon motion of Senator Dawson, advised and consented to the confirmation of JACK A. MATTINGLY, Seminole, as a member of the Seminole Junior College Board of Regents, to serve an unexpired 7-year term ending July 1, 1983. Mr. Mattingly succeeds Don Willis, Seminole.

The Senate, in executive session, and upon motion of Senator Wadley, acting for and on the request of Senator Wolfe, advised and consented to the confirmation of JULIAN ROTHBAUM, Tulsa, as a member of the Carl Albert Memorial Commission, to serve a 5-year term ending June 7, 1982.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of BOB R. WILLIAMS, Shawnee, as a member of the Jim Thorpe Memorial Athletic Hall of Fame Commission, to serve an unexpired 7-year term ending June 12, 1979. Mr. Williams succeeds H. V. (Tex) Brown, Yale.

The Senate, in executive session, and upon motion of Senator Clifton, advised and consented to the confirmation of DR. ROBERT ZUMWALT, Tecumseh, as a member of the State Nursing Home Board, to serve a 3-year term ending July 1, 1980. Dr. Zumwalt succeeds himself.

UNANIMOUS CONSENT REQUEST

Senator Crow asked unanimous consent, which was granted, that the mem-

bers of the Joint Conference Committee on Appropriations be excused to attend a pre-conference meeting and a conference meeting.

PENDING CONSIDERATION OF CCR

The CCR on HB 1303 was called up for consideration.

Senator Funston moved that the conference committee report on HB 1303 be rejected and the bill be returned to conference with the conferees instructed to eliminate those provisions violating Section 55, Article V, and Section 23, Article X of the Oklahoma Constitution.

Senator Smith raised a point of order stating that the motion was inappropriate and impossible of fulfillment because it directed a conference committee to delete sections which the author of the motion concludes violate the Constitution. It does not give instructions to delete or change or instruct with reference to the language, and you cannot incorporate in any motion a concept simply of the single Senator's belief as to what is constitutional or unconstitutional as the author of the motion interprets.

Senator Funston stated that he would approach the desk and outline, specifically, what lines and pages of the bill needed to be deleted in order to conform to the point of order outlined by Senator Smith.

The Chair stated that that would probably be a necessity as the Chair would take the Smith point of order well taken.

Senator Smith withdrew his point of order, and Senator Funston was recognized to explain his motion.

Senator Howard moved the previous question under Rule 14(m). Under Rule

14(n), the Presiding Officer allotted time to each side of the question of the Funston motion.

Senator Smith moved to table the Funston motion, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and York.—32.

Nay: Funston, Green, Helm, Keating, Keller, Lamb, McCune, Pierce, Watson and Young.—10.

Excused: Berrong, Boatner, Butler, Dawson, Tinsley and Wolfe.—6.

Senator Smith moved that the CCR be adopted, which motion was declared adopted.

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

Senator Grantham asked to be made a coauthor of HB 1303, which was the order.

HB 1303, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lambert, Lane, Luton, McDaniel, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and York.—31.

Nay: Funston, Green, Helm, Keating, Keller, Lamb, McCune, Martin, Pierce, Watson and Young.—11.

Excused: Berrong, Butler, Dawson, Porter, Tinsley and Wolfe.—6.

The bill passed.

Senator Martin desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The emergency passed.

HB 1303, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 43, 264, 430, 481, 525 and 618.

The above numbered Enrolled Bills were referred to the Governor.

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 1817.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1817 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1817, and Engrossed Senate Amendments thereto, by Parris and Rogers of the House and Lane and Funston of the Senate, entitled:

An Act relating to courts; amending 20 O.S. 1971, Sections 106.4, as amended by Section 2, Chapter 130, O.S.L. 1972, 106.9, as last amended by Section 4, Chapter 269, O.S.L. 1976 (20 O.S. Supp. 1977, Sections 106.4 and 106.9), 1501, 1502, 1503, and 1506; *** repealing 20 O.S. 1971, Section 106.3, as last amended by Section 7, Chapter 234, O.S.L. 1973 (20 O.S. Supp. 1977, Section 106.3); providing an effective date; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That Senate recede from Senate amendment No. 1 and recommend the passage of the attached conference committee substitute, to which the House conferees agree.

(Pursuant to Rule 10(b), copies of the CCS for HB 1817 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Parris, Thompson (Mick) and Smith.

FOR THE SENATE: Funston, Lamb and Watson.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 452 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 452, entitled:

(University Hospital — Appropriation — 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 title to read as follows:

“An Act relating to the Board of Trustees of the University Hospital and making an appropriation thereto; stating the purpose; authorizing appointment, duties and compensation of employees; limiting number of employees; limiting expenditures for salaries and wages; providing for classification of certain employees; reappropriating certain funds; providing lapse dates; providing severability; and declaring an emergency.”

b. Page 1, Lines 32-34, by deleting all language after the period (.) on Line 32 and before the word “The” on Line 34.

c. Page 2, Line 14¹/₂, by adding a new Section 4 to read as follows:

“SECTION 4. The amount of Four Hundred Thousand Dollars (\$400,000.00) originally appropriated to the Board of Trustees of the University Hospital by Section 3, Chapter 211, O.S.L. 1976, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1975, for the procurement of capital items essential for the continuation of existing programs and functions of the University Hospital, is hereby continued and reappropriated in the original amount and for the original purpose, as adjusted by transfer, less any amount that has been expended on the date this act becomes effective.”

and renumbering succeeding sections accordingly.

d. Page 2, Line 15, by adding after the word “by” and before the word “this” the following language: “Section 1 of”.

e. Page 2, Line 19, by adding the following language after the period (.): “The reappropriation made by Section 4 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.”

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Cate, Grantham, Holden, Lamb, Martin, Murphy, Rozell, Smith, Stipe and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Parris, Denman, Wiseman, Murphy, Kamas and Sparkman.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 606 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill 606 by Smith of the Senate and Riggs and Denman of the House, entitled:

An Act relating to children; amending Section 1101, as last amended by Section 1, Chapter 79 *** 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:

Reject Amendment No. 1 of the House and insert in lieu therefore the following Conference Committee Substitute:

(Pursuant to Rule 10(b), copies of the CCS for SB 606 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Smith, Porter and Stipe.

FOR THE HOUSE: Riggs, Sparkman and Conaghan.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 14, 1978, of Enrolled SBs 18, 154, 262, 405, 434, 435, 470, 482, 555, 586, 601 and 641 and SJR 41.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 18, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 4:10 p.m. to meet Tuesday, April 18, 1978, at 1:30 p.m.

Sixty-first Legislative Day

Tuesday, April 18, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—42.

Excused: Butler, Keller, Porter, Stipe, Wolfe and York.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Tinnin and incorporated into the Journal upon request of Senator Lambert.

Our Heavenly Father, we recognize that time is the stuff of which life is made. We are in the process of living this day. This is the day the Lord hath made. This is yesterday's tomorrow and tomorrow's yesterday. Enable us to live this day as You want this day to be lived. That is all

that we ask, and in asking it is all that can be asked. In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Young introduced John D. Hesson, M.D., Drumright, as Doctor of the Day; and Senator McCune introduced Beth Ford, R.N., Edmond, the Nurse of the Day.

MESSAGE FROM THE HOUSE

Advising passage of and transmitting for consideration Engrossed HB 1850 (pursuant to suspension of Joint Rule 16A).

HB 1850 — By Willis, et al, of the House and Funston of the Senate.

An Act relating to workers' compensation; amending 85 O.S. 1971, Sections 2, as last amended by Section 3, Chapter 234, O.S.L. 1977, 2b and 149, as amended by Sections 5 and 51, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Sections 2, 2b and 149); requiring the providing of compensation to certain types of employees under the Workers' Compensation Act; defining terms; authorizing coverage by departments and institutions of the state under certain conditions; providing for certain exemptions; authorizing certain public

institutions to insure themselves through the State Insurance Fund; authorizing procedures for payments of premiums; authorizing assignment of certain liens; requiring bonding if certain provisions are unconstitutional; repealing Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 2.1); directing codification; setting an effective date; and declaring an emergency.

Consideration of the acceptance of **HB 1850** was deferred for this legislative day.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed **HCR 1040**.

HCR 1040 By Townsend, Hopkins and Murphy of the House and Lane of the Senate.

A Concurrent Resolution commending Mr. Lloyd E. Rader, Director, Department of Institutions, Social and Rehabilitative Services (DISRS), Mr. George A. Miller, Secretary to the Director, and departmental personnel for extra-ordinary assistance and cooperation in developing and successfully making operational a computerized bill processing system for the Legislative Council and State Legislature; expressing thanks and appreciation; and directing distribution.

PENDING SENATE ACTION — RESOLUTION

Senator Lane asked for immediate consideration of **HCR 1040**, which was the order.

Senators Stipe and Porter asked to be made coauthors of **HCR 1040**, which was the order.

Senator Lane asked unanimous consent, which was granted, that all other Senators be made coauthors of **HCR 1040**.

HCR 1040, as coauthored, was read at length, adopted upon motion of Senator Lane, properly signed and ordered returned to the Honorable House.

GENERAL ORDER

✓ **SJR 58** by Terrill was read and considered.

X Senator McDaniel moved to amend **SJR 58**, Page 4, Line 15, by deleting before the word "or" the word "contumacious" and inserting the words "stubbornly disobedient", which amendment was declared failed of adoption.

Upon motion of Senator Terrill, **SJR 58** was advanced to engrossment.

By unanimous consent, upon request of Senator Terrill, **SJR 58** was considered engrossed and placed on third reading and final passage.

THIRD READING

SJR 58 was read for the third time at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—41.

Nay: McDaniel.—1.

Excused: Butler, Keller, Porter, Stipe, Wolfe and York.—6.

The resolution and emergency passed.

SJR 58 was referred for engrossment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1115, 1303, 1351, 1498, 1535, 1574, 1706 and 1774.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 449 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 449, entitled:

(Workers' Compensation Court — Appropriation — Amending 85 O.S., Section 3.7 — Emergency)

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate accept Engrossed House Amendments Nos. 2, 3, 4, 5, 6 and 7.
2. That the House recede from Engrossed House Amendment No. 1.
3. That the following Conference Committee amendments to Engrossed SB No. 449 be adopted:

a. Restore Title to read as follows:

“An Act relating to the office of the Workers' Compensation Court and mak-

ing appropriations thereto; stating the purposes; providing for the number and compensation of employees within certain limitations; amending Section 11, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 3.7), pertaining to the position of the administrator; stating duties of presiding judge; providing lapse dates; directing codification; providing severability; and declaring an emergency.”

b. Page 2, Line 1, delete the Minimum and Maximum amounts “8,500 13,660” and insert in lieu thereof the amounts “8,900 14,200”.

c. Page 3, Line 22, by deleting the word “COURT.” and inserting in lieu thereof the words “PRESIDING JUDGE.”

d. Page 3, Line 22¹/₂, insert a new Section 4 to read as follows:

“SECTION 4. The presiding judge shall preside at all hearings before the court en banc and at all conferences at which appeals and other matters are considered; make all procedural rulings for the court except those to be made in the course of hearings before a single judge; assign or direct the assignment of cases to the several judges for hearing at places he shall designate; direct and supervise the work of all employees of the court; handle, oversee and be responsible for all administrative affairs of the court, including but not limited to those of personnel, budgetary and financial management; and bear such other responsibilities and duties as may be necessary to operate the court in an efficient manner. For the period during which he is disqualified, disabled or absent, the presiding judge may designate another judge to act as presiding judge in his stead.”

and renumber succeeding sections to conform.

e. Page 3, Lines 29 through 33, delete all of Section 5 and insert in lieu thereof a new Section 6 to read as follows:

“SECTION 6. The appropriation made by Section 1 of this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1979. Any unexpended funds remaining after November 15, 1979, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year. The appropriation made by Section 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.”

f. Page 3, Line 33½ add a new Section 7 to read as follows:

“SECTION 7. Section 4 of this act shall be codified in the Oklahoma Statutes as Section 69.5 of Title 85, unless there is created a duplication in numbering.”

and renumber succeeding sections to conform.

Senate Conferees: Boatner, Cate, Grantham, Holden, Howell, McCune, Martin, Murphy, Rozell, Luton, Stipe, Terrill and Lane.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Sparkman and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 471 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB No. 471 by

Crow, Randle and Butler of the Senate and Davis (Don) and Barker of the House, entitled:

An Act relating to the office of the Banking Department and making an appropriation thereto; *** 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 Engrossed House Amendment Nos. 1 and 2.
2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. 471, be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 471 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Crow and Lane.

FOR THE HOUSE: Bradley and Elder.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 473 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 473, entitled:

(Corporation Commission — Appropriation — amending Section 4, Chapter 263, O.S.L. 1974 (52 O.S. Supp. 1977, Section 154) — 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 attached Conference Committee Substitute for Engrossed Senate Bill No. 473 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 473 were distributed to all Senators.)

Senate Conferees: Boatner, Cate, Grantham, Holden, Howell, Martin, Murphy, Rozell, Luton, Stipe, Terrill and Lane.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Sparkman and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 478 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 478, entitled:

An Act relating to the Office of the Chief Mine Inspector and making an appropriation thereto; *** and declaring an emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment No. 1.

2. That a Conference Committee Substitute for Engrossed SB No. 478 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 478 were distributed to all Senators.)

Senate Conferees: Boatner, Cate, Grantham, Holden, Howell, McCune, Martin, Murphy, Rozell, Luton, Stipe, Terrill and Lane.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Denman, Wiseman, Murphy, Riggs, Sparkman and Townsend.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Howard, the CCR on SB 471 was rejected and further conference requested, with the request that the bill be referred to GCCA.

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

PENDING CONSIDERATION OF CCR

The CCR on HB 1631 was called up for consideration.

Senator Schuelein asked to be removed as a coauthor of HB 1631, which was the order.

The CCR on HB 1631 was adopted upon motion of Senator Tinsley.

HB 1631, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Wadley, Watson and Young.—40.

Nay: Boatner, Giles and Vann.—3.

Excused: Butler, Porter, Stipe, Wolfe and York.—5.

The bill passed.

HB 1631, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

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 1229 (3rd CCR) as coauthored by Fried.

CONFERENCE COMMITTEE REPORT

The following third CCR on HB 1229 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1229, and Engrossed Senate Amendments thereto, by Matheson, et al, of the House and Dawson, et al, of the Senate, entitled:

An Act relating to state government; regulating lobbying practices in Okla-

homa; defining terms; requiring certain persons to register and making exclusions; *** repealing 21 O.S. 1971, Section 313 and 314; directing codification; providing for severability; and providing 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.

(Pursuant to Rule 10(b), copies of the CCS for HB 1229 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Matheson, Barker and Rogers.

FOR THE SENATE: Dawson, Luton and Holden.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1832, 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 1478, 1532 and 1808.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1478 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1478, and Engrossed Senate Amendments thereto, by Parris of the House and Johnson of the Senate, entitled:

An Act relating to prisons and reformatories and duties of the Commissioner of Charities and Corrections; amending 10 O.S. 1971, Sections 432, 434 and 435, 18 O.S. 1971, Sections 552.2, 552.3, as amended by Section 1, Chapter 200, O.S.L. 1976 (18 O.S. Supp. 1977, Section 552.3), 552.5, 552.6, 552.7, 552.8, 552.9, 552.13, 552.14 and 553.1, 40 O.S. 1971, Section 71, 43A O.S. 1971, Section 14, 57 O.S. 1971, Sections 1, 2, 4, 19, 41, 43, 47, 51, 52, 53 and 55, 63 O.S. 1971, Sections 1-811, 330.27, 472 and 477, 69 O.S. 1971, Section 617, 70 O.S. 1971, Section 3422, 74 O.S. 1971, Sections 171, 172, 173, 174, 175, 177, 178, 179, 180, 181, 182, 186 and Sections 1 through 3, Chapter 137, O.S.L. 1977 (74 O.S. Supp. 1977, Sections 192 through 194); *** repealing 19 O.S. 1971, Section 741, 56 O.S. 1971, Section 187, 57 O.S. 1971, Sections 3, 8, 11, 44, 45 and 46, 63 O.S. 1971, Sections 471, 473, 474 and 478, Section 5, Chapter 137, O.S.L. 1977 (74 O.S. Supp. 1977, Section 196), and 74 O.S. 1971, Section 184; and providing an 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 Senate recede from their Amendment and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1478 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Parris, Draper and Riggs.

FOR THE SENATE: Johnson and Stipe.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1532 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1532, and Engrossed Senate Amendments thereto, by Davis (Don), Elder and Frates of the House and York of the Senate, entitled:

An Act relating to civil procedure; amending 12 O.S. 1971, Section 993; allowing class actions; specifying conditions under which class actions can be filed; providing procedures for such actions; directing codification; and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

Add the following Senate Coauthor: Murphy.

1. That the Senate recede from Engrossed Senate Amendments Nos. 1, 2, 3, 4 and 5.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1532 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Davis (Don), Elder and Frates.

FOR THE SENATE: York and Murphy.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1808 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1808, and Engrossed Senate Amendments thereto, by Conaghan and Holt of the House and Grantham and Johnson of the Senate, entitled:

An Act relating to prisons and reformatories; specifying duties of the Department of Corrections; providing for placement of certain inmates in certain facilities; requiring the Board of Corrections to adopt certain rules and regulations; directing codification; and stating an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

A. Amend the Title to read as follows:

"An Act relating to prisons and reformatories; specifying duties of the Department of Corrections; providing for placement of certain inmates in certain facilities; authorizing Department to enter into certain contracts with certain limitations; requiring the Department of Corrections to adopt certain rules and regulations; directing codification; and stating an effective date."

B. Page 2, Line 8 following the word "third" strike all of the language on Line

8 and on Line 9 and insert the following language: "contract with such center for the custodial and professional services rendered to any prisoner, such contract may include requirements imposed by law on the Department of Corrections or reimbursement for such services, if necessary."

C. Page 2, Line 10, change the word "Board" to "Department".

D. Page 2, Line 11, after the word "the" strike the words "Classification Committee" and insert the words "implementation of this act" in lieu thereof.

Add as coauthors Bradshaw and Twidwell of the House and Dahl of the Senate.

Respectfully submitted,

FOR THE HOUSE: Conaghan, Matheson and Bradshaw.

FOR THE SENATE: Grantham, Young and Terrill.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 464 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. 464, by Crow, Randle and Murphy of the Senate and Davis (Don) and Barker of the House, entitled:

(Public Employees Retirement System — Appropriation — 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 464 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Young, Grantham, Wadley and Boatner.

FOR THE HOUSE: Rogers, Abbott, Crutcher, Frates, Weichel and Davis (Don).

CONFERENCE COMMITTEE REPORT

The following CCR on SB 208 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB No. 208, by Grantham and Lambert of the Senate and Elder of the House, entitled:

An Act relating to cities and towns; *** and directing codification.

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 Amendment No. 1.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 208 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Grantham, Birdsong and Lambert.

FOR THE HOUSE: Elder, Craig and Lawter.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 18, 1978, of Enrolled SBs 286, 432 and 549.

Senator Wadley presiding.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 541 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill 541, by Randle, Murphy and Lamb of the Senate and Riggs, Townsend, Frates and Matheson of the House, entitled:

An Act relating to employment security; amending 40 O.S. 1971, Sections 216, as amended *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.

2. Accept the attached Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the CCS for SB 541 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Randle, Smith and Terrill.

FOR THE HOUSE: Riggs, Frates and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on HB 1708 was called up for consideration.

Senator Young asked unanimous consent, which was granted, that the actuary be granted privileges of the floor during consideration of HB 1708.

Senator Howell asked to be made a co-author of HB 1708, which was the order.

Senator Young moved that the CCR on HB 1708 be adopted.

Senator Howell moved that the CCR on HB 1708 be rejected and that the bill be returned to the conference committee with the following recommendation: To delete all new law which creates the second tier of the two-tier formula.

The Chair ruled that the instructions included in the motion were a debatable item.

Senator Howell stated that it was his understanding that there was a special statute on this committee and that there could not be any instructions to this committee, so his motion contained only a recommendation; and that, if the bill was returned to the conference committee, that committee would not be restricted by the recommendation, but could return the bill in any form it so chose.

Senator Funston asked unanimous consent that the rule in regard to debatable motions be waived in regard to this particular motion, since instructions are not allowed on this motion and, therefore, under Senate Rules, it is technically not a debatable motion.

Senator Terrill asked a question of the Chair, stating that as he read the motion it did contain instructions and further stated that he felt the Senate could instruct the statutory committee to do anything except return the bill, since the signature of the conferees could not be forced by instructions.

In answer to the Terrill question, the Chair held the recommendation stated in the Howell motion to be instructions to the conference committee.

Senator Luton moved the previous question under Rule 14(m), which motion was declared adopted. Under Rule 14(n), the Presiding Officer allotted time to each side of the question on the Howell motion.

Senator Funston asked the Chair if, under the rule on the previous question, a speaker would be permitted to yield time so that Senator Howell or Senator Young might have in excess of ten minutes.

The Chair stated that the rule allowed only ten minutes to the person making the motion.

Senator Funston asked unanimous consent that each side be given thirty minutes and that if other speakers did not use the twenty minutes the balance of the time be given to Senator Howell and Senator Young, to which request objection was heard.

Senator Funston moved that the rule be suspended and that each side be given thirty minutes and that Senator Young and Senator Howell be given the balance

of any time not used, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Cate, Dawson, Field, Funston, Green, Helm, Holden, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, McCune, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill and Watson.—25.

Nay: Birdsong, Boatner, Clifton, Crow, Dahl, Giles, Grantham, Howard, Keller, Lane, Luton, McDaniel, Martin, Smith, Tinsley, Vann, Wadley, York and Young.—19.

Excused: Butler, Porter, Stipe and Wolfe.—4.

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

Senator Young moved to table the Howell motion to reject the CCR on **HB 1708**, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Funston, Grantham, Howard, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Stipe, Tinsley, Wadley, York and Young.—22.

Nay: Berrong, Capps, Dahl, Dawson, Field, Giles, Green, Helm, Holden, Howell, Johnson, Keating, Kilpatrick, McCune, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann and Watson.—23.

Excused: Butler, Porter and Wolfe.—3.

Senator Howell pressed his motion to reject the CCR on **HB 1708**, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Capps, Dahl, Dawson, Field, Giles, Green, Helm, Holden,

Howell, Johnson, Keating, Kilpatrick, McCune, Pierce, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and Watson.—25.

Nay: Birdsong, Boatner, Cate, Clifton, Crow, Funston, Grantham, Howard, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Tinsley, York and Young.—20.

Excused: Butler, Porter and Wolfe.—3.

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 259 and 359.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed SB 471, and referring same to GCCA.

MOTION TO RECONSIDER VOTE

Senator Grantham asked for consideration of his motion to reconsider the vote whereby **HB 1734** failed of passage, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Field, Giles, Grantham, Holden, Howard, Howell, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Vann, Wadley, Watson and York.—32.

Nay: Clifton, Dahl, Green, Helm, Johnson, Keating, Pierce, Shatwell and Tinsley.—9.

Excused: Butler, Porter, Wolfe and Young.—4.

*Not Voting: Dawson, Funston and Stipe.—3.

*Senators Dawson, Funston and Stipe asked to be shown not voting on HB 1734 for reason of personal interest, as provided under Article V of the Constitution, which was the order.

Senator Keller moved that HB 1734 be returned to conference with instructions to amend the bill as follows:

X Strike Lines 30 through 35 on Page 1 and Lines 1 through 25 on Page 2 and insert the following:

"Governor	45,000.00
Lt. Governor	25,750.00
Attorney General	21,350.00
Corporation Commission,	
Chairman	28,000.00
Member Corp. Comm.	28,000.00
State Treasurer	26,000.00
State Auditor and	
Inspector	27,000.00
State Superintendent	
of Public	
Instruction	32,500.00
Secretary of	
State	21,250.00
State Insurance	
Commissioner	28,250.00
Commissioner of	
Labor	21,750.00
Chief Mine	
Inspector	21,750.00"

The Chair ruled the Keller motion out of order, stating that the conference committee report was not under consideration; only final consideration of HB 1734 was before the Senate.

Senator Keller moved that the vote be reconsidered whereby the conference committee report was adopted, which motion was declared failed of adoption.

HB 1734, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Cate, Crow, Field, Giles, Grantham, Holden, Howard, Howell, Keating, Kilpatrick, Lamb, Lane, Luton, Martin, Murphy, Randle, Rozell, Schuelein, Smith, Taliaferro, Terrill, Wadley, York and Young.—26.

Nay: Boatner, Clifton, Dahl, Green, Helm, Johnson, Keller, Lambert, McCune, Pierce, Shatwell, Tinsley, Vann and Watson.—14.

Excused: Butler, Capps, Porter and Wolfe.—4.

*Not Voting: Dawson, Funston and Stipe.—3.

As provided under Rule 15(e), Senator McDaniel announced to the Chair that he was unable to cast his vote electronically and stated he wished to vote Aye on the bill and emergency.

The vote thereby resulted as follows: Aye: 27. Nay: 14. Excused: 4. *Not Voting: 3.

The bill passed.

Senators Clifton, Dahl, Shatwell, Lambert and Vann desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 9. Excused: 4. *Not Voting: 3.

The emergency passed.

*Senators Dawson, Funston and Stipe asked to be shown not voting on HB 1734 for reason of personal interest, as provided under Article V of the Constitution, which was the order.

HB 1734, together with the Conference Committee Report thereon, was returned to the Honorable House.

RESOLUTION

Senator Helm introduced the following Resolution:

✓ SR 20 — By Helm, McCune, Keating, Pierce, Berrong, Keller and Taliaferro.

A Resolution urging no extension of time be granted to the Equal Rights Amendment; and directing distribution.

WHEREAS, the Joint Resolution passed by the United States Congress on March 22, 1972, stated that the proposed Equal Rights Amendment shall become part of the United States Constitution "when ratified by the legislatures of three-fourths of the several States within seven years from the date of its submission by the Congress"; and

WHEREAS, no amendment to the United States Constitution has taken longer than four years for ratification; and

WHEREAS, the fifteen states that have not ratified the Equal Rights Amendment have considered it and rejected it time and time again, some of them as often as six times in six years.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma urges the Congress of the United States of America not to adopt any resolution to extend the time period for the ratification of the Equal Rights Amendment.

SECTION 2. Copies of this Resolution shall be dispatched to each member of the Senate and House of Representatives of

the Congress of the United States, and to the President of the United States of America.

SR 20 was read at length, adopted upon motion of Senator Helm and ordered 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 Measures as amended: Engrossed SBs 484, 561, 598 and 604.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed HB 1053, as amended.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 595 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. 595, by Howard, Young, Birdsong, Luton and Stipe of the Senate and Riggs of the House, entitled:

An Act relating to state officers and employees *** authorizing the state employees group health and life insurance board to hire and appoint an administrator; *** 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. That the House recede from its amendment.
2. That the following conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 595 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Howard, Young and Birdsong.

FOR THE HOUSE: Riggs, Rogers and Townsend.

MOTION TO RECONSIDER VOTE

As provided under Rule 19, Senator Crow moved that the vote be reconsidered whereby the CCR on HB 1708 was rejected. Senator Crow asked unanimous consent that the provisions of Rule 19(c) be suspended so that his motion to reconsider might be considered on Wednesday, April 19, 1978, to which request objection was heard.

Senator Howell moved to table the Crow motion to reconsider, which motion to table was declared failed of adoption upon roll call as follows:

Aye: Dahl, Dawson, Field, Green, Helm, Howell, Johnson, Kilpatrick, McCune, Randle, Schuelein, Shatwell, Smith, Terrill and Watson.—15.

Nay: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Funston, Giles, Grantham, Holden, Howard, Keating, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Taliaferro, Tinsley, Vann, Wadley, York and Young.—27.

Excused: Butler, Capps, Pierce, Porter, Stipe and Wolfe.—6.

Senator Crow pressed his motion to reconsider, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Cate, Clifton, Crow, Funston, Giles, Grantham, Holden, Howard, Keating, Keller, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Stipe, Taliaferro, Tinsley, Vann, Wadley, York and Young.—29.

Nay: Dahl, Dawson, Field, Green, Helm, Howell, Johnson, Kilpatrick, McCune, Randle, Schuelein, Shatwell, Smith, Terrill and Watson.—15.

Excused: Butler, Capps, Porter and Wolfe.—4.

The Crow motion to reconsider having prevailed, HB 1708 was reinstated on the Calendar under Pending Consideration of CCR; the Howell motion to reject the CCR with recommendation being the first order of business on HB 1708 when said bill is called up for consideration.

MOTION TO RECONSIDER VOTE

Senator Crow asked unanimous consent, which was granted, that his motion to reconsider the vote whereby HB 1039 passed be extended one legislative day, until Wednesday, April 19, 1978.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 19, 1978, at 1:30 p.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 5:00 p.m. to meet Wednesday, April 19, 1978, at 1:30 p.m.

Sixty-second Legislative Day

Wednesday, April 19, 1978

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

Roll Call:

Present: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Berrong, Butler, Porter and Wolfe.—4.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Tinnin and incorporated into the Journal upon request of Senator Lambert.

Our Heavenly Father, we readily acknowledge our total dependency upon Thee. Your thoughts are higher than our thoughts. Your ways are past finding out. Our perspective is limited to the physical dimensions that imprison our thoughts. It is with a great sense of relief that we turn

to Thee and plead, "Thy Will be done!" Enable this important legislative body to draw freely upon the wisdom that is divine and perfect. In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced Naomi Pekar, R.N., Enid, as Nurse of the Day. Senator Helm introduced James W. Hampton, M.D., Oklahoma City, as Doctor of the Day.

Senator Lambert introduced his grandson, Phillip Leon, and asked unanimous consent, which was granted, that young Phillip be named Honorary President Pro Tempore for this legislative day.

SPECIAL COMMITTEE REPORT

Senator Terrill submitted Volume II of the final report of the Special Committee on Health Care Delivery System and moved that the Senate receive the report, which motion was declared adopted.

CONFERENCE COMMITTEE REPORT

The following CCR on SJR 46 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SJR 46 by Funston of the Senate and Stephenson of the House, entitled:

State Board of Education to establish new community education programs — Distribution.

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 Senate accepts Engrossed House Amendments 1 and 2.

Respectfully submitted,

FOR THE SENATE: Funston, Howell and Murphy.

FOR THE HOUSE: Stephenson and Rogers.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1053, 1631, 1734 and 1832.

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 1040.

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

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SB 366, as amended, said bill having been considered further.

HOUSE AMENDMENTS

HAs to SB 366 were read as follows and consideration deferred.

Amendment No 1. Amend Page 2, Section 2, Lines 11 through 34, and Page 3, Section 3, Lines 1 through 4, by striking all the language and inserting in lieu thereof the following:

“SECTION 2. 63 O.S. 1971, Section 1-805, as last amended by Section 7 of Enrolled House Bill 1686, of the 2nd Session of the 36th Oklahoma Legislature, is amended to read as follows:

Section 1-805. An application for a license, or renewal thereof, to operate a nursing home, rest home, specialized home or room and board home shall be accompanied by a fee of Twenty-five Dollars (\$25.00) for each calendar year, or lesser amount based upon the number of months to be used if the State Commissioner of Health determines the same to be just in any particular case. No such fee shall be refunded unless licensure is refused. All licenses [and renewals] shall [expire one (1) year from date of issuance,] BE FOR A PERIOD OF TWELVE (12) MONTHS FROM DATE OF ISSUE. PROVIDED THAT LICENSES MAY BE ISSUED FOR A PERIOD OF MORE THAN TWELVE (12) MONTHS, BUT NOT MORE THAN TWENTY-FOUR (24) MONTHS, FOR THE LICENSE PERIOD IMMEDIATELY FOLLOWING THE ENACTMENT OF THIS PROVISION IN ORDER TO PERMIT AN EQUITABLE DISTRIBUTION OF LICENSE EXPIRATION DATES TO ALL MONTHS OF THE YEAR. FEES FOR SUCH EXTENDED

LICENSURE PERIOD SHALL BE PRORATED ACCORDING TO THE TOTAL MONTHS TO BE LICENSED WITH SUCH AMOUNTS TO BE CALCULATED TO THE NEAREST DOLLAR. ALL LICENSES shall be on a form prescribed by the Commissioner, shall not be transferable or assignable, shall be posted in a conspicuous place on the licensed premises, shall be issued only for the premises named in the application, and may be renewed [from year to year] FOR TWELVE-MONTH PERIODS upon application, inspection and payment of the license fee, as in the procurement of the original license.

SECTION 3. This act shall become effective January 1, 1979."

, and amend Title on Line 10 after "1-805" by adding: "AS LAST AMENDED BY SECTION 7 OF ENROLLED HOUSE BILL 1686, OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE", and on Line 11, after the word "AND" by deleting the words "DECLARING AN EMERGENCY" and inserting in lieu thereof the words "PROVIDING AN EFFECTIVE DATE".

CONFERENCE COMMITTEE REPORT

The following CCR on SB 346 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 346 by Lane of the Senate and Townsend, et al, of the House, entitled:

(Statutes and Reports — Amending 75 O.S., Section 251 — Emergency)

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honor-

able House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.
2. Accept the attached Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the CCS to SB 346 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lane, Smith and York.

FOR THE HOUSE: Townsend, Hooper and Baughman.

PENDING CONSIDERATION OF CCR

The CCR on SB 276 was called up for consideration.

Senator Grantham moved that the CCR on SB 276 be adopted.

Senator Murphy moved that the Senate reject the CCR on SB 276 and request further conference.

Senator Grantham moved to table the Murphy motion, which motion to table was declared adopted.

Senator Grantham pressed his motion to adopt the CCR, which motion was declared adopted.

SB 276, as amended in Conference, was read at length.

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

Aye: Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham,

Green, Helm, Holden, Howard, Keating, Keller, Kilpatrick, Lamb, Lambert, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—30.

Nay: Birdsong, Boatner, Capps, Howell, Johnson, Lane, Luton, Murphy, Schuelein, Smith, Stipe and Young.—12.

Excused: Berrong, Butler, Porter, Shatwell, Wadley and Wolfe.—6.

The bill passed.

SB 276, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

COMMUNICATION

The following communication was read and incorporated into the Journal upon request of Senator Vann:

April 18, 1978

The Honorable Charles W. Vann,
Oklahoma State Senate, District 15
P.O. Box 604
Pauls Valley, Oklahoma 73075

Dear Senator Vann:

It appears that you, the choir you direct and the Church which you attend have been the victims of one of the greatest hoaxes ever perpetrated by the news media in the State of Oklahoma, concerning your vote or rather lack of vote in the recent confirmation hearing of Ernest Istook as Director of the ABC Board.

Therefore, the members of the Senate Committee on County, State and Federal Government have directed me to advise you that in truth, your vote whether "aye" or "nay" would not have changed the outcome of the confirmation of that hearing.

We hope that you and the members of your Church will not receive any further abuse concerning this matter.

Sincerely,

Robert L. Wadley,
Chairman
County, State and Federal Government

RESOLUTION

Senator Terrill introduced the following Resolution, consideration of which was deferred for this legislative day:

SCR 51 — By Terrill.

A Concurrent Resolution recognizing and commending certain employees of the Oklahoma University Health Sciences Center for establishing a research and treatment program for thrombosis; and directing distribution.

MOTION TO RECONSIDER VOTE

Senator Crow asked for consideration of his motion to reconsider the vote whereby HB 1039 passed.

Senator Dawson moved to table the Crow motion, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Clifton, Dawson, Field, Giles, Green, Helm, Howard, Johnson, Keating, Kilpatrick, Lambert, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Tinsley, Watson and York.—24.

Nay: Crow, Dahl, Funston, Grantham, Holden, Howell, Keller, Lamb, Lane, Luton, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley and Young.—19.

Excused: Berrong, Butler, Cate, Porter and Wolfe.—5.

HB 1039, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION ON ACCEPTANCE OF HB 1850

Senator Funston moved that the Rules be suspended and that HB 1850 be read the first time, which motion was declared failed of adoption upon roll call as follows:

Aye: Boatner, Capps, Clifton, Crow, Dahl, Funston, Giles, Green, Helm, Holden, Howell, Johnson, Keating, Lambert, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, and Watson.—30.

Nay: Birdsong, Cate, Field, Grantham, Howard, Keller, Kilpatrick, Lamb, Luton, Stipe, York and Young.—12.

Excused: Berrong, Butler, Dawson, Lane, Porter and Wolfe.—6.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Grantham, the CCR on HB 1808 was rejected and further conference requested, President Pro Tempore Howard appointing the same Senate conferees.

Senator Wadley presiding.

PENDING CONSIDERATION OF CCR

The CCR on SB 483 was called up for consideration.

The CCR on SB 483 was adopted upon motion of Senator Howard.

SB 483, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—34.

Nay: Green, Helm, Keating, Keller, McCune, Pierce and Watson.—7.

Excused: Berrong, Butler, Crow, Dawson, Lane, Porter and Wolfe.—7.

The bill and emergency passed.

SB 483, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 595 was called up for consideration.

The CCR on SB 595 was adopted upon motion of Senator Howard.

SB 595, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Wadley, Watson, York and Young.—40.

Excused: Berrong, Butler, Dawson, Lane, Porter, Terrill, Vann and Wolfe.—8.

The bill passed.

Senator Vann desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 41. Excused: 7.

The emergency passed.

SB 595, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1817 was called up for consideration.

Senator Lamb asked to be made a co-author of HB 1817, which was the order.

The CCR on HB 1817 was adopted upon motion of Senator Lamb.

HB 1817, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Berrong, Butler, Dawson, Murphy, Porter and Wolfe.—6.

The bill and emergency passed.

HB 1817, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 606 was called up for consideration.

The CCR on SB 606 was adopted upon motion of Senator Smith.

SB 606, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—43.

Excused: Berrong, Butler, Dawson, Porter and Wolfe.—5.

The bill and emergency passed.

SB 606, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SJR 58 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SBs 259, 359, 484, 561, 598 and 604 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 20 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 494 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 494 by Tinsley and Taliaferro, entitled:

An Act relating to game and fish; providing for licensing for the harvesting, sale, buying and export of mussels from state waters; providing fees; providing for regulations and forms; providing for imposition of a severance fee *** 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. Accept House Amendments 1, 3, 4, 5 and 6.
2. Reject House Amendments No. 2.
3. Adopt the following Conference Committee Amendment.

Amend Page 2, Section 1, Line 3, by deleting the words and figures "sixteen and two-thirds percent (16 $\frac{2}{3}$ %)" and substituting in lieu thereof the words and figures "one-twelfth (1/12)".

Respectfully submitted,

FOR THE SENATE: Tinsley, Rozell and Wadley.

FOR THE HOUSE: Converse, Lancaster and Fitzgibbon.

PENDING SENATE ACTION ON CCR

The CCR on HB 1708 was called up for consideration.

Senator Young moved to table the Howell motion to reject the CCR on HB 1708 (see pages 742 and 743 of the Senate Journal).

Senator Stipe moved, as a substitute motion, that the conference committee report be rejected and the committee be instructed to place assurance in the bill that priority shall be given cost-of-living increase to teachers already retired.

Senator Stipe moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 20, 1978, at 10:00 a.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1808, and naming same House Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed HB 1023, requesting further Conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 259, 359, 484, 561, 598 and 604.

The above numbered Enrolled Bills were referred to the Governor.

Upon motion of Senator Stipe, the Senate adjourned at 4:15 p.m. to meet Thursday, April 20, 1978, at 10:00 a.m.



Sixty-third Legislative Day

Thursday, April 20, 1978

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

Roll Call:

Present: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and Young.—38.

Excused: Berrong, Butler, Dawson, Giles, Helm, Keating, Lambert, Watson, Wolfe and York.—10.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Tinnin and incorporated into the Journal upon request of Senator Lambert.

Our Heavenly Father, We reverently contemplate the scriptural injunction to "Be still and know that I am God". We are praying when we focus our minds on the divinity of The Almighty. Sometimes, an acute awareness is more spiritually productive than a lively conversation in

praying. We would just know for certain that You are God and experience the great joy that that consciousness brings — Here is our love, our loyalty and our lives — In His Name, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Luton, on behalf of Senator Howard, introduced Nolen Armstrong, M.D., Oklahoma City, as Doctor of the Day.

Senator Crow, on behalf of Senator Lambert, introduced Zoe Ann McPherson, R.N., Oklahoma City, as Nurse of the Day.

Senator Wadley introduced his daughter and son-in-law, Cheryl and Curt Daniel, and Curt's son, Corey. Senator Wadley also introduced his granddaughters, Kacy Gangel and Marni LeMay, and asked unanimous consent, which was granted, that Corey, Kacy and Marni be named Honorary Pages for this legislative day.

PENDING SENATE ACTION — RESOLUTIONS

SCR 51, introduced on page 750, was called up for consideration.

Senator Terrill asked unanimous consent, which was granted, that all Senators be made coauthors of SCR 51.

SCR 51, as coauthored, was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

✓ SCR 45, introduced on page 546, was called up for consideration.

SCR 45 was read at length, adopted upon motion of Senator Terrill and ordered referred for engrossment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Crow, the CCR on SB 452 was rejected and further conference requested, said bill to be rereferred to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on SB 208 was called up for consideration.

The CCR on SB 208 was adopted upon motion of Senator Grantham.

SB 208, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and Young.—36.

Excused: Berrong, Butler, Dawson, Giles, Helm, Keating, Lambert, Lane, Porter, Watson, Wolfe and York.—12.

The bill and emergency passed.

SB 208, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senators Watson, Dawson, Helm and York asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Pursuant to Joint Rule 20, the House requests concurrence of the Honorable Senate in recalling Enrolled HB 1734 from the Governor's Office for the purpose of correcting the following typographical errors:

On Page 1, Line 5 of the title thereof, by deleting the word "elective" between the words "of" and "officers", and

On Page 1, Lines 7 and 8 of the title thereof, by deleting the words "specifying method for certain additional salary increases,".

PENDING CONSIDERATION OF CCR

The CCR on HB 1478 was called up for consideration.

The CCR on HB 1478 was adopted upon motion of Senator Johnson.

HB 1478, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dawson, Field, Funston, Grantham, Green, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, Murphy, Randle, Rozell, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—32.

Nay: Dahl, Helm, McDaniel, Martin, Pierce and Schuelein.—6.

Excused: Berrong, Butler, Giles, Howard, Keating, Lambert, Porter, Stipe, Wolfe and Young.—10.

The bill and emergency passed.

MOTION TO RECONSIDER VOTE

As provided under Rule 19, Senator Lamb moved that the vote be reconsidered whereby **HB 1478** passed.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Smith, the request of the Honorable House for further conference on **HB 1023** was ordered granted, President Pro Tempore Howard appointing the same Senate conferees.

PENDING CONSIDERATION OF CCR

The CCR on **SB 346** was called up for consideration.

The CCR on **SB 346** was adopted upon motion of Senator Lane.

SB 346, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—38.

Excused: Berrong, Butler, Giles, Howard, Keating, Lambert, Porter, Stipe, Wolfe and Young.—10.

The bill passed.

Senator Porter desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 39. Excused: 9.

The emergency passed.

SB 346, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1039** and **1817**.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Transmitting following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed **HBs 1279, 1312, 1808 (2nd CCR), 1844** and **1846 (2nd CCR)**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1279** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed **HB No. 1279**, and Engrossed Senate Amendments thereto, by Hammons and Hood of the House and Funston and Lambert of the Senate, entitled:

An Act relating to landlord and tenant; amending Section 2, Chapter 269, O.S.L. 1973 (41 O.S. Supp. 1976, Section 42) and 12 O.S. 1971, Sections 1148.1 and 1148.14; providing a short title; defining terms; exempting certain types of occupancy; *** providing for sale or storage of abandoned articles and disposition of funds; changing jurisdiction in forcible entry and detainer cases; providing for liberal construction; and providing an 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 Senate recede from their Amendment, and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1279 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Hammons and Brunton.

FOR THE SENATE: Funston, Lambert and Keating.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1312 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1312, and Engrossed Senate Amendments thereto, by Harper of the House and Boatner of the Senate, entitled:

An Act relating to revenue and taxation; amending Section 1, Chapter 360,

O.S.L. 1975 (68 O.S. Supp. 1976, Section 723); providing for certain fees for vehicles using liquefied petroleum gas; *** and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendments Nos. 1, 3 and 4.

2. That the Senate recede from Engrossed Senate Amendment No. 2.

Respectfully submitted,

FOR THE HOUSE: Harper, Weichel and Glover.

FOR THE SENATE: Boatner, Tinsley and Johnson.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1808 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1808, and Engrossed Senate Amendments thereto, by Conaghan and Holt of the House and Grantham and Johnson of the Senate, entitled:

An Act relating to prisons and reformatories; specifying duties of the Department of Corrections; providing for placement of certain inmates in certain facilities; requiring the Board of Corrections to adopt certain rules and regulations; directing codification; and stating an effective date.

beg leave to report that we have had the same under consideration and herewith

return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the following Conference Committee Amendments be adopted:

A. Amend the Title to read as follows:

“An Act relating to prisons and reformatories; specifying duties of the Department of Corrections; providing for placement of certain inmates in certain facilities; authorizing Department to enter into certain contracts with certain limitations; requiring the Department of Corrections to adopt certain rules and regulations; directing codification; and stating an effective date.”

B. Page 2, Line 8 following the word “party” strike all of the language on Line 8 and on Line 9 and insert the following language: “contract with such center for the custodial and professional services rendered to any prisoner, such contract may include requirements imposed by law on the Department of Corrections or reimbursement for such services, if necessary.”

C. Page 2, Line 10, change the word “Board” to “Department”

D. Page 2, Line 11, after the word “the” strike the words “Classification Committee” and insert the words “implementation of this act” in lieu thereof.

Add as coauthors Bradshaw and Twidwell of the House and Dahl of the Senate.

Respectfully submitted,

FOR THE HOUSE: Conaghan, Matheson and Bradshaw.

FOR THE SENATE: Grantham, Young and Terrill.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1844 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1844, and Engrossed Senate Amendments thereto, by Hastings of the House and Cate and Funston of the Senate, entitled:

(Oklahoma Conservation Commission — Appropriations — Emergency)

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from Engrossed Senate Amendment Nos. 1 and 2. and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1844 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Hastings, Riggs and Cullison.

FOR THE SENATE: Cate, Lane and Holden.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1846 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No.

1846, and Engrossed Senate Amendments thereto, by Atkins of the House and Terrill of the Senate, entitled:

An Act relating to mental health; amending 43A O.S. 1971, Sections 3, as amended by Section 2, Chapter 145, O.S.L. 1977, 54 and 55, as last amended by Sections 3 and 4, and renumbered by Section 12, Chapter 145, O.S.L. 1977, 56 and 64, as amended by Sections 5 and 6, Chapter 145, O.S.L. 1977 (43A O.S. Supp. 1977, Sections 3, 55.2, 54.1, 56 and 64); providing procedures with respect to persons requiring treatment; *** and providing an effective date.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the House concur in Engrossed Senate Amendments Nos. 1, 2 and 3.

2. That the Senate recede from Engrossed Senate Amendment No. 4.

3. That the following Conference Committee Amendments be adopted:

(a) Page 15, Line 6, add a new Section 6 to read as follows:

“SECTION 6. Bonded abstractors may be deemed to be persons having a legitimate interest for the purpose of having access to records regarding determinations of persons requiring treatment under 43A, Oklahoma Statutes (1971) Section 54.1 (h).”

(b) Amend the Title to read as follows:

“An Act relating to mental health; amending 43A O.S. 1971, Sections 3, as amended by Section 2, Chapter 145, O.S.L. 1977, 54 and 55, as last amended by Sections 3 and 4, and renumbered by Section 12, Chapter 145, O.S.L. 1977, 56 and 64, as

amended by Sections 5 and 6, Chapter 145, O.S.L. 1977 (43A O.S. Supp. 1977, Sections 3, 55.2, 54.1, 56 and 64); providing procedures with respect to persons requiring treatment; defining terms; designating persons who may file petition; providing for temporary custody by peace officers; providing for hearing to determine whether person complained of is in need of treatment; providing for temporary detention and appointment of examining officers by the court; providing compensation for such officers; requiring separate proceeding for designation of a person as incompetent; designating certain persons as interested parties; and providing an effective date.”

Respectfully submitted,

FOR THE HOUSE: Atkins, Glover and Duckett.

FOR THE SENATE: Terrill and Watson.

PENDING CONSIDERATION OF CCR

The CCR on SJR 46 was called up for consideration.

Senator Boatner presiding.

The CCR on SJR 46 was adopted upon motion of Senator Funston, the roll call thereon being as follows:

Aye: Birdsong, Cate, Clifton, Dahl, Dawson, Field, Funston, Grantham, Green, Howard, Howell, Lane, Luton, McCune, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—29.

Nay: Boatner, Capps, Crow, Helm, Holden, Johnson, Keller, Kilpatrick, Lamb, McDaniel, Schuelein and Taliaferro.—12.

Excused: Berrong, Butler, Giles, Keating, Lambert, Porter and Wolfe.—7.

SJR 46, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Dahl, Dawson, Field, Funston, Grantham, Green, Howard, Howell, Lane, Luton, McCune, Martin, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—29.

Nay: Capps, Crow, Helm, Holden, Johnson, Keller, Kilpatrick, Lamb, McDaniel, Schuelein and Taliaferro.—11.

Excused: Berrong, Butler, Giles, Keating, Lambert, Murphy, Porter and Wolfe.—8.

The resolution passed.

SJR 46, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 411 was called up for consideration.

Senator Funston asked to be made a co-author of SB 411, which was the order.

The CCR on SB 411 was adopted upon motion of Senator Crow.

SB 411, as amended in Conference, was read at length.

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

Aye: Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Kilpatrick, Luton, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shat-

well, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann and York.—30.

Nay: Birdsong, Boatner, Helm, Keller, Lamb, Lane, McCune, Pierce, Watson and Young.—10.

Excused: Berrong, Butler, Giles, Keating, Lambert, Porter, Wadley and Wolfe.—8.

The bill passed.

Senators Birdsong and Wadley desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 9. Excused: 7.

The emergency passed.

SB 411, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 541 was called up for consideration.

The CCR on SB 541 was adopted upon motion of Senator Randle.

SB 541, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—38.

Nay: Green, Helm and Pierce.—3.

Excused: Berrong, Butler, Giles, Keating, Lambert, Porter and Wolfe.—7.

The bill and emergency passed.

SB 541, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1532 was called up for consideration.

The CCR on HB 1532 was adopted upon motion of Senator Murphy.

HB 1532, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Berrong, Butler, Giles, Keating, Lambert, Lane, Porter, Terrill and Wolfe.—9.

The bill and emergency passed.

HB 1532, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator Stipe introduced the following Resolution and asked that it be printed in full:

✓
SCR 52 — By Stipe of the Senate and Rogers and Willis of the House.

A Concurrent Resolution expressing legislative intent for expenditure of accumulated funds under paragraph 17 of Section 5 of Enrolled House Bill No. 1708 of the 36th Oklahoma Legislature.

WHEREAS, there is great legislative concern for the annuitants of the Oklahoma Teachers' Retirement System; and

WHEREAS, the Legislature wishes to assure the necessary and proper expenditure of funds accumulated under the provisions of paragraph 17 of Section 5 of Enrolled House Bill No. 1708 of the 36th Oklahoma Legislature.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

THAT, it is the intent of the Legislature that first priority be given for the expenditure of any accumulated funds in excess of the funding provisions contained in paragraph 17 of Section 5 of Enrolled House Bill No. 1708 of the 36th Oklahoma Legislature to the granting of cost of living increases in retirement benefits to the annuitants of the Oklahoma Teachers' Retirement System.

SCR 52 was read at length and adopted upon motion of Senator Stipe, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Berrong, Butler, Giles, Keating, Lambert and Wolfe.—6.

SCR 52 was ordered referred for engrossment.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed SB 452, and rereferring said bill to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on SB 447 was called up for consideration.

The CCR on SB 447 was adopted upon motion of Senator Crow.

SB 447, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Berrong, Butler, Cate, Giles, Keating, Lambert and Wolfe.—7.

The bill and emergency passed.

SB 447, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 449 was called up for consideration.

The CCR on SB 449 was adopted upon motion of Senator Crow.

SB 449, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—41.

Excused: Berrong, Butler, Giles, Keating, Lambert, Wolfe and York.—7.

The bill and emergency passed.

SB 449, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 464 was called up for consideration.

The CCR on SB 464 was adopted upon motion of Senator Crow.

SB 464, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter,

Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Berrong, Butler, Giles, Keating, Lambert and Wolfe.—6.

The bill and emergency passed.

SB 464, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 466 was called up for consideration.

The CCR on SB 466 was adopted upon motion of Senator Crow.

SB 466, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Helm and McCune.—2.

Excused: Berrong, Butler, Giles, Keating, Lambert and Wolfe.—6.

The bill and emergency passed.

SB 466, together with the Conference Committee Report thereon, was ordered transmitted 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 1546.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1546 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1546, entitled:

An Act relating to the State Board of Public Affairs and making an appropriation thereto; *** and declaring an emergency.

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1546 were distributed to all Senators.).

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Morgan, Wiseman, Parris, Deatherage, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Randle, Vice-Chairman, Boatner, Grantham, Holden,

Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 452 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was rereferred Engrossed SB No. 452, entitled:

(University Hospital — Appropriation — 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 title to read as follows:

“An Act relating to the Board of Trustees of the University Hospital and making an appropriation thereto; stating the purpose; providing for transfer of appropriation; authorizing appointment, duties and compensation of employees; providing for appointment and salary of Executive Director; limiting number of employees; limiting expenditures for salaries and wages; providing for classification of certain employees; reappropriating certain funds; providing lapse dates; providing severability; and declaring an emergency.”

b. Page 1, Lines 22-23, by deleting the words and figures “Ten Million Dollars

(\$10,000,000.00)” and inserting in lieu thereof the words and figures “Ten Million One Hundred Fifty Thousand Dollars (\$10,150,000.00)”.

c. Page 1, Lines 32-34, by deleting all language after the period (.) on Line 32 and before the word “The” on Line 34 and inserting in lieu thereof the following: “The Board of Trustees shall also appoint an Executive Director and shall establish his annual salary.”

d. Page 2, Line 14², by adding a new Section 4 to read as follows:

“SECTION 4. The amount of Four Hundred Thousand Dollars (\$400,000.00) originally appropriated to the Board of Trustees of the University Hospital by Section 3, Chapter 211, O.S.L. 1976, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1975, for the procurement of capital items essential for the continuation of existing programs and functions of the University Hospital, is hereby continued and reappropriated in the original amount and for the original purpose, as adjusted by transfer, less any amount that has been expended on the date this act becomes effective.”

, and renumber succeeding sections accordingly.

e. Page 2, Line 15, by adding after the word “by” and before the word “this” the following language: “Section 1 of”.

f. Page 2, Line 19, by adding the following language after the period (.): “The reappropriation made by Section 4 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.”

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate.

Grantham, Holden, Lamb, Martin, McCune, Rozell, Smith, Stipe and Terrill.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Denman, Wiseman, Parris, Deatherage, Riggs, Rogers and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on SB 494 was called up for consideration.

The CCR on SB 494 was adopted upon motion of Senator Tinsley.

SB 494, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—39.

Excused: Berrong, Butler, Giles, Helm, Keating, Lambert, Randle, Wolfe and Young.—9.

The bill and emergency passed.

SB 494, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 473 was called up for consideration.

The CCR on SB 473 was adopted upon motion of Senator Crow.

SB 473, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Schuelein, Smith, Taliaferro, Tinsley, Wadley, Watson, York and Young.—35.

Nay: Rozell, Shatwell, Stipe and Vann.—4.

Excused: Berrong, Butler, Giles, Helm, Keating, Lambert, Terrill and Wolfe.—8.

* Not Voting: Dawson.—1.

The bill and emergency passed.

SB 473, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

* Senator Dawson asked to be shown not voting on SB 473 for reason of personal interest, as provided under Article V of the Constitution, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on SB 478 was called up for consideration.

The CCR on SB 478 was adopted upon motion of Senator Crow.

SB 478, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Fun-

ston, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Vann, Wadley, Watson, York and Young.—39.

Excused: Berrong, Butler, Giles, Helm, Keating, Lambert, Terrill, Tinsley and Wolfe.—9.

The Chair advised the Senate that Senator Terrill, having been present in the Chamber during the vote would be shown voting "no" on SB 478 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 39. Nay: 1. Excused: 8.

The bill passed.

Senator Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 40. Excused: 8.

The emergency passed.

SB 478, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Holden moved that the Senate stand recessed until 1:30 p.m., which motion was declared adopted.

The Senate reassembled in its Chamber with Senator Luton presiding.

Senator Howard questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

PENDING CONSIDERATION OF CCR

The CCR on HB 1808 was called up for consideration.

The CCR on HB 1808 was adopted upon motion of Senator Grantham.

HB 1808, as amended in Conference, was read at length.

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

Aye: Birdsong, Capps, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Howard, Howell, Johnson, Keller, Lamb, Luton, McCune, McDaniel, Martin, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Wadley, Watson, York and Young.—29.

Excused: Berrong, Boatner, Butler, Crow, Dawson, Giles, Helm, Holden, Keating, Kilpatrick, Lambert, Lane, Murphy, Pierce, Porter, Rozell, Terrill, Vann and Wolfe.—19.

The bill passed.

HB 1808, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION ON RECALL OF HB 1734

Upon motion of Senator Wadley, the request of the Honorable House to recall HB 1734 from the office of the Governor for a typographical correction was ordered granted.

PENDING CONSIDERATION OF CCR

The CCR on HB 1466 was called up for consideration.

The CCR on HB 1466 was adopted upon motion of Senator Kilpatrick.

HB 1466, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Young.—33.

Excused: Berrong, Butler, Crow, Dawson, Giles, Helm, Holden, Keating, Lambert, Murphy, Pierce, Porter, Rozell, Wolfe and York.—15.

The bill passed.

Senator Helm desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 34. Excused: 14.

The emergency passed.

HB 1466, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1312** was called up for consideration.

The CCR on **HB 1312** was adopted upon motion of Senator Boatner.

HB 1312, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Green, Helm, Howard, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Schuelein, Shatwell, Stipe, Tinsley, Vann, Wadley, Watson and York.—27.

Nay: Funston, Grantham, Howell, Randle, Smith, Taliaferro, Terrill and Young.—8.

Excused: Berrong, Butler, Crow, Dawson, Giles, Holden, Keating, Lambert, Murphy, Pierce, Porter, Rozell and Wolfe.—13.

The bill passed.

Senators Smith, Taliaferro, Grantham, Howell and Terrill desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 3. Excused: 13.

The emergency passed.

HB 1312, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCRs 45 and 51 were each correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1846** was called up for consideration.

The CCR on **HB 1846** was adopted upon motion of Senator Terrill.

HB 1846, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Grantham, Green, Helm, Howard, Howell, Johnson,

Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Porter, Randle, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, York and Young.—34.

Excused: Berrong, Butler, Crow, Dawson, Giles, Holden, Keating, Lambert, Murphy, Pierce, Rozell, Tinsley, Watson and Wolfe.—14.

The bill passed.

HB 1846, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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 483.

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 1548 and 1561.

The above numbered Bills as amended in Conference were referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1548 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1548, entitled:

(Oklahoma Tax Commission — Appropriation — Amending 47 O.S. Supp. 1971, Section 22.30h — 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, 2 and 3.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1548 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Morgan, Denman, Wiseman, Parris, Deatherage, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Randle, Vice-Chairman, Boatner, Grantham, Holden, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1561 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1561, entitled:

An Act relating to motor vehicles and the Department of Public Safety; amending 47 O.S. 1971, Sections 2-102, 2-104, 2-105, 2-106, 116.12 and 377.1, as last amended by Sections 1, 2, 3, 4, 7 and 5 Chapter 249, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 2-102), *** 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1561 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Morgan, Denman, Wiseman, Parris, Deatherage, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Boatner, Grantham, Holden, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 475, requesting further Conference and rereferring same to GCCA.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Lane, the CCR on HB 1546 was rejected and further conference requested, said bill to be rereferred to GCCA.

Senator Wadley moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Monday, April 24, 1978, at 1:30 p.m.

BILL RELEASED

HB 1478, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Upon motion of Senator Wadley, the Senate adjourned at 1:40 p.m. to meet Monday, April 24, 1978, at 1:30 p.m.

Sixty-fourth Legislative Day

Monday, April 24, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Cate, Keating, Kilpatrick, Lambert, Porter, Stipe and Wolfe.—7.

Senator Wadley declared a quorum present.

The following prayer was offered by Reverend Leon L. Seaton, Chaplain, University Hospital, Oklahoma City, and incorporated into the Journal upon request of Senator Johnson.

Father, as we pause for the opening of this, another week in the legislative session, we want to thank You for the health and happiness we enjoy.

Thank You for Your love that allows us to enter into Your divine presence.

We thank You for our Senators, and the many hours they give in fulfilling their

calling as our leaders. Grant to them the wisdom and insight they need in making the decisions at hand. In the midst of the confusions and pressures of our modern age may they experience a renewed peace as they follow the inner guidance You give each of them.

Thank You Father, for hearing our prayer, Amen.

The Journal for the last legislative day was declared approved.

MOTION RE SB 521

Senator Smith moved that the request for Conference on SB 521 be withdrawn; that the Conference Committee be dissolved; and that the conferees be discharged, which motion was declared adopted.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Lane, the CCR on SB 630 was rejected and further conference requested with the same Senate Conferees.

MESSAGE FROM THE GOVERNOR

This is to advise you that on April 24, 1978, I allowed SB 43 to become law without my signature.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 21, 1978, of Enrolled SBs 264, 430, 481, 525 and 618.

PENDING CONSIDERATION OF CCR

The CCR on HB 1229 was called up for consideration.

The CCR on HB 1229 was adopted upon motion of Senator Dawson.

HB 1229, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Cate, Keating, Kilpatrick, Lambert, Porter, Stipe and Wolfe.—7.

The bill passed.

HB 1229, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

DECLARATION OF VOTE

Senator Holden asked unanimous consent, which was granted, that the record show had he been present at the time of final passage on the following bills he would have voted "Aye": HBs 1312, 1466, 1808 and 1846.

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

PENDING CONSIDERATION OF CCR

The CCR on HB 1708 was called up for consideration.

The Stipe substitute motion (page 753) was withdrawn by unanimous consent.

Senator Young pressed his motion to table (page 753) the Howell motion to reject the CCR on HB 1708 (pages 742 and 743), which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Clifton, Crow, Funston, Grantham, Helm, Holden, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Tinsley, Vann, Wadley, York and Young.—23.

Nay: Dahl, Dawson, Field, Giles, Green, Howell, Johnson, Keller, Kilpatrick, McCune, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill and Watson.—18.

Excused: Cate, Howard, Keating, Lambert, Porter, Stipe and Wolfe.—7.

Senators Cate, Keating and Stipe asked to be shown present, which was the order.

The CCR on HB 1708 was adopted upon motion of Senator Young, the roll call thereon being as follows:

Aye: Berrong, Birdsong, Cate, Clifton, Crow, Funston, Giles, Grantham, Helm, Holden, Howard, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Stipe, Tinsley, Vann, Wadley, York and Young.—24.

Nay: Boatner, Butler, Capps, Dahl, Dawson, Field, Green, Howell, Johnson, Keating, Keller, Kilpatrick, McCune, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill and Watson.—21.

Excused: Lambert, Porter and Wolfe.—3.

HB 1708, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Capps, Cate, Clifton, Crow, Funston, Giles, Grantham, Helm, Holden, Howard, Keating, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Stipe, Tinsley, Vann, Wadley, York and Young.—26.

Nay: Boatner, Butler, Dahl, Dawson, Field, Green, Howell, Johnson, Keller, Kilpatrick, McCune, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill and Watson.—19.

Excused: Lambert, Porter and Wolfe.—3.

The bill passed.

Senators Boatner, Butler, Field, Dawson, Taliaferro and Keller desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 13. Excused: 3.

The emergency passed.

HB 1708, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 52 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

SB 483 was correctly enrolled and, after fourth reading, properly signed and or-

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

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HP 1546, and rereferring said bill to GCCA.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1312, 1466, 1478, 1532, 1808 and 1846.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising the House rescinds its action requesting further conference on SB 475 and asks that the Honorable Senate return said bill together with the Conference Committee Report for further consideration.

Upon motion of Senator Lane, the request of the Honorable House to return SB 475 and the Conference Committee Report thereon was ordered granted.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 585 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB 585 by McCune of the Senate and Riggs of the House, entitled:

An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.7; modifying provisions for review by the Pardon and Parole Board of an inmate's case who will be eligible for parole.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendments.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 585 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: McCune, Terrill and Clifton.

FOR THE HOUSE: Holden, Thompson (Mick) and Murphy.

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 449, 464 and 466.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 483.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising granting of request of the Honorable Senate for withdrawal of its request for Conference on SB 521 and dismissal of House Conferees thereon.

Pursuant to the above action, SB 521 was placed on the Senate Calendar under Pending Senate Action on HAs.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 473, requesting further Conference and rereferring said bill to GCCA.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further conference on SB 473 was ordered granted, said bill to be rereferred to GCCA.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Tuesday, April 25, 1978, at 10:00 a.m., which motion prevailed.

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 478.

The above numbered Bill as amended in Conference was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 515 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB No. 515 by Howard of the Senate and Willis of the House, entitled:

An Act relating to the Oklahoma State Regents for Higher Education; amending Sections 1 and 2, Chapter 1, O.S.L. 1977 (70 O.S. Supp. 1977, Sections 3218, and 3219); *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 515 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Howard, Cate and Murphy.

FOR THE HOUSE: Willis, Twidwell and Thompson (Mick).

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed HB 1673 as deauthorized by all House coauthors, requesting further Conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 541, requesting further Conference 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 208, 346 and 606.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising the House has reconsidered its request for the return of SB 475 for further consideration and herewith returns said bill with the renewed request for further conference, the bill to be rereferred to the General Conference Committee on Appropriations.

Upon motion of Senator Lane, the Senate adjourned at 4:00 p.m. to meet Tuesday, April 25, 1978, at 10:00 a.m.



Sixty-fifth Legislative Day

Tuesday, April 25, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson and Young.—42.

Excused: Helm, Lambert, Murphy, Tinsley, Wolfe and York.—6.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Seaton and incorporated into the Journal upon request of Senator Johnson.

Lord, how thankful we are to know You understand our weaknesses, and failures, and frustrations!

When we assume our role as leaders and receive criticism from all sides we begin to understand how You must feel when one group prays for rain while another group is praying for sunshine.

So help us to make decisions that please You. Help us to receive Thy directions, then we will know Your will is being done.

Thank You now for Your supernatural guidance, Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator Lamb introduced Mark D. Holcomb, M.D., Enid, as Doctor of the Day.

Senator Shatwell introduced his mother and his aunt and uncle, as his guests for this legislative day.

Senator Lane moved that the Senate stand at ease until 10:45, which motion prevailed.

The Senate reassembled with Senator Luton presiding. Senator Wadley questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

PENDING CONSIDERATION OF CCR

The CCR on HB 1545 was called up for consideration.

The CCR on HB 1545 was adopted upon motion of Senator Crow.

HB 1545, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson and Young.—38.

Nay: McCune.—1.

Excused: Berrong, Helm, Keating, Lambert, Murphy, Porter, Tinsley, Wolfe and York.—9.

The bill and emergency passed.

HB 1545, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senators York and Murphy asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on HB 1548 was called up for consideration.

The CCR on HB 1548 was adopted upon motion of Senator Crow.

HB 1548, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Murphy, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—39.

Nay: Boatner, Howell, Martin and Pierce.—4.

Excused: Helm, Lambert, Porter, Tinsley and Wolfe.—5.

The bill and emergency passed.

HB 1548, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1562 was called up for consideration.

Senator Boatner asked to be made a co-author of HB 1562, which was the order.

The CCR on HB 1562 was adopted upon motion of Senator Crow.

HB 1562, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—41.

Excused: Dawson, Helm, Lambert, Porter, Stipe, Tinsley and Wolfe.—7.

The Chair advised the Senate that Senator Stipe, having been present in the Chamber during the vote would be shown voting "no" on HB 1562 in compliance with Rule 33(b). The vote thereby resulted as follows: Aye: 41. Nay: 1. Excused: 6.

The bill passed.

Senator Stipe desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Excused: 6.

The emergency passed.

HB 1562, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1522 was called up for consideration.

The CCR on HB 1522 was adopted upon motion of Senator Crow.

HB 1522, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—42.

Excused: Clifton, Helm, Lambert, Porter, Tinsley and Wolfe.—6.

The bill passed.

HB 1522, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 585 was called up for consideration.

The CCR on SB 585 was adopted upon motion of Senator McCune.

SB 585, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Holden, Howard, Johnson, Keating, Kilpatrick, Lane, Luton, McCune, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—36.

Nay: Boatner, Field, Green, Howell, Keller, Lamb, McDaniel and Stipe.—8.

Excused: Helm, Lambert, Tinsley and Wolfe.—4.

The bill passed.

SB 585, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING SENATE ACTION ON HOUSE REQUESTS FOR CONFERENCES

Upon motion of Senator Wadley, the request of the Honorable House for further conferences on SB 541 and HB 1673 was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

Upon motion of Senator Wadley, the request of the Honorable House for further conference on SB 475 was ordered granted, said bill to be rereferred to GCCA.

PENDING CONSIDERATION OF HAS

HAS to SB 521 were called up for consideration.

Upon motion of Senator Smith, the Senate concurred in HAS to SB 521.

Senator Taliaferro asked to be made a coauthor of SB 521, which was the order.

SB 521, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson and York.—41.

Nay: Boatner and Field.—2.

Excused: Helm, Lambert, Tinsley, Wolfe and Young.—5.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on SB 515 was called up for consideration.

The CCR on SB 515 was adopted upon motion of Senator Murphy.

Senator Shatwell asked to be made a co-author of SB 515, which was the order.

SB 515, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Vann, Watson and York.—41.

Excused: Helm, Lambert, Smith, Tinsley, Wadley, Wolfe and Young.—7.

The bill and emergency passed.

SB 515, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

RESOLUTION

Senator Boatner introduced the following Resolution:

SR 21 — By Boatner.

A Resolution urging the Oklahoma Congressional Delegation to oppose certain changes in laws relating to oil companies; asking them to inform their colleagues; and directing distribution.

WHEREAS, certain major oil corporations have given evidence of an intent to terminate franchises in the State of Oklahoma if the federal controls on refined gas products are lifted; and

WHEREAS, such a move would end a long and profitable relationship between

Oklahoma dealers and these major corporations, which relationship has set a high standard of service at a reasonable cost for millions of satisfied consumers; and

WHEREAS, the consumers of this state would bear the burden of higher gasoline costs, fewer stations able to accept fewer credit cards, an end to major discounts and a general loss of the professional and uniform quality of station service if these oil corporations are allowed to withdraw; and

WHEREAS, the customers of these stations are the foundation of Oklahoma economic life, being the small rancher, businessman and common worker, and what adversely affects them adversely affects Oklahoma; and

WHEREAS, this problem is not limited to Oklahoma alone, for major oil company withdrawals may involve several southwestern states.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby urges the Oklahoma Congressional delegation to oppose any change in federal law that would allow major oil companies to withdraw from their franchises in the State of Oklahoma.

SECTION 2. The Oklahoma Senate further urges the Oklahoma Congressional delegation to alert their colleagues to the possible dangers of oil company withdrawal from their states, and its potentially damaging economic effects.

SECTION 3. Copies of this Resolution shall be dispatched to the Oklahoma Congressional delegation.

Senator Stipe asked to be made a coauthor of SR 21, which was the order.

SR 21, as coauthored, was read at length, adopted upon motion of Senator Boatner and ordered referred for enrollment.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Luton presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of JOAN L. BLANKENSHIP, Tulsa, as a member of the Alcoholic Beverage Control Board, to serve an unexpired 7-year term ending June 23, 1984. Mrs. Blankenship succeeds Gene A. Davis, Jay.

The Senate, in executive session, and upon motion of Senator Crow, advised and consented to the confirmation of EMERY CROW, Hollis, as a member of the Western Oklahoma State College Board of Regents, to serve an unexpired 7-year term ending March 24, 1979. Mr. Crow succeeds Hiram Keith Myers, Jr., Hollis.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of ROBERT DENNY, Ardmore, as a member of the Oklahoma State Bureau of Investigation Commission, to serve an unexpired term of 7 years ending July 1, 1981. Mr. Denny succeeds Coy Rogers, Lawton.

The Senate, in executive session, and upon motion of Senator Luton, advised and consented to the confirmation of ED H. FITE, M.D., Muskogee, as a member of the Board of Health, District 5, to serve a 9-year term ending June 30, 1986. Dr. Fite succeeds Glenn Berkenbile, Muskogee.

The Senate, in executive session, and upon motion of Senator Giles, advised and consented to the confirmation of JOHN HUDSON, Chickasha, as a member of the Board of Regents of the University of Science and Arts of Oklahoma, to serve a 7-year term ending July 1, 1984. Mr. Hudson succeeds Mary Roddy, Miami.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of JERRY RICHARDSON, Oklahoma City, as a member of the Oklahoma Tourism and Recreation Commission, District 5, to serve a 6-year term ending July 1, 1983. Mr. Richardson succeeds himself.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Crow, the CCR on HB 1844 was rejected and further conference requested, said bill to be referred to GCCA.

PENDING CONSIDERATION OF CCR

The CCR on HB 1279 was called up for consideration.

The CCR on HB 1279 was adopted upon motion of Senator Funston.

HB 1279, as amended in Conference, was read at length.

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

Aye: Birdsong, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Funston,

Giles, Grantham, Holden, Lane, Luton, McCune, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Wadley, Watson and Young.—27.

Nay: Green, Howell, Johnson, Keating, Keller, Lamb, McDaniel, Pierce, Taliaferro, Terrill and Vann.—11.

Excused: Berrong, Boatner, Field, Helm, Howard, Kilpatrick, Lambert, Tinsley, Wolfe and York.—10.

The bill passed.

HB 1279, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1561 was called up for consideration.

The CCR on HB 1561 was adopted upon motion of Senator Crow.

HB 1561, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson and York.—35.

Nay: Howell, Keller, McCune, Schuelein and Young.—5.

Excused: Helm, Kilpatrick, Lambert, Porter, Shatwell, Smith, Tinsley and Wolfe.—8.

The bill and emergency passed.

HB 1561, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF HAS

HAS to SB 366 were called up for consideration.

Upon motion of Senator Funston, the Senate concurred in HAS to SB 366.

SB 366, as amended by the Honorable House, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—42.

Excused: Helm, Lambert, Porter, Shatwell, Tinsley and Wolfe.—6.

The bill passed.

House Amendments were properly signed and the above-numbered bill was referred for enrollment.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 24, 1978, of Enrolled SBs 259, 359 and 604.

Senator Lane moved that the Senate stand at ease until 2:00 p.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding. Senator Terrill questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senators Helm and Tinsley asked to be shown present, which was the order.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 571 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill 571, by Wolfe of the Senate and Smith of the House, entitled:

An Act relating to civil procedure; amending 12 O.S. 1971, Section 142; providing venue for collection upon certain debts; and expanding such provisions.

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. House recede from House Amendment No. 1.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 571 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lamb, Grantham and Stipe.

FOR THE HOUSE: Smith, Elder and Hammons.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1229 and 1708.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

RESOLUTIONS

Senator Lane introduced the following Resolution:

SR 22 — By Lane.

A Resolution commending the Southwestern Bell Telephone Company employees who assisted the Senate during the 2nd Session of the 36th Oklahoma Legislature; and directing distribution.

WHEREAS, Lee Bennett, Wilma Sword and Charlotte Schroeder greatly assisted the daily operation and efficiency of the State Senate during this Session of the Legislature; and

WHEREAS, each telephone operator, as well as the business service instructor, performed her duties with dignity, intelligence and charm; and

WHEREAS, these gracious ladies are a credit to the reputation and good name of their employer, Southwestern Bell Telephone Company; and

WHEREAS, the Oklahoma State Senate acknowledges an indebtedness to Lee, Wilma and Charlotte for their outstanding service to each member and employee of the Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. That Lee Bennett, Wilma Sword and Charlotte Schroeder be and hereby are commended for their outstanding service to the members and employees of the Oklahoma State Senate.

SECTION 2. That copies be prepared and forwarded to each of the above named individuals and to the manager of Southwestern Bell Telephone Company in Oklahoma City, Oklahoma.

Senator Lane asked unanimous consent, which was granted, that all members of the Senate be made coauthors of SR 22.

SR 22, as coauthored, was read at length, adopted upon motion of Senator Lane, properly signed and ordered referred for enrollment.

Senator Keating introduced the following Resolution:

SR 23 — By Keating.

A Resolution directing the Attorney General to protect utility consumers of the State of Oklahoma; and directing delivery of this Resolution to the Attorney General.

SR 23, having given rise to debate, was laid over for this legislative day under Rule 12(b).

Senator Wadley presiding.

PENDING CONSIDERATION OF CCR

The CCR on SB 452 was called up for consideration.

The CCR on SB 452 was adopted upon motion of Senator Crow.

SB 452, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—43.

Excused: Butler, Clifton, Lambert, Porter and Wolfe.—5.

The bill and emergency passed.

SB 452, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

FINAL PASSAGE

HB 1759, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Butler, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Howell, Keating, Keller, Lamb, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Tinsley, Vann, Watson and York.—29.

Nay: Cate, Crow, Holden, Howard, Johnson, Kilpatrick, Lane, Luton, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Wadley and Young.—15.

Excused: Boatner, Lambert, Porter and Wolfe.—4.

The bill passed.

Senators Stipe, Wadley, Holden, Schuelein, Boatner and Howard desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 10. Excused: 3.

The emergency passed.

HB 1759, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 571 was called up for consideration.

The CCR on SB 571 was adopted upon motion of Senator Keating.

SB 571, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—44.

Nay: Young.—1.

Excused: Lambert, Porter and Wolfe.—3.

The bill and emergency passed.

SB 571, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCRs 44 as coauthored by Riggs, 45, 50 and 52 as coauthored by Riggs, Thompson (Mick) and Twidwell.

The above numbered Resolutions were referred for enrollment.

MOTION RE HB 1850

Senator Funston moved that the rules be suspended for the purpose of accepting HB 1850 for first reading, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Clifton, Dahl, Dawson, Field, Funston, Giles, Helm, Holden, Johnson, Keating, Lamb, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Smith, Wadley, Watson and Young.—25.

Nay: Birdsong, Butler, Cate, Grantham, Green, Howard, Howell, Keller, Kilpatrick, Luton, Rozell, Stipe, Taliaferro, Terrill and Tinsley.—15.

Excused: Boatner, Crow, Lambert, Porter, Shatwell, Vann, Wolfe and York.—8.

Senator Lane moved that the Senate stand recessed until 3:00 p.m., which motion prevailed.

The Senate reassembled with Senator Wadley presiding. Senator Luton questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

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 396 as coauthored by Riggs and SB 411.

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 HB 1546 (2nd CCR) and HB 1576 as coauthored by Henry.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1576 was read and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1576, entitled:

(Cancelled Warrants — Appropriation — 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 Nos. 1 and 2.

2. That the attached Conference Committee Substitute for Engrossed House Bill No. 1576 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1576 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Duke, Draper, Elder, Deatherage, Murphy, Riggs and Sparkman.

Senate Conferees: Randle, Vice-Chairman, Boatner, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Terrill and York.

HB 1576, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—40.

Excused: Butler, Kilpatrick, Lambert, Porter, Smith, Stipe, Wolfe and Young.—8.

The bill and emergency passed.

HB 1576, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1546 was read and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was rereferred Engrossed HB No. 1546, entitled:

An Act relating to the State Board of Public Affairs and making an appropriation thereto; *** and declaring an emergency.

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.

2. That the attached Second Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1546 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Wiseman, Murphy, Roberts, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

HB 1546, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field,

Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—41.

Excused: Butler, Clifton, Lambert, Porter, Smith, Stipe and Wolfe.—7.

The bill passed.

Senator Clifton desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Excused: 6.

The emergency passed.

HB 1546, together with the Conference Committee Report thereon, was 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 1560**.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1560** was read and adopted upon motion of Senator Crow.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed **HB No. 1560**, entitled:

An Act relating to the Oklahoma Department of Public Safety; making ap-

propriations 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 House accept Engrossed Senate Amendments Nos. 2 and 3.

3. That the following Conference Committee Amendments be adopted:

a. Page 1, Section 1, Line 33 of the Engrossed Bill, by deleting the figure "1,013,161.00" and substituting in lieu thereof the figure "1,053,161.00"; and Page 1, Section 1, Line 35 of the Engrossed Bill, by deleting the figure "\$16,008,876.00" and substituting in lieu thereof the figure "\$16,048,876.00".

b. Amend the Title to read as follows:

"An Act relating to the Oklahoma Department of Public Safety; making appropriations thereto; stating the purposes; providing for appointment and compensation of personnel; limiting the number of full-time-equivalent employees; limiting expenditures for salaries and wages; specifying salary increases; providing for uniform maintenance and cleaning allowances; making allocations of funds; appropriating funds for capital expenditures; authorizing use of all funds appropriated for federal matching purposes; amending 47 O.S. 1971, Sections 14-116, as last amended by Section 13, Chapter 248, O.S.L. 1977 and 22.2, as last amended by Section 3, Chapter 103, O.S.L. 1977 (47 O.S. Supp. 1977, Sections 14-116 and 22.2), pertaining to collection of fees; directing codification; prescribing an effective date; providing

lapse dates; providing for severability; and declaring an emergency.”

House Conferees: Barker, Vice-Chairman, Abbott, Duke, Draper, Elder, Deatherage, Wiseman, Murphy, Roberts, Riggs and Sparkman.

Senate Conferees: Randle, Vice-Chairman, Boatner, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Terrill and York.

HB 1560, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Schuelein.—1.

Excused: Butler, Lambert, Murphy, Porter, Smith, Stipe and Wolfe.—7.

The bill and emergency passed.

HB 1560, together with the Conference Committee Report thereon, was 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 447 and 474.

The above numbered Bills as amended in Conference were referred for enrollment.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Wednesday, April 26, 1978, at 10:00 a.m., which motion prevailed.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 208, 346, 449, 464, 466, 478 and 606 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

MESSAGE FROM THE HOUSE

Transmitting herewith Enrolled HB No. 1496, together with the Governor's Veto Message thereon, and advising that, under the provisions of Section 12, Article VI, of the Constitution of the State of Oklahoma, the House has reconsidered and passed said bill over the Governor's Veto by a three-fourths vote of all members elected to and constituting the House, said vote being as follows: 78 AYES; 19 NAYS.

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 1320 and HB 1559.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1320 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed HB No. 1320, and Engrossed Senate Amendments thereto, by Floyd, Deatherage, Barker and Roberts of the House and Lambert, Terrill, Cate, Porter, Keller and Funston of the Senate, entitled:

(Professions and Occupations — Amending 59 O.S. 1971, Sections 199.1 and 199.7 — 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 Senate recede from Amendments 1, 2 and 3 and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1320 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Floyd and Caldwell.

FOR THE SENATE: Lambert, Terrill and Cate.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1559 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1559, entitled:

(Department of Mental Health — Appropriations — Emergency)

together with Engrossed Senate Amendments thereto, beg leave to report that we

have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments No. 1, 2, 3, 4, 5 and 6.

2. That the attached Conference Committee Substitute for Engrossed HB No. 1559 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1559 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Wiseman, Murphy, Roberts, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Stipe, Terrill and York.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 208, 346, 449, 464, 466, 478 and 606.

The above numbered Enrolled Bills were referred to the Governor.

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 1665 and 1668.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1665 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed **HB No. 1665**, and Engrossed Senate Amendments thereto, by Rogers of the House and Wadley of the Senate, entitled:

(Retirement System Justices and Judges — Amending 20 O.S. Supp. 1977, Section 1103)

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.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1665** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Rogers, Abbott, Crutcher, Frates and Weichel.

FOR THE SENATE: Young, Grantham, McCune and Wadley.

CONFERENCE COMMITTEE REPORT

The following CCR on **HB 1668** was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed **HB No. 1668**, and Engrossed Senate Amendments thereto, by Rogers and Peterson of the House and Wadley of the Senate, entitled:

(Firemen's Relief and Pension Fund — Amending 11 O.S. Supp. 1977 — Sections 49-120 et al — 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.

(Pursuant to Rule 10(b), copies of the CCS for **HB 1668** were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Rogers, Abbott, Crutcher, Frates and Weichel.

FOR THE SENATE: Young, Grantham, McCune and Wadley.

Upon motion of Senator Lane, the Senate adjourned at 3:30 p.m. to meet Wednesday, April 26, 1978, at 10:00 a.m.

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Department of
Psychology
University of
California, Berkeley

Sixty-sixth Legislative Day

Wednesday, April 26, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—37.

Excused: Butler, Crow, Dawson, Helm, Howell, Keller, Lambert, Murphy, Porter, Randle and Wolfe.—11.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Seaton and incorporated into the Journal upon request of Senator Johnson.

Father, as we get together this morning for another business session, we have just one simple request.

When we get tired or frustrated or discouraged help us to remember that beautiful Old Testament teaching: "They that wait upon the Lord shall renew their strength. They shall mount up with wings

as eagles. They shall run and not be weary, they shall walk and not faint." So, teach us, Lord, to wait, Amen.

The Journal for the last legislative day was declared approved.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 473 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was re-referred Engrossed SB No. 473, entitled:

(Corporation Commission — Appropriation — amending Section 4, Chapter 263, O.S.L. 1974 (52 O.S. Supp. 1977, Section 154) — 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 attached Second Conference Committee Substitute for Engrossed Senate Bill No. 473 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 473 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, McCune, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Deatherage, Elder, Morgan, Denman, Wiseman, Murphy, Riggs, Rogers, Kamas and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on HB 1665 was called up for consideration.

The CCR on HB 1665 was adopted upon motion of Senator Wadley.

HB 1665, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Tinsley, Vann, Wadley, York and Young.—33.

Excused: Butler, Crow, Dawson, Funston, Helm, Howell, Keller, Lambert, Murphy, Porter, Randle, Stipe, Terrill, Watson and Wolfe.—15.

The bill and emergency passed.

HB 1665, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

PENDING CONSIDERATION OF CCR

The CCR on HB 1668 was called up for consideration.

The CCR on HB 1668 was adopted upon motion of Senator Wadley.

HB 1668, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Johnson, Keating, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Porter, Rozell, Schuelein, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley and Young.—33.

Excused: Butler, Crow, Dawson, Funston, Helm, Howell, Keller, Lambert, Murphy, Randle, Shatwell, Terrill, Watson, Wolfe and York.—15.

The bill and emergency passed.

HB 1668, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

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

RESOLUTION

✓ Senator Terrill introduced the following Resolution:

SCR 53 — By Terrill, Taliaferro and Capps of the Senate and Davis (Don), et al, of the House.

A Concurrent Resolution praising Miss Debbie Morris for winning the National American Legion Oratorical Contest; honoring her parents and her coach; hoping for Miss Morris' continued success; and directing distribution.

Senator Lane asked unanimous consent, which was granted, that all Senators be made coauthors of SCR 53.

SCR 53, as coauthored, was read at length, adopted upon motion of Senator Lane and ordered referred for engrossment.

Senator Lane moved that the Senate stand recessed until 2:00 p.m., which motion prevailed.

The Senate reassembled with Senator Luton presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed SB 630, and naming same House Conferees.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1844, and referring same to GCCA.

MESSAGE FROM THE GOVERNOR

This is to advise you that on April 26, 1978, I allowed Enrolled SB 484 to become law without my signature.

MESSAGE FROM THE GOVERNOR

Advising approval by him, April 25, 1978, of Enrolled SBs 561 and 598.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 462 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 462, entitled:

An Act relating to the Office of the Department of Charities and Corrections 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 attached Conference Committee Substitute for Engrossed SB No. 462 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 462 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Lamb, Martin, Murphy, Rozell, Smith, McCune, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Deatherage, Elder, Morgan, Denman, Wiseman, Murphy, Riggs, Rogers and Kamas.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 450 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We, your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 450, entitled:

(Office of the State Supreme Court and the Court of Appeals — Appropriations — 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 Nos. 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10.

2. That the Conference Committee Substitute for Engrossed SB No. 450, attached, be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 450 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Grantham, Holden, Lamb, Martin, Murphy, Rozell, Smith, McCune, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Deatherage, Elder, Morgan, Denman, Wiseman, Murphy, Riggs, Rogers, Kamas and Townsend.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 630 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred SB 630 by Lane, Cate and

Martin of the Senate and Holden, Murphy, Thompson (Mick) and Townsend of the House, entitled:

(State Government — 74 O.S., Section 1819)

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 630 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lane, Crow and Stipe.

FOR THE HOUSE: Holden and Murphy.

Senators Crow, Howell, Murphy and Keller asked to be shown present, which was the order.

MESSAGE FROM THE HOUSE

Advising change in Conferees on SB 625, from Parris, Bernard and Lancaster to Bernard, Morgan and Hooper.

REPORT OF ENGROSSED AND ENROLLED BILLS

SCR 53 was correctly engrossed, properly signed and ordered transmitted to the Honorable House for consideration.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1522, 1545, 1546, 1560, 1561, 1562, 1576 and 1759.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 541 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred SB 541 by Randle, Murphy and Lamb of the Senate and Riggs, Townsend, Frates and Matheson of the House, entitled:

An Act relating to employment security; amending 40 O.S. 1971, Sections 216, as amended by Section 1, Chapter 245, *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.
2. Accept the attached Conference Committee Substitute.

(Pursuant to Rule 10(b), copies of the CCS for SB 541 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Randle, Smith and Terrill.

FOR THE HOUSE: Riggs, Frates and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 625 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 625, by Holden, Murphy, et al, of the Senate and Bernard and Morgan of the House, entitled:

An Act relating to waters and water rights; amending Sections 27 and 28, Chapter 253, O.S.L. 1972 *** and directing codification.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment # 1.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 625 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Holden and Crow

FOR THE HOUSE: Morgan, Bernard and Hooper.

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 1061.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1061 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed House Bill No. 1061, and Engrossed Senate Amendments thereto, by Dunn, Fitzgibbon, Duckett, Harper, Bernard and Glover of the House and Taliaferro, Capps, Field, Dahl, Vann, McDaniel and Giles of the Senate, entitled:

An Act relating to public lands; amending 64 O.S. 1971, Section 52, as amended by Section 2, Chapter 268, O.S.L. 1974 (64 O.S. Supp. 1976, Section 52); providing rules and regulations for the investment of permanent school funds and other educational funds in farm mortgages; raising the limits of farm loans; and prohibiting any requirement that a loan applicant make certain assertions regarding crop values.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the title be amended to read as follows:

"An Act relating to public lands; amending 64 O.S. 1971, Section 52, as amended by Section 2, Chapter 268, O.S.L.

1974 (64 O.S. Supp. 1976, Section 52); providing rules and regulations for the investment of permanent school funds and other educational funds in farm mortgages; raising the limits of farm loans; and providing for certain affidavits."

2. That the House concur in Engrossed Senate Amendments Nos. 1, 2, 4, & 5.

3. That the House reject Senate Amendment No. 3.

4. That the following Conference Committee Amendment be adopted:

Page 4, Section 1, Line 14½, insert a new paragraph to read:

"Affidavits shall be filed with the Commissioners of the Land Office by the appraiser as the appraisal value, the buyer as to the purchase price, and the seller as the selling price when a purchase money loan is obtained from the Commissioners of the Land Office. Said affidavits shall apply only to the purchase price of any land being purchased."

Respectfully submitted,

FOR THE HOUSE: Dunn and Harper.

FOR THE SENATE: Crow, Luton and Taliaferro.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 475 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 475, entitled:

An Act relating to the office of the Department of Labor and making appropri-

ations 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 Amendments Nos. 1 and 2.

2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. 475 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 475 were distributed to all Senators.)

Senate Conferees: Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Lane, Terrill and McCune.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Deatherage, Draper, Elder, Denman, Kamas, Murphy, Roberts, Rogers, Sparkman and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on HB 1320 was called up for consideration.

The CCR on HB 1320 was adopted upon motion of Senator Terrill.

HB 1320, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Green, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lane, Luton, McCune, McDaniel, Martin, Murphy,

Pierce, Porter, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley and York.—35.

Nay: Berrong, Grantham, Howell, Lamb, Schuelein, Watson and Young.—7.

Excused: Butler, Dawson, Helm, Lambert, Randle and Wolfe.—6.

The bill passed.

HB 1320, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

RESOLUTION

Senator Porter introduced the following Resolution:

SR 24 — By Porter.

A Resolution expressing respect for Dick Jones, District Judge, Oklahoma County, and expressing admiration for his record of public service; and directing distribution.

Senator Porter moved to amend SR 24, Page 1, Line 18, by deleting the word "Alfalfa" and inserting in lieu thereof the word "Okfuskee", which amendment was declared adopted.

Senator Porter asked unanimous consent, which was granted, that all Senators be made coauthors of SR 24.

SR 24, as amended and coauthored, was read at length as follows, adopted upon motion of Senator Porter and ordered referred for enrollment.

SR 24 — By Porter, Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Mur-

phy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.

A Resolution expressing respect for Dick Jones, District Judge, Oklahoma County, and expressing admiration for his record of public service; and directing distribution.

WHEREAS, Dick Jones, District Judge for Oklahoma County, is retiring after a long and illustrious career in public service; and

WHEREAS, Dick Jones, after graduating from the University of Oklahoma School of Law in 1927, served as County Attorney of Okfuskee County for two terms and served on the Oklahoma Court of Criminal Appeals from 1939 to 1946; and

WHEREAS, he engaged in the private practice of law during the years 1946-1956, and then served as District Judge of Oklahoma County, and continued to so serve while receiving no compensation other than retirement pay; and

WHEREAS, while serving after retirement on the District Bench, he tried more cases before a jury than any two other judges in the County Courthouse.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The public service to the people of Oklahoma so admirably performed by Dick Jones is greatly appreciated.

SECTION 2. The members of the Oklahoma Senate, for themselves as individuals and on behalf of their constituents, express great respect for Dick Jones and admiration for his distinguished record as a judge and public servant.

SECTION 3. A copy of this Resolution shall be sent to Judge Dick Jones, Mrs. Dick Jones and the Honorable Charles Jones.

Senators Butler and Randle asked to be shown present, which was the order.

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 494.

The above numbered Bill as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed HB 1667, requesting further Conference and naming same Conferees.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 216 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill No. 216, by Murphy of the Senate and Draper and Manning of the House, entitled:

An Act relating to waters and water rights; amending 82 O.S. 1971, Section 861; creating the Grand River Dam 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 Senate accept House Amendments 1, 2 and 5.

2. That the House recede from House Amendments 3 and 4.

Respectfully submitted,

FOR THE SENATE: Murphy and Luton.

FOR THE HOUSE: Draper, Willis and Whorton.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 448 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 448, entitled:

(Relating to courts — making appropriations to the Office of District Court — 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 Nos. 1 through 8.

2. That the Conference Committee Substitute for Engrossed Senate Bill No. 448, attached, be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 448 were distributed to all Senators.)

Senate Conferees: Randle, Vice-Chairman, Boatner, Cate, Grantham,

Holden, Howell, Lamb, Murphy, Rozell, Smith, Lane, Terrill and McCune.

House Conferees: Barker, Vice-Chairman, Abbott, Deatherage, Draper, Elder, Denman, Kamas, Murphy, Roberts, Rogers, Sparkman and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 444 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred SB 444, by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House, entitled:

An Act relating to the Office of the Attorney General and making appropriations thereto; *** and declaring an emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the Senate accept Engrossed House Amendments Nos. 3 and 4.

2. That the House recede from Engrossed House Amendments Nos. 1, 2, 5 and 6.

3. That the following Conference Committee Amendments to the Engrossed Senate Bill No. 444 be adopted:

(a) Amend Title to read as follows:

“An Act relating to the Office of the Attorney General and making appropriation

thereto; stating the purpose; creating the position of Natural Gas Curtailment and Regulation Hearings Counsel; authorizing use of all funds appropriated for federal matching purposes; providing for appointment, duties, compensation and number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency."

(b) Amend Page 1, Lines 22 and 23, by deleting the words and figures "One Million Thirty-one Thousand Four Hundred Seventy-nine Dollars (\$1,031,479.00)" and substitute in lieu thereof the words and figures "One Million Fifty-nine Thousand One Hundred Ninety-four Dollars (\$1,059,194.00)".

(c) Amend Page 1, Line 25½, by adding a new Section 2 to read as follows:

"SECTION 2. There is hereby created in the office of the Attorney General the position entitled Natural Gas Curtailment and Regulation Hearings Counsel. The qualifications for this position shall be the same as those for an Assistant Attorney General and the maximum authorized salary shall be Twenty-four Thousand Two Hundred Dollars (\$24,200.00) per annum, payable monthly."

(d) Amend Page 2, Line 4, by deleting the words and figures "Nine Hundred Six Thousand Five Hundred Dollars (\$906,500.00)" and substituting in lieu thereof the words and figures "Nine Hundred Thirty-three Thousand Four Hundred Fifty Dollars (\$933,450.00)".

Respectfully submitted,

FOR THE SENATE: Crow, Randle and Murphy.

FOR THE HOUSE: Davis (Don) and Barker.

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 1379, 1425, 1556 and 1573.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1379 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1379, and Engrossed Senate Amendments thereto, by Cowan and Wiseman of the House and Smith and Funston of the Senate, entitled:

An Act relating to public health and safety; amending Sections 2 through 13, 15 and 16, Chapter 251, O.S.L. 1976 (63 O.S. Supp. 1976, Sections 2752 through 2765); modifying definitions; renaming the Controlled Industrial Waste Management Section the Controlled Industrial Waste Management Division; providing for composition; modifying certain duties; *** increasing certain penalties; providing for shipment of controlled industrial waste from out of state; prohibiting certain practices; and directing codification.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from their Amendment and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1379 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Cowan, Cotner and Wiseman.

FOR THE SENATE: Smith and Wadley.

CONFERENCE COMMITTEE REPORT

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 Elder and Kamas of the House and Grantham, Howell and Kilpatrick of the Senate, entitled:

An Act relating to cities and towns; providing for eligibility for admission to bail; providing for release of certain arrested persons, under certain conditions; providing for determination of amount and condition of certain bail; providing for acceptance of a temporary cash bond, under certain conditions; directing codification; repealing 11 O.S. 1971, Section 958.22, and Section 2, Chapter 245, O.S.L. 1974 (11 O.S. Supp. 1976, Section 785.2); and providing an 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 Senate recede from their amendment, and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1425 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Elder, Frates and Kamas.

FOR THE SENATE: Grantham and York.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1556 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1556, entitled:

(State Department of Health — Appropriations — Emergency)

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendments 1, 2 and 3.
2. That the attached Conference Committee Substitute for Engrossed House Bill No. 1556 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1556 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Deatherage, Elder, Morgan, Denman, Wiseman, Murphy, Riggs, Rogers, Kamas and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Grantham, Holden, Lamb, Martin, Rozell, Smith, McCune and Terrill.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1573 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1573, entitled:

An Act relating to the Oklahoma Conservation Commission 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 House accept Engrossed Senate Amendment Nos. 1, 2, 3 and 4.
2. That the following Conference Committee Amendments to Engrossed HB 1573 be adopted:

(a) Amend the Title to read as follows:

"An Act relating to the Oklahoma Conservation Commission and making appropriations thereto; stating the purposes; providing for appointment, duties and compensation of employees; designating Executive Director's maximum salary; limiting number of employees; limiting expenditures for salaries and wages; re-appropriating certain funds; allowing for assistance to soil and water conservation districts; amending Section 7, Chapter 178, O.S.L. 1977 (82 O.S. Supp. 1977, Section 1501-605), which relates to district director's per diem; modifying per diem rate; providing lapse date; providing severability; and declaring an emergency."

(b) Page 2, Line 18¹/₂, by adding a new "Section 4" to read as follows:

"SECTION 4. The amount of Eighty Thousand Dollars (\$80,000.00) originally appropriated to the Oklahoma Conservation Commission to aid in the support of a joint United States Corps of Engineers and City of Tulsa, Oklahoma, Urban Flood Control Pilot Project on Mingo Creek in Tulsa County, from the General Revenue Fund of the State Treasury for the fiscal year ending June 30, 1976, by Section 4, Chapter 178, O.S.L. 1977, is hereby continued and reappropriated in the original amount, as adjusted by transfer, less any amount that has been expended on the effective date of this act to be used in support of a joint United States Corps of Engineers and City of Tulsa, Oklahoma, Urban Flood Control Pilot Project on Mingo Creek in Tulsa County, for works of improvement on Chouteau Creek in Cleveland County, for works of improvement on Lee's Creek in Sequoyah County and for works of improvement in the Haikey Creek and Fry Ditch Flood Districts in Tulsa County."

Renumber the current Section 4 to read "Section 5" and renumber succeeding sections accordingly.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Elder, Wiseman, Murphy, Riggs, Rogers, Kamas and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Grantham, Holden, Lamb, Martin, Smith, McCune, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 629 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill No. 629, by Howell of the Senate and Abbott of the House, entitled:

An Act relating to schools and school districts; amending Sections 5, 7, 8 and 14, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1977, Sections 6-103.1, 6-103.3, 6-103.4 and 6-103.10); modifying certain exemptions from dismissal *** with regard to a certain official transcript.

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 all amendments.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 629 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Howell, Capps and Crow.

FOR THE HOUSE: Abbott and Cummings.

MESSAGE FROM THE HOUSE

Advising the House has recalled HB 1548 from the Engrossing and Enrolling Department and requests the Honorable Senate to reconsider the vote by which the CCR on HB 1548 was adopted; to reconsider the vote by which HB 1548, as amended in Conference, passed; to reject the CCR and consider the bill further.

PENDING CONSIDERATION OF CCR

The CCR on SB 625 was called up for consideration.

Representatives Parris and Cotner asked to be removed as coauthors of SB 625, which was the order.

Senator Wadley presiding.

The CCR on SB 625 was adopted upon motion of Senator Holden.

Senator McCune presiding.

Senator Young moved that SB 625 be returned to the conference committee with instructions to remove teachers' retirement funds.

The Young motion was ruled out of order by the Chair.

SB 625, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, Martin, Murphy, Pierce, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson and York.—32.

Nay: Berrong, Butler, Johnson, Luton, McDaniel, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Wadley and Young.—13.

Excused: Dawson, Lambert and Wolfe.—3.

The bill and emergency passed.

SB 625, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Lane, the CCR on HB 1573 was rejected and further conference requested, said bill to be rereferred to GCCA.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further conference on HB 1667 was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

PENDING SENATE ACTION ON HOUSE REQUEST FOR FURTHER CONSIDERATION OF HB 1548

Senator Lane moved that the vote be reconsidered whereby HB 1548 and the emergency passed, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Dawson, Holden, Lambert and Wolfe.—4.

The Chair advised the Senate that Senator Holden, having been present in the Chamber during the vote, would be shown voting "no" on HB 1548 in compliance with Rule 33(b). The vote thereby re-

sulted as follows: Aye: 44. Nay: 1. Excused: 3.

Senator Lane moved that the vote be reconsidered whereby the CCR on HB 1548 was adopted, which motion was declared adopted.

Senator Lane moved that the CCR on HB 1548 be rejected and further conference requested, said bill to be rereferred to GCCA, which motion was declared adopted.

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 1753.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1753 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1753, and Engrossed Senate Amendments thereto, by Elder and Hooper of the House and Grantham and Shatwell of the Senate, entitled:

An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 51, as amended by Section 1, Chapter 94, O.S.L. 1976 (21 O.S. Supp. 1977, Section 51); providing punishments for second and subsequent offenses after prior conviction of a felony; providing an effective date; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from their amendments, and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1753 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Elder, Hooper and Steward.

FOR THE SENATE: Grantham, Keating and Clifton.

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.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 627 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed SB No. 627, by Grantham of the Senate and Elder, Kennedy and Camp of the House, entitled:

An Act relating to contracts; *** directing codification; and providing an effective date.

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 No. 2.

2. That the attached Conference Committee Substitute for Engrossed SB No. 627 be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 627 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Grantham, Howell and Kilpatrick.

FOR THE HOUSE: Elder, Kennedy and Camp.

PENDING SENATE ACTION — VETO OVERRIDE ON HB 1496

Senator Clifton moved that HB 1496 be enacted into law notwithstanding the veto of the Chief Executive, which motion was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Wadley, Watson, York and Young.—27.

Nay: Berrong, Capps, Crow, Field, Funston, Giles, Grantham, Green, Helm, Holden, Johnson, McCune, McDaniel, Martin, Murphy, Schuelein, Terrill and Vann.—18.

Excused: Dawson, Lambert and Wolfe.—3.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 366, 396, 411, 447, 474 and 521 were each correctly enrolled and, after fourth reading, properly signed and ordered

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

SR 21 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1573, and rereferring said bill to GCCA.

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 1553.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1553 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1553, entitled:

(Oklahoma Historical Society — Appropriations — Emergency)

together with Engrossed Senate Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the Senate recede from Engrossed Senate Amendment No. 1.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1553 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Deatherage, Draper, Elder, Atkins, Kamas, Murphy, Roberts, Rogers, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Lane, Terrill and McCune.

MESSAGE FROM THE HOUSE

Transmitting following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HJR 1053.

CONFERENCE COMMITTEE REPORT

The following CCR on HJR 1053 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Joint Resolution No. 1053, and Engrossed Senate Amendments thereto, by Deatherage, et al of the House and Cate, et al, of the Senate, entitled:

A Joint Resolution opposing the establishment of any additional public institutions of higher education; directing the State Regents for Higher Education to make certain reports to the Legislature; and adopting procedures for reviewing any legislative proposal for expansion of the higher education system.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

1. That the Senate recede from Engrossed Senate Amendment No. 2.

2. That the House concur in Engrossed Senate Amendments nos. 1, 3, 4, 5, and 6.

3. That the following Conference Committee Amendment be adopted:

(a) Amend Page 1, Line 19 by changing the word and number eight (8) to seven (7).

(b) Amend Page 1, Line 20 by inserting after the word "regional universities" a comma and the following language: "a College of Osteopathic Medicine and Surgery,".

(c) Amend Page 1, Line 22 & 23 after the word "and" delete "numerous separate budget" and add the following language: "eight constituent".

(d) Amend Page 2, Line 27 as follows: add between the words "the" and "creation" the following language: "reclassification or".

(e) Page 2, Line 28, after the word "institution" delete the word "or" and insert a comma (,).

(f) Page 2, Line 28, after the word "education" delete the colon and add a comma (,); and add the following language: "or branch campus:".

Respectfully submitted,

FOR THE HOUSE: Deatherage, Murphy and McCaleb.

FOR THE SENATE: Cate, Martin and Lane.

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 276 and SB 452 (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on SB 216 was called up for consideration.

The CCR on SB 216 was adopted upon motion of Senator Murphy.

SB 216, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and York.—40.

Nay: Rozell and Schuelein.—2.

Excused: Butler, Dawson, Green, Lambert, Wolfe and Young.—6.

The bill and emergency passed.

SB 216, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HJR 1053 was called up for consideration.

The CCR on HJR 1053 was adopted upon motion of Senator Cate.

HJR 1053, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Nay: Shatwell.—1.

Excused: Butler, Clifton, Dawson, Lambert, Porter, Smith and Wolfe.—7.

The resolution passed.

HJR 1053, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 629 was called up for consideration.

The CCR on SB 629 was adopted upon motion of Senator Howell.

SB 629, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy,

Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Dawson, Field, Lambert, Smith and Wolfe.—6.

The bill passed.

SB 629, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

SPECIAL COMMITTEE REPORT

Senator Terrill submitted the report and moved that the Senate accept the report of the Special Committee on the Criminal Justice System, which motion was declared adopted.

Senator Helm presiding.

PENDING CONSIDERATION OF CCR

The CCR on SB 627 was called up for consideration.

The CCR on SB 627 was adopted upon motion of Senator Grantham.

SB 627, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Cate, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, McCune, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Tinsley, Wadley, Watson and York.—33.

Nay: Boatner, Capps, Crow, Luton, Murphy, Schuelein, Stipe and Young.—8.

Excused: Butler, Dawson, Field, Lambert, Smith, Vann and Wolfe.—7.

The bill passed.

SB 627, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 473 was called up for consideration.

The CCR on SB 473 was adopted upon motion of Senator Crow.

SB 473, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Giles, Grantham, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Watson, York and Young.—36.

Excused: Butler, Dawson, Field, Funston, Green, Lambert, Shatwell, Smith, Tinsley, Vann, Wadley and Wolfe.—12.

The bill and emergency passed.

SB 473, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 462 was called up for consideration.

The CCR on SB 462 was adopted upon motion of Senator Crow.

SB 462, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—37.

Excused: Butler, Clifton, Dawson, Field, Funston, Lambert, Shatwell, Smith, Vann, Wadley and Wolfe.—11.

The bill passed.

Senator Clifton desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Excused: 10.

The emergency passed.

SB 462, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 450 was called up for consideration.

The CCR on SB 450 was adopted upon motion of Senator Crow.

SB 450, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Watson, York and Young.—38.

Excused: Butler, Dawson, Field, Funston, Lambert, Shatwell, Smith, Vann, Wadley and Wolfe.—10.

The bill and emergency passed.

SB 450, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 475 was called up for consideration.

The CCR on SB 475 was adopted upon motion of Senator Crow.

SB 475, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Funston, Giles, Holden, Howard, Howell, Johnson, Kilpatrick, Lane, Luton, Martin, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Wadley and York.—25.

Nay: Berrong, Capps, Grantham, Green, Helm, Keating, Keller, Lamb, McCune, McDaniel, Murphy, Pierce, Porter, Watson and Young.—15.

Excused: Butler, Dawson, Field, Lambert, Shatwell, Smith, Vann and Wolfe.—8.

The bill passed.

Senators Murphy, Grantham, Porter, Young, Capps, Keating and Green desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 8. Excused: 8.

The emergency passed.

SB 475, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 448 was called up for consideration.

The CCR on SB 448 was adopted upon motion of Senator Crow.

Senator Howell asked to be made a co-author of SB 448, which was the order.

SB 448, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Wadley, Watson, York and Young.—40.

Excused: Butler, Dawson, Field, Lambert, Shatwell, Smith, Vann and Wolfe.—8.

The bill and emergency passed.

SB 448, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed HB 1548, and rereferring said bill to GCCA.

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 1572 as coauthored by Johnson (A.V.).

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1572 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1572, entitled:

(Oklahoma Tourism and Recreation Department — Appropriations — Repealing 74 O.S. Supp. 1977, Section 1821 — 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 Nos. 1, 2, 3, 4, 5 and 6.

2. That the attached Conference Committee Substitute for Engrossed House Bill No. 1572 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1572 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman. Barker, Vice-Chairman, Abbott, Deatherage, Draper, Elder, Atkins, Kamas, Murphy, Roberts, Rogers, Sparkman and Townsend.

Senate Conferees: Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, Martin, Murphy, Rozell, Smith, Lane, Terrill and McCune.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCRs 1041 and 1042.

HCR 1041 — By Townsend of the House and Lane of the Senate.

A Concurrent Resolution fixing the day of the sine die adjournment of the Second Session of the Thirty-sixth Oklahoma Legislature.

HCR 1042 — By Bradshaw and Townsend of the House and Berrong of the Senate.

A Concurrent Resolution recognizing the innovative approach to law enforcement in rural Oklahoma taken by the Dewey County County-wide Law Enforcement System.

Consideration of the Resolutions was deferred for this Legislative day.

RESOLUTIONS

Senator Berrong introduced the following Resolutions, consideration of which was deferred for this legislative day:

SR 25 — By Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Ter-

rill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution honoring and commending Senator Roy E. Grantham; and directing distribution.

WHEREAS, the Honorable Senator from the 20th Senatorial District, Roy E. Grantham, has announced his intention to retire into private life at the end of this term, thus ending a long and distinguished political career; and

WHEREAS, Senator Grantham was born in Oklahoma Territory a few months before Oklahoma became a state, was educated at the University of Oklahoma, and served as Kay County Attorney before being called into military service; and

WHEREAS, Senator Grantham as an officer in the United States Army served during the war as the prosecuting attorney in the case of the theft of the Hesse crown jewels and as a lawyer for the United States in the Nuremberg trials; and

WHEREAS, Senator Grantham has served in this Senate since 1951, during which time he authored numerous substantial pieces of legislation for the good of the State of Oklahoma; and

WHEREAS, Senator Grantham has diligently served as the Chairman of the Senate Judiciary Committee and has become a nationally recognized legal scholar; and

WHEREAS, Senator Grantham was chosen for the difficult and demanding task of being presiding officer in the impeachment trial of a Supreme Court Justice, which he did with fairness and integrity; and

WHEREAS, Senator Grantham has received numerous awards and honors, in-

cluding being listed in "Who's Who in America" since 1972 and being named one of Oklahoma's "Top Ten Legislators" by several publications for several years; and

WHEREAS, Senator Grantham's departure will leave a gap in the Senate leadership that will never be so well-filled again.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby formally praises Senator Roy E. Grantham for his long and distinguished career and his contributions to the law of the State of Oklahoma. The Senate further strongly urges Senator Grantham to continue his contributions to the state in any manner that Senator Grantham sees fit. The Senate further expresses its deep sense of regret that Senator Grantham has seen fit to retire, but the Senate fondly hopes that Senator Grantham will have all the happiness in the world.

SECTION 2. Duly authenticated copies of this Resolution shall be delivered with appropriate ceremony to Senator Roy E. Grantham. This Resolution shall further be spread upon the pages of the Permanent Journal of the Senate of the State of Oklahoma, Second Session, 36th Oklahoma Legislature.

SR 26 — By Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution honoring and commending Senator William Wallace Dawson; directing distribution; and ordering printing of this Resolution in the Permanent Journal.

WHEREAS, Senator William Wallace Dawson has announced his intention to make this term his last in the Oklahoma State Senate so that he might pursue certain outside interests; and

WHEREAS, Senator Dawson has earned a very high respect from the staff and members of the Oklahoma State Senate for his integrity, fairness and courage; and

WHEREAS, Senator Dawson has been a tireless and creative fighter for what he thought was right, including changes regarding public utilities and optical services, without fear of often powerful interest arrayed against him; and

WHEREAS, Senator Dawson was honored by becoming Chairman of the Senate Committee on Professions and Occupations after only two years of service in the Senate, and has also served as a member of the Committees on Common Education, Higher Education, and Revenue and Taxation; and

WHEREAS, Senator Dawson's abilities have won him recognition from groups outside the Senate, for he has been the recipient of the National Foundation March of Dimes Distinguished Voluntary Leadership Award, the Oklahoma Bar Association's "Outstanding Young Lawyer Award" for 1977, and the Oklahoma Common Cause Award as "Outstanding State Legislator" in 1977.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby formally honors and

commends Senator William Wallace Dawson. The Senate further expresses a certain feeling of loss with the departure of Senator Dawson and hopes that his every future endeavor is crowned with success.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Senator William Wallace Dawson with appropriate ceremony. This Resolution shall further be printed in the Permanent Journal of the Senate of the State of Oklahoma, Thirty-sixth Legislature, Second Session.

SR 27 — By Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution honoring and commending Senator Robert Lee Wadley; directing distribution; and ordering the printing of the Resolution in the Permanent Journal.

WHEREAS, Senator Robert Lee Wadley has served in the Oklahoma State Senate since 1972 and has announced his intention of returning to private life at the end of this term; and

WHEREAS, Senator Wadley has served the people of the State of Oklahoma both as a member of the Honorable House of Representatives in the Twenty-fourth Legislature and as the Senator from District 2 in the Thirty-fourth through Thirty-sixth Legislatures; and

WHEREAS, Senator Wadley has been a notable member of this Senate, serving as the Chairman of the Committee on County, State and Federal Government and as a member of the Committees on

Professions and Occupations, Environmental Quality and Natural Resources and Wildlife; and

WHEREAS, Senator Wadley has served his district with notable distinction, for he was instrumental in funding several projects that benefited his area, and was the chief author of the bill that allowed the Grand River Dam Authority to increase its bonded indebtedness; and

WHEREAS, Senator Wadley has earned the lasting respect and admiration of the Senate.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. Senator Robert Lee Wadley is hereby formally praised by the Senate of the State of Oklahoma for his leadership and service in the Senate. The Senate expresses its hope that Senator Wadley will achieve success and happiness outside public service, and invites Senator Wadley to return frequently to honor the Senate with his presence.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Senator Robert Lee Wadley with appropriate ceremony. This Resolution shall further be printed in full in the Permanent Journal of the Senate of the State of Oklahoma, Thirty-sixth Legislature, Second Session.

SR 28 — By Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution honoring and commending Senator Bob Funston; directing distribution; and ordering printing of this Resolution in the Permanent Journal.

WHEREAS, Senator Bob Funston has announced his intentions of seeking public service other than the Senate of the State of Oklahoma; and

WHEREAS, Senator Funston deserves recognition and praise from this Senate for the efforts he has expended in such difficult and delicate areas as tax reform, mental health, probate, and Workers' Compensation; and

WHEREAS, Senator Funston has served with distinction as the Chairman of the Senate Committee on Oil and Gas and as a hard-working member of the Committees on Common Education and Appropriations and Budget; and

WHEREAS, Senator Funston has a long record of public service, for he has served as a Tulsa Public Defender, a Member of the Oklahoma National Guard, State Chairman of the Democratic Party, and as a member of this Senate since 1973; and

WHEREAS, Senator Bob Funston has received numerous recognitions for his abilities in public service, including a listing in Who's Who in American Politics.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby formally honors and recognizes Senator Bob Funston of Tulsa for his contributions to the Oklahoma Senate and the State of Oklahoma. The Senate further expresses its wishes for good luck to Senator Funston in his future endeavors. The Senate expresses its hope

that Senator Funston will continue to show the qualities of leadership, innovation and courage that have earned him the high respect and esteem held for him by this Senate.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Senator Funston with appropriate ceremony. This Resolution shall further be printed in full, in the Permanent Journal of the Senate of the State of Oklahoma, Thirty-sixth Legislature, Second Session.

SR 29 — By Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Watson, Wolfe, York and Young.

A Resolution commending and honoring Senator Thomas Kenneth Butler; and directing distribution and printing in the Permanent Journal of the Senate.

WHEREAS, Senator Thomas Kenneth Butler has served the State of Oklahoma as a member of the 34th, 35th and 36th Oklahoma Legislature with a stature of honesty, integrity and enthusiasm; and

WHEREAS, he is a native son of the State of Oklahoma; and

WHEREAS, he received his Bachelor of Science degree from Central State University in 1964 and he received his Juris Doctorate degree from the University of Oklahoma in 1967; and

WHEREAS, he served Okmulgee County as a quality assistant district attorney from 1967 until 1970; and

WHEREAS, as a member of the Oklahoma Senate he has endeavored to im-

prove and to enhance the excellence of the common education and vocational and technical education systems of the state; and

WHEREAS, he has served as a member of the Senate Committees on Business, Industry and Labor Relations, Roads and Highways, Appropriations and Budget, and Common Education.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate hereby honors and commends Senator Thomas Kenneth Butler for his faithful service to the State of Oklahoma and expresses its appreciation for such faithful service. The Senate desires Senator Butler to return frequently to visit the Senate.

SECTION 2. Duly authenticated copies of this Resolution shall be presented to Senator Thomas Kenneth Butler with appropriate ceremony. This Resolution shall further be printed in the Permanent Journal of the Senate of the State of Oklahoma, Thirty-sixth Legislature, Second Session.

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 1667 (2nd CCR) and HB 1740.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1667 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was rereferred Engrossed House Bill No. 1667, and Engrossed Senate Amendments thereto, by Rogers of the House and Wadley of the Senate, entitled:

(Procedures relating to administration of Retirement System — Amends 74 O.S. 1971, Section 907 *** 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.

(Pursuant to Rule 10(b), copies of the CCS for HB 1667 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Rogers, Abbott, Crutcher and Weichel.

FOR THE SENATE: Young, Boatner, McCune and Wadley.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1740 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your Conference Committee to whom was referred Engrossed House Bill No. 1740, and Engrossed Senate Amendments thereto, by Rogers of the House and Schuelein and Johnson of the Senate, entitled:

(Relating to Motor Vehicles — Amending 47 O.S. Supp. 1977, Section 2-305 — Emergency)

beg leave to report that we have had the same under consideration and herewith

return the same with the following recommendation: That the Senate recede from Amendment No. 1 and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1740 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Rogers, Abbott, Crutcher and Weichel.

FOR THE SENATE: Young, Boatner, Grantham, McCune and Wadley.

Senator Wadley presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 494 was correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SCRs 44, 45, 50 and 52 were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 22 and 24 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 366, 396, 411, 447, 474 and 521.

The above numbered Enrolled Bills were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 595, requesting further Conference 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 515, 571 and 585.

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HB 1284.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1284 was read and consideration deferred.

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Bill No. 1284, and Engrossed Senate Amendments thereto, by Nance of the House and Smith of the Senate, entitled:

An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.2, as last amended by Section 11, Chapter 241, O.S.L. 1976 (47 O.S. Supp. 1976, Section 22.2); providing for apportionment of certain monies received by the Oklahoma Tax Commission; and declaring an emergency.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation:

That the Senate recede from their Amendment and that the attached conference committee substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1284 were distributed to all Senators.)

Respectfully submitted,

FOR THE HOUSE: Nance, Matheson and Twidwell.

FOR THE SENATE: Smith and York.

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 46.

The above numbered Resolution as amended in Conference was referred for enrollment.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 216, requesting further Conference and naming same Conferees.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 44, 45, 50 and 52.

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 494.

The above numbered Enrolled Bill was referred to the Governor.

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 1548 (2nd CCR).

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1548 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was rereferred Engrossed HB No. 1548, entitled:

(Oklahoma Tax Commission — Appropriation — Amending 47 O.S. Supp. 1971, Section 22.30h — 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, 2 and 3.

2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1548 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Morgan, Denman, Wiseman, Murphy, Roberts, Riggs, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, McCune, Murphy, Rozell, Lane, Terrill and York.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Thursday, April 27, 1978, at 10:00 a.m., which motion prevailed.

Upon motion of Senator Lane, the Senate adjourned at 5:00 p.m. to meet Thursday, April 27, 1978, at 10:00 a.m.

Sixty-seventh Legislative Day

Thursday, April 27, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Cate, Dawson, Field, Helm, Lambert, Porter and Wolfe.—8.

Senator Luton declared a quorum present.

The following prayer was offered by Reverend Seaton and incorporated into the Journal upon request of Senator Johnson.

Father, we thank You for each individual assembled in this room this morning. The Senators, The Pages, The Secretaries, The Security, and all of the other workers.

Help us to remain faithful to our calling. Inspire us to be all we can be. So few of us ever reach our maximum potential be-

cause of the fear of failure, or the opinions of others.

Our prayer today is simply, "Lord, what wilt Thou have me to do?" Amen.

The Journal for the last legislative day was declared approved.

INTRODUCTIONS

Senator McCune introduced W. W. Sanger, M.D., Oklahoma City, as Doctor of the Day.

Senator Crow, on behalf of Senator Lambert, introduced Zoe McPherson, R.N., Oklahoma City, as Nurse of the Day.

Senator Crow introduced former Senator Ferman Phillips.

PENDING CONSIDERATION OF CCR

The CCR on HB 1061 was called up for consideration.

The CCR on HB 1061 was adopted upon motion of Senator Taliaferro.

HB 1061, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Cate, Dawson, Field, Helm, Lambert, Porter and Wolfe.—8.

The bill passed.

HB 1061, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 541** was called up for consideration.

The CCR on **SB 541** was adopted upon motion of Senator Randle.

SB 541, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—39.

Excused: Berrong, Butler, Cate, Dawson, Field, Helm, Lambert, Porter and Wolfe.—9.

The bill and emergency passed.

SB 541, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

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

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the requests of the Honorable House for further conferences on **SB 216** and **SB 595** were ordered granted, President Pro Tempore Howard appointing the same Senate Conferencees.

MESSAGE FROM THE HOUSE

Advising concurrence in SAs to and passage of Engrossed **HB 1834**, as amended.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled **HBs 1320, 1665, 1668 and 1834** and **HJR 1053**.

The above numbered Enrolled Bills and Resolution were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1740** was called up for consideration.

The CCR on **HB 1740** was adopted upon motion of Senator Schuelein.

HB 1740, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Cate, Crow, Dawson, Field, Lambert, Porter and Wolfe.—8.

The bill and emergency passed.

HB 1740, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1379 was called up for consideration.

The CCR on HB 1379 was adopted upon motion of Senator Smith.

HB 1379, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Clifton, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—37.

Nay: Capps and Helm.—2.

Excused: Butler, Cate, Crow, Dawson, Field, Lambert, Porter, Tinsley and Wolfe.—9.

The bill and emergency passed.

HB 1379, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MOTION RE ACCEPTANCE OF HB 1850

Senator Martin moved that the Rules be suspended for the purpose of placing HB 1850 on the Senate Calendar for First Reading, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Clifton, Dahl, Funston, Giles, Green, Helm, Holden, Johnson, Keating, Keller, Lamb, Lane, McCune, McDaniel, Martin, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, and Watson.—27.

Nay: Birdsong, Grantham, Howard, Howell, Kilpatrick, Luton, Murphy, Rozell, Stipe and York.—10.

Excused: Boatner, Butler, Cate, Crow, Dawson, Field, Lambert, Porter, Tinsley, Wolfe and Young.—11.

PENDING CONSIDERATION OF CCR

The CCR on HB 1284 was called up for consideration.

The CCR on HB 1284 was adopted upon motion of Senator York.

HB 1284, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Ran-

dle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Vann, Wadley, Watson, York and Young.—38.

Excused: Butler, Cate, Crow, Dawson, Field, Lambert, Porter, Terrill, Tinsley and Wolfe.—10.

The bill passed.

HB 1284, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Murphy presiding.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 451 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 451, entitled:

(Oklahoma State Regents for Higher Education — Appropriation — 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 451 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Randle, Vice-Chairman, Boatner, Cate,

Grantham, Holden, Howell, Lamb, Lane, Murphy, Rozell, McCune, Stipe, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Deatherage, Elder, Morgan, Wiseman, Murphy, Roberts, Riggs, Sparkman and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 454 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 454, entitled:

(Schools — Amending 70 O.S., Sections 18-109 and 18-114 — Appropriation — 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 454 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, Lane, Murphy, Rozell, McCune, Stipe, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott,

Matheson, Draper, Elder, Morgan, Wiseman, Murphy, Roberts, Riggs, Sparkman and Townsend.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 456 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was referred Engrossed SB No. 456, entitled:

(State Board of Vocational and Technical Education — Appropriation — 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 456 were distributed to all Senators.)

Senate Conferees: Boatner, Cate, Grantham, Holden, Howell, Lamb, Lane, Murphy, Rozell, McCune, Stipe, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Morgan, Denman, Wiseman, Murphy, Roberts, Riggs, Sparkman and Townsend.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 471 was read and consideration deferred.

Mr. President
and
Mr. Speaker

We your General Conference Committee on Appropriations, to whom was rereferred Engrossed SB No. 471, entitled:

An Act relating to the Office of the Banking Department and making an appropriation thereto; *** and declaring an emergency.

together with Engrossed House Amendments thereto, beg leave to report that we have had the same under consideration and herewith return same with the following recommendations:

1. That the House recede from Engrossed House Amendment Nos. 1 and 2.
2. That the attached Conference Committee Substitute for Engrossed Senate Bill No. 471, be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 471 were distributed to all Senators.)

Senate Conferees: Crow, Chairman, Boatner, Holden, Lamb, Murphy, Rozell, McCune, Stipe, Terrill and York.

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Morgan, Denman, Wiseman, Murphy, Riggs, Sparkman and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on HB 1667 was called up for consideration.

The CCR on HB 1667 was adopted upon motion of Senator Wadley.

HB 1667, as amended in Conference, was read at length.

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

Aye: Berrong, Capps, Clifton, Crow, Dahl, Funston, Giles, Green, Helm, Holden, Howard, Howell, Keating, Keller, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Vann, Wadley, Watson and Young.—33.

Nay: Birdsong, Boatner, Johnson, Kilpatrick and York.—5.

Excused: Butler, Cate, Dawson, Field, Lambert, Porter, Stipe, Tinsley and Wolfe.—9.

* Not voting: Grantham.—1.

The bill and emergency passed.

* Senator Grantham asked to be shown not voting on **HB 1667** for reason of personal interest, as provided under Article V of the Constitution, which was the order.

HB 1667, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION — RESOLUTIONS

SR 25, introduced on page 813, was called up for consideration.

SR 25 was read at length, adopted upon motion of Senator Berrong and ordered referred for enrollment.

SR 26, introduced on page 814, was called up for consideration.

SR 26 was read at length, adopted upon motion of Senator Berrong and ordered referred for enrollment.

SR 27, introduced on page 815, was called up for consideration.

SR 27 was read at length, adopted upon motion of Senator Berrong and ordered referred for enrollment.

SR 28, introduced on page 816, was called up for consideration.

SR 28 was read at length, adopted upon motion of Senator Berrong and ordered referred for enrollment.

SR 29, introduced on page 817, was called up for consideration.

SR 29 was read at length, adopted upon motion of Senator Berrong and ordered referred for enrollment.

HCR 1042, introduced on page 813, was called up for consideration.

Senator Lane asked to be made a coauthor of **HCR 1042**, which was the order.

HCR 1042, as coauthored, was read at length, adopted upon motion of Senator Berrong, properly signed and ordered returned to the Honorable House.

Senator Luton presiding.

CONFERENCE COMMITTEE REPORT

The following second CCR on **SB 216** was read and adopted upon motion of Senator Murphy.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred Senate Bill No. 216, by Murphy of the Senate and Draper and Manning of the House, entitled:

An Act relating to waters and water rights; amending 82 O.S. 1971, Section

861; creating the Grand River Dam 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 Senate accept House Amendments 1 and 2.

2. That the House recede from House Amendments 3, 4 and 5.

3. Strikes Section 2 of Engrossed Senate Bill 216 and insert in lieu thereof the following:

“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.”

4. Amend the Title to read as follows:

“An Act relating to waters and water rights; amending 82 O.S. 1971, Section 861; creating the Grand River Dam Authority; specifying powers and limitations of such authority; enlarging territory included in such authority; and declaring an emergency.”

Respectfully submitted,

FOR THE SENATE: Murphy, Young and Luton.

FOR THE HOUSE: Draper and Willis.

SB 216, as amended in Conference, was read at length.

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

Aye: Berrong, Boatner, Capps, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—34.

Nay: Birdsong, Johnson, Rozell and Schuelein.—4.

Excused: Butler, Cate, Clifton, Dawson, Field, Howard, Lambert, Porter, Tinsley and Wolfe.—10.

The bill and emergency passed.

SB 216, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senators Cate, Field and Butler asked to be shown present, which was the order.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 276, 452, 515, 571 and 585 and SJR 46 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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 448, 450, 462, 473 (2nd CCR) and 475 (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising passage of and returning Engrossed SJR 58 as coauthored by Vaughn and Kennedy.

The above numbered Resolution was 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 627.

The above numbered Bill 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 HB 1571 and HB 1573 (2nd CCR).

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1571 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1571, entitled:

(State Department of Agriculture — Appropriation — 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 attached Conference Committee Substitute for Engrossed HB 1571 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1571 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Morgan, Wiseman, Murphy, Roberts, Riggs and Sparkman.

Senate Conferees: Crow, Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, Lane, Murphy, Rozell, McCune, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following second CCR on HB 1573 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was rereferred Engrossed HB No. 1573, entitled:

An Act relating to the Oklahoma Conservation Commission 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 Nos. 1, 2, 3 and 4.

2. That the attached Conference Committee Substitute for Engrossed HB 1573 be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1573 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Morgan, Denman, Wiseman, Murphy, Roberts, Riggs, Sparkman and Townsend.

Senate Conferees: Crow, Chairman, Boatner, Cate, Grantham, Holden, Howell, Lamb, McCune, Murphy, Rozell, Lane, Stipe, Terrill and York.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 268 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Senate Bill 268, by Randle of the Senate and Atkins of the House, entitled:

(Public Health and Safety, Amending 63 O.S. Section 1-205 *** 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. Accept House Amendment No. 1.

Respectfully submitted,

FOR THE SENATE: Randle, Crow and Kilpatrick.

FOR THE HOUSE: Atkins, Crutcher and Davis (Don).

PENDING CONSIDERATION OF CCR

The CCR on SB 454 was called up for consideration.

Senators Shatwell and Johnson asked to be made coauthors of SB 454, which was the order.

Senator Murphy presiding.

Senator Boatner presiding.

Senators Funston, Watson and Randle moved that the conference committee report on SB 454 be rejected and returned to conference with instructions to rewrite the bill so that no district in a county with an assessment ratio in excess of 12% be penalized for the ad valorem revenues in excess of 12%.

Senator Wadley moved to table the motion to reject the CCR, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Holden, Howard, Howell, Johnson, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Rozell, Schuelein, Stipe, Taliaferro, Terrill, Tinsley, Wadley and York.—30.

Nay: Funston, Green, Helm, Keating, Keller, Kilpatrick, McCune, Pierce, Randle, Shatwell, Smith, Vann, Watson and Young.—14.

Excused: Dawson, Lambert, Porter and Wolfe.—4.

The CCR on SB 454 was adopted upon motion of Senator Randle.

Senator Funston moved to defer further action on SB 454 until the vote was taken on the motion to override the Governor's Veto on HB 1496.

Senator Crow moved to table the Funston motion, which motion to table was declared adopted.

SB 454, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—40.

Nay: Funston, Helm, McCune and Watson.—4.

Excused: Dawson, Lambert, Porter and Wolfe.—4.

The bill and emergency passed.

SB 454, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

DECLARATION OF VOTE

Senator Field asked that the record show had he been present at the time the vote was taken on the motion to suspend the rules and place HB 1850 on First Reading, he would have voted "Aye", which was the order.

PENDING CONSIDERATION OF CCR

The CCR on SB 451 was called up for consideration.

Senator Shatwell asked to be made a co-author of SB 451, which was the order.

The CCR on SB 451 was adopted upon motion of Senator Randle.

SB 451, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Clifton, Dawson, Lambert, Porter and Wolfe.—6.

The bill and emergency passed.

SB 451, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 456 was called up for consideration.

Senator Shatwell asked to be made a co-author of SB 456, which was the order.

The CCR on SB 456 was adopted upon motion of Senator Randle.

SB 456, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Field,

Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Crow, Dawson, Howell, Lambert, Porter and Wolfe.—6.

The bill and emergency passed.

Senator Crow asked unanimous consent to be shown voting Aye on SB 456 and the emergency, which was the order.

SB 456, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on SB 471 was called up for consideration.

The CCR on SB 471 was adopted upon motion of Senator Crow.

SB 471, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—44.

Excused: Dawson, Lambert, Porter and Wolfe.—4.

The bill and emergency passed.

SB 471, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

Senator Wadley moved that the Senate stand recessed until 2:00 p.m., which motion prevailed.

The Senate reassembled with Senator Johnson presiding. Senator Wadley questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 276, 452, 515, 571 and 585 and SJR 46.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 629, requesting further Conference and naming same Conferees.

PENDING SENATE ACTION — RESOLUTION

HCR 1041, introduced on page 813, was called up for consideration.

X Senator Wadley moved to amend HCR 1041, Page 1, Line 27½, by striking after the word "at" and before "p.m." the number "2:00" and inserting "4:00", which amendment was declared adopted.

HCR 1041, as amended, was read at length, adopted upon motion of Senator Wadley and ordered referred for engrossment.

PENDING CONSIDERATION OF CCR

Upon motion of Senator Lane, the CCR on SB 630 was rejected and further conference requested, President Pro Tempore Howard appointing the same Senate Conferees.

Senators Porter and Lambert asked to be shown present, which was the order.

PENDING CONSIDERATION OF CCR

The CCR on HB 1425 was called up for consideration.

The CCR on HB 1425 was adopted upon motion of Senator Grantham.

HB 1425, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—39.

Nay: Martin and Schuelein.—2.

Excused: Dawson, Keating, Keller, Smith, Stipe, Tinsley and Wolfe.—7.

The bill and emergency passed.

HB 1425, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for further conference on SB 629 was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

PENDING CONSIDERATION OF CCR

The CCR on SB 444 was called up for consideration.

The CCR on SB 444 was adopted upon motion of Senator Crow.

SB 444, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—41.

Excused: Butler, Dawson, Keller, Smith, Stipe, Tinsley and Wolfe.—7.

The bill passed.

Senator Smith desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 42. Excused: 6.

The emergency passed.

SB 444, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1559 was called up for consideration.

The CCR on HB 1559 was adopted upon motion of Senator Crow.

HB 1559, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—43.

Excused: Butler, Dawson, Keller, Tinsley and Wolfe.—5.

The bill and emergency passed.

HB 1559, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1556 was called up for consideration.

Senator Howell asked to be made a co-author of HB 1556, which was the order.

The CCR on HB 1556 was adopted upon motion of Senator Crow.

HB 1556, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—43.

Excused: Butler, Dawson, Porter, Tinsley and Wolfe.—5.

The bill and emergency passed.

HB 1556, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1572 was called up for consideration.

Senator Shatwell asked to be made a co-author of HB 1572, which was the order.

The CCR on HB 1572 was adopted upon motion of Senator Crow.

HB 1572, as amended in Conference, was read at length.

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

Aye: Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Holden, Howard, Johnson, Lamb, Lane, Luton, McDaniel, Martin, Murphy, Pierce, Rozell, Schuelein, Shatwell, Stipe, Taliaferro, Terrill, Vann, Wadley, York and Young.—30.

Nay: Berrong, Birdsong, Green, Helm, Howell, Keating, Keller, Kilpatrick, Lambert, McCune, Randle, Smith and Watson.—13.

Excused: Butler, Dawson, Porter, Tinsley and Wolfe.—5.

The bill passed.

Senators Smith, Green, Randle, Howell and Birdsong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 35. Nay: 8. Excused: 5.

The emergency passed.

HB 1572, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **HB 1573** was called up for consideration.

Senator Funston asked to be made a co-author of **HB 1573**, which was the order.

The CCR on **HB 1573** was adopted upon motion of Senator Crow.

HB 1573, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill,

Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Dawson, Howard, Porter, Tinsley and Wolfe.—6.

The bill and emergency passed.

HB 1573, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on **SB 268** was called up for consideration.

The CCR on **SB 268** was adopted upon motion of Senator Randle.

SB 268, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—44.

Excused: Butler, Dawson, Tinsley and Wolfe.—4.

The bill and emergency passed.

SB 268, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

REPORT OF ENGROSSED AND ENROLLED BILLS

HCR 1041 was correctly engrossed and, together with Engrossed SAs, properly signed and ordered returned to the Honorable House.

SPECIAL COMMITTEE REPORT

Senator Terrill submitted Volume III of the final report of the Special Committee on Health Care Delivery System and moved that the Senate receive the report, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1379 and 1667.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

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 216 (2nd CCR).

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The CCR on HB 1753 was called up for consideration.

The CCR on HB 1753 was adopted upon motion of Senator Grantham.

HB 1753, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Wadley, Watson and Young.—37.

Nay: Helm, Keating, McCune, Martin and Pierce.—5.

Excused: Butler, Dawson, Tinsley, Vann, Wolfe and York.—6.

The bill passed.

Senator Keating desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 38. Nay: 4. Excused: 6.

The emergency passed.

HB 1753, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1571 was called up for consideration.

The CCR on HB 1571 was adopted upon motion of Senator Crow.

HB 1571, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson,

Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Wadley, Watson, York and Young.—44.

Excused: Dawson, Tinsley, Vann and Wolfe.—4.

The bill and emergency passed.

HB 1571, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1548 was called up for consideration.

The CCR on HB 1548 was adopted upon motion of Senator Crow.

HB 1548, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Crow, Dahl, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—42.

Nay: Howell and Pierce.—2.

Excused: Clifton, Dawson, Tinsley and Wolfe.—4.

The bill and emergency passed.

HB 1548, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed SB 630, and naming same House Conferees.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1043.

HCR 1043 — By Milacek, Stephenson and Anderson.

A Concurrent resolution opposing the proposed project of the U.S. Army Corps of Engineers for the desalinization of salt water in northwest Oklahoma; requesting postponement of such project pending further statistical studies; and directing distribution.

PENDING SENATE ACTION — RESOLUTION

✓ Senator Berrong asked for immediate consideration of HCR 1043, which was the order.

Senator Berrong asked to be made a co-author of HCR 1043, which was the order.

Senator Berrong moved that HCR 1043 be adopted, which motion was declared failed of adoption.

EXECUTIVE SESSION

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

The Senate reassembled in open session with Senator Johnson presiding, who made the following announcements:

The Senate, in executive session, and upon motion of Senator Porter, advised and consented to the confirmation of LINDA BARNES, Oklahoma City, as the lay member of the State Board of Nursing Homes, to serve a 3-year term ending July 1, 1980. Ms. Barnes succeeds Martha Kidd, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Butler, advised and consented to the confirmation of TOM BEAR, Eufaula, as a member of the Oklahoma Indian Affairs Commission, to serve a 3-year term ending August 15, 1980. Mr. Bear succeeds himself.

The Senate, in executive session, and upon motion of Senator McCune, advised and consented to the confirmation of JAMES H. BREWSTER, Ed.D., Oklahoma City, as a member of the Oklahoma State Bureau of Investigation Commission, District 5, to serve a 7-year term ending July 1, 1984. Dr. Brewster succeeds Ron White, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Birdsong, advised and consented to the confirmation of R.E. CARLTON, Oklahoma City, as a member of the State Board of Education, to serve a 6-year term ending April 1, 1984. Mr. Carlton succeeds Wilbor Findley, Kingfisher.

The Senate, in executive session, and upon motion of Senator Keller, advised and consented to the confirmation of RICHARD A. CRISP, Oklahoma City, as Director of the Oklahoma Alcoholic Beverage Control Board, to serve at the pleasure of the members of the Board.

The Senate, in executive session, and upon motion of Senator Rozell, advised and consented to the confirmation of

MARY ALICE FLETCHER, Stilwell, as a member of the State Textbook Committee, District 2, to serve an unexpired 3-year term ending June 1, 1980. Ms. Fletcher succeeds Leroy Roberts, Wyandotte.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of TOM HAMBY, El Reno, as a member of the Oklahoma Water Resources Board, District 5, to serve an unexpired 7-year term ending May 14, 1980. Mr. Hamby succeeds Bert L. Castleberry, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of BYRLE KILLIAN, Stillwater, as a member of the Board of Regents for Oklahoma State University and Agricultural and Mechanical Colleges, to serve an 8-year term ending April 2, 1986. Mr. Killian succeeds Dean Caton, Oklahoma City.

The Senate, in executive session, and upon motion of Senator Murphy, advised and consented to the confirmation of JIM LANGLEY, Stillwater, as Chairman of the Oklahoma Crime Commission, to serve at the Governor's pleasure. Mr. Langley succeeds Duke Halley, Woodward.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of ROBERT McCULLOUGH, D.O., Tulsa, as a member of the State Board of Health, to serve a 9-year term ending June 30, 1987. Dr. McCullough succeeds himself.

The Senate, in executive session, and upon motion of Senator Martin, advised and consented to the confirmation of SARA RUTH NALLS, Ardmore, as a member of the Oklahoma Real Estate Commission, to serve a 3-year term end-

ing July 1, 1981. Ms. Nalls succeeds Tom Strickland, Lawton.

The Senate, in executive session, and upon motion of Senator Keating, advised and consented to the confirmation of SCOTT ORBISON, Tulsa, as a member of the State Board of Regents for Higher Education, to serve a 9-year term ending May 16, 1987. Mr. Orbison succeeds himself.

The Senate, in executive session, and upon motion of Senator Tinsley, advised and consented to the confirmation of B.F. ROWLEY, Mustang, as a member of the El Reno Junior College Board of Regents, to serve a 7-year term ending April 22, 1985. Mr. Rowley succeeds Tom Hamby, El Reno.

The Senate, in executive session, and upon motion of Senator Lane acting for Senator Dawson, advised and consented to the confirmation of TED V. TUCKER, Wewoka, as a member of the State Board of Mental Health, to serve an unexpired 7-year term ending December 31, 1984. Mr. Tucker succeeds Durward Tucker, Wewoka.

The Senate, in executive session, and upon motion of Senator Lane acting for Senator Dawson, advised and consented to the confirmation of LARRY WORNOM, Chandler, as a member of the Oklahoma Conservation Commission, Area 2, to serve a 5-year term ending June 30, 1982. Mr. Wornom succeeds himself.

The Senate, in executive session, and upon motion of Senator Lane, advised and consented to the confirmation of tag agents appointed since June 8, 1977, as per the list provided by the Oklahoma Tax Commission.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 448, 462 and 475 and SJR 58 were each correctly enrolled and, after fourth

reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SRs 25, 26, 27, 28 and 29 were each correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Wadley presiding.

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

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1061, 1284 and 1740.

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 1042.

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

CONFERENCE COMMITTEE REPORT

The following third CCR on SB 630 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred Senate Bill 630, by Lane, Cate and Martin of the Senate and Holden, Murphy, Thompson (Mick) and Townsend of the House, entitled:

(State Government — 74 O.S., Section 1819)

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from House Amendment No. 1.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 630 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Lane and Crow.

FOR THE HOUSE: Holden and Thompson (Mick).

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 216, 450, 473 and 627 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

CONFERENCE COMMITTEE REPORT

The following CCR on SB 519 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was referred Engrossed Senate Bill 519, by Funston of the Senate and Bennett and Atkins of the House, entitled:

An Act relating to mental health; amending 43A O.S. 1971, Sections 13, 14, 15

and 653; providing for appointment and removal of certain officers within the Department; *** and setting an effective date for certain provisions.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its Amendments.

2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 519 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Funston, Lane and Stipe.

FOR THE HOUSE: Bennett and Winn.

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 454 as coauthored by Howell of the Senate and Fried and Craig of the House.

The above numbered Bill as amended in Conference was 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 451 as co-

authored by Howell of the Senate and Floyd, Lawter, Joiner, Fried, Craig, Bengtson and Steward of the House.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING SENATE ACTION — RESOLUTION

SR 23, introduced on page 784, was called up for consideration.

Senator Keating moved that SR 23 be adopted.

Senator Lane moved that further consideration of SR 23 be deferred for this legislative day, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 216, 448, 450, 462, 475 and 627 and SJR 58.

The above numbered Enrolled Bills and Resolution were referred to the Governor.

PENDING SENATE ACTION — VETO OVERRIDE ON HB 1496

Senator Clifton moved that HB 1496 be enacted into law notwithstanding the veto of the Chief Executive, which motion was declared failed of adoption upon roll call as follows:

Aye: Birdsong, Boatner, Butler, Cate, Clifton, Dahl, Giles, Green, Howard, Howell, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, Martin, Murphy, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Wadley, Wolfe, York and Young.—32.

Nay: Berrong, Capps, Crow, Funston, Grantham, Helm, Holden, Johnson, McCune, McDaniel, Schuelein, Terrill, Vann and Watson.—14.

Excused: Dawson and Field.—2.

PENDING SENATE ACTION — ACCEPTANCE OF HB 1850

Senator Berrong moved that the Rules be suspended for the purpose of placing HB 1850 on the Senate Calendar for First Reading, which motion was declared adopted upon roll call as follows:

Aye: Berrong, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Green, Helm, Holden, Johnson, Keating, Lamb, Lambert, Lane, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson and Wolfe.—32.

Nay: Birdsong, Boatner, Butler, Grantham, Howard, Howell, Keller, Kilpatrick, Luton, Porter, Stipe, York and Young.—13.

Excused: Dawson, Field and Rozell.—3.

FIRST READING

The following bill was introduced and read the first time:

HB 1850 — By Willis, et al, of the House and Funston of the Senate.

An Act relating to workers' compensation; amending 85 O.S. 1971, Sections 2, as last amended by Section 3, Chapter 234, O.S.L. 1977, 2b and 149, as amended by Sections 5 and 51, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Sections 2, 2b and 149); requiring the providing of compensation to certain types of employees under the Workers' Compensation Act; defining terms; authorizing coverage by departments and institutions of the state under certain conditions; providing for certain exemptions; authorizing certain public institutions to insure themselves through the State Insurance Fund; authorizing procedures for payments of premiums;

authorizing assignment of certain liens; requiring bonding if certain provisions are unconstitutional; repealing Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 2.1); directing codification; setting an effective date; and declaring an emergency.

PENDING CONSIDERATION OF CCR

The CCR on SB 630 was called up for consideration.

The CCR on SB 630 was adopted upon motion of Senator Lane.

SB 630, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keating, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—43.

Nay: Helm, Keller and Pierce.—3.

Excused: Dawson and Field.—2.

The bill passed.

SB 630, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 473.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Returning following Bills, together with Conference Committee Reports thereon, advising adoption of Conference Committee Reports and passage of Measures as amended: Engrossed SBs 456, 471 (2nd CCR) and 541 (2nd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Transmitting following Bill, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HB 1547.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1547 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1547, entitled:

(Department of Economic and Community Affairs — Appropriation — 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1547 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Deatherage, Draper, Elder, Atkins, Kamas, Murphy, Roberts, Rogers and Sparkman.

Senate Conferees: Crow, Chairman, Cate, Grantham, Holden, Howell, Murphy, Lane, Terrill and McCune.

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 595 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred Engrossed Senate Bill No. 595, by Howard, Young, Birdsong, Luton and Stipe of the Senate and Riggs of the House, entitled:

An Act relating to state officers and employees *** authorizing the State Employees Group Health and Life Insurance Board to hire and appoint an Administrator *** Emergency.

together with House Amendments thereto — to which the Senate disagrees — having met and carefully considered disagreements between the Senate and the Honorable House, have agreed to recommend and do recommend to the respective Houses, as follows:

1. That the House recede from its amendment.
2. That the following Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for SB 595 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Howard, Young and Birdsong.

FOR THE HOUSE: Riggs, Rogers and Townsend.

PENDING CONSIDERATION OF CCR

The CCR on SB 519 was called up for consideration.

The CCR on SB 519 was adopted upon motion of Senator Funston.

SB 519, as amended in Conference, was read at length.

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

Aye: Capps, Clifton, Crow, Funston, Giles, Helm, Howell, Keating, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Terrill and Watson.—16.

Nay: Berrong, Birdsong, Boatner, Butler, Cate, Dahl, Grantham, Green, Holden, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, Murphy, Porter, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Tinsley, Vann, Wadley, Wolfe, York and Young.—29.

Excused: Dawson, Field and Howard.—3.

The bill failed.

PENDING CONSIDERATION OF CCR

The CCR on SB 595 was called up for consideration.

The CCR on SB 595 was adopted upon motion of Senator Smith.

SB 595, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Butler, Capps, Cate, Clifton, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keating, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, Wolfe, York and Young.—45.

Excused: Crow, Dawson and Field.—3.

The bill and emergency passed.

SB 595, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MOTION TO RECONSIDER VOTE

Senator Berrong moved that the vote be reconsidered whereby HCR 1043 failed of adoption.

Senator Smith raised a point of order stating that the Berrong motion was out of order since he had not voted on the prevailing side of the issue, which point of order the Chair sustained.

Senator Young, having voted against HCR 1043, moved that the vote be reconsidered whereby HCR 1043 failed of adoption.

Senator Smith raised a point of order stating that HCR 1043 would give rise to debate and would have to lay over for one legislative day under the Senate Rules, which point of order the Chair sustained.

PENDING CONSIDERATION OF CCR

The CCR on HB 1547 was called up for consideration.

The CCR on HB 1547 was adopted upon motion of Senator Randle.

HB 1547, as amended in Conference, was read at length.

Senator Lamb presiding.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Holden, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, York and Young.—32.

Nay: Berrong, Grantham, Green, Helm, Keating, Keller, McCune, Pierce and Watson.—9.

Excused: Dawson, Field, Howard, Howell, Murphy, Stipe and Wolfe.—7.

The bill and emergency passed.

HB 1547, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1553 was called up for consideration.

Senator Shatwell asked to be made a co-author of HB 1553, which was the order.

The CCR on HB 1553 was adopted upon motion of Senator Randle.

HB 1553, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Butler, Capps, Cate, Clifton, Crow, Dahl, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Johnson, Keller, Kilpatrick, Lamb, Lambert, Lane, Luton, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Schuelein, Shatwell, Smith, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young—39.

Nay: Keating and McCune.—2.

Excused: Berrong, Dawson, Field, Howell, Murphy, Stipe and Wolfe.—7.

The bill and emergency passed.

HB 1553, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising rejection of SAs to Engrossed HCR 1041, requesting Conference and naming Conferees as follows: Willis, Townsend and Matheson.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1425, 1548, 1556, 1559, 1571, 1572, 1573 and 1753.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Lane, the request of the Honorable House for conference on HCR 1041 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Howard, Lane and Luton.

MOTION

Senator Funston moved that the Senate Conferees on HCR 1041 be instructed not to report back until the 69th Legislative Day.

Senator Lane raised a point of order, stating that the committee had already met and reached an agreement and therefore the Funston motion was out of order, which point of order the Chair sustained.

Senator Funston appealed the ruling of the Chair and questioned the presence of a quorum.

The Presiding Officer ordered the roll called, following which he declared a quorum present.

Senator Funston withdrew his appeal of the ruling of the Chair.

Senator Smith presiding.

Senator Lane moved that the Senate stand at ease until "we reach that order of business", which motion prevailed.

The Senate reassembled with Senator Smith presiding.

Senator Lane questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

MESSAGE FROM THE HOUSE

Transmitting following Resolution, together with Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HCR 1041.

CONFERENCE COMMITTEE REPORT

The CCR on HCR 1041 was read as follows:

Mr. Speaker
and
Mr. President:

We, your Conference Committee to whom was referred Engrossed House Concurrent Resolution 1041, and Engrossed Senate Amendments thereto, by Townsend of the House and Lane of the Senate, entitled:

A Concurrent Resolution fixing the day of the sine die adjournment of the Second Session of the Thirty-sixth Oklahoma Legislature.

beg leave to report that we have had the same under consideration and herewith return the same with the following recommendation: That the Senate recede from their amendment and that the attached conference committee substitute be adopted.

A Concurrent Resolution fixing the day of the sine die adjournment of the Second Session of the Thirty-sixth Oklahoma Legislature.

WHEREAS, many matters of vital importance to the people of this state have been considered during the Second Session of the Thirty-Sixth Oklahoma Legislature; and

WHEREAS, Article V, Section 26, of the Constitution of the State of Oklahoma is of provision that "... Each regular session of the Legislature shall be limited to ninety legislative days."; and

WHEREAS, the expiration of said limit of legislative days being near, without a consent of either House to a date of adjournment of the other House, a date for

sine die adjournment should be, and is, prescribed by this concurrent resolution.

NOW, THEREFORE, BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE, THE SENATE CONCURRING THEREIN:

SECTION 1. That Friday, April 28, 1978, at 5 p.m., is hereby fixed as the day and time of the final adjournment sine die of the Second Session of the Thirty-Sixth Oklahoma Legislature.

Respectfully submitted,

FOR THE HOUSE: Willis, Townsend and Matheson.

FOR THE SENATE: Howard and Lane.

PENDING CONSIDERATION OF CCR

The CCR on HCR 1041 was called up for consideration.

Senator Funston moved that the CCR on HCR 1041 be rejected and the Senate Conferees be instructed not to report back until the 69th Legislative Day.

Senator Howard moved to table the Funston motion, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Grantham, Howard, Kilpatrick, Lamb, Lane, Luton, Martin, Porter, Rozell, Smith, Tinsley, Vann, Wadley, York and Young.—21.

Nay: Berrong, Capps, Funston, Green, Helm, Johnson, Keating, Keller, McCune, McDaniel, Pierce, Schuelein, Shatwell, Taliaferro, Terrill and Watson.—16.

Excused: Butler, Dawson, Field, Giles, Holden, Howell, Lambert, Murphy, Randle, Stipe and Wolfe.—11.

Senator Lane moved that the CCR on HCR 1041 be adopted, which motion was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Grantham, Green, Howard, Kilpatrick, Lamb, Lane, Luton, Porter, Rozell, Smith, Tinsley, Wadley, York and Young.—20.

Nay: Berrong, Capps, Funston, Helm, Holden, Johnson, Keating, Keller, McCune, McDaniel, Martin, Pierce, Schuelein, Shatwell, Taliaferro, Terrill, Vann and Watson.—18.

Excused: Butler, Dawson, Field, Giles, Howell, Lambert, Murphy, Randle, Stipe and Wolfe.—10.

HCR 1041, as amended in Conference, was read at length and adopted upon motion of Senator Lane, the roll call thereon being as follows:

Aye: Birdsong, Boatner, Cate, Clifton, Crow, Dahl, Grantham, Green, Howard,

Keating, Kilpatrick, Lamb, Lane, Luton, Martin, Porter, Rozell, Smith, Tinsley, Vann, Wadley, York and Young.—23.

Nay: Berrong, Capps, Funston, Helm, Holden, Keller, McCune, McDaniel, Pierce, Schuelein, Shatwell, Taliaferro, Terrill and Watson.—14.

Excused: Butler, Dawson, Field, Giles, Howell, Johnson, Lambert, Murphy, Randle, Stipe and Wolfe.—11.

HCR 1041, together with the Conference Committee Report thereon, was properly signed and ordered returned to the Honorable House.

Senator Lane moved that, when the clerk's desk is clear, the Senate stand adjourned to meet Friday, April 28, 1978, at 11:15 a.m., which motion prevailed.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 625, requesting further Conference and naming same Conferees.

Upon motion of Senator Lane, the Senate adjourned at 6:45 p.m. to meet Friday, April 28, 1978, at 11:15 a.m.

Sixty-eighth Legislative Day

Friday, April 28, 1978

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

Roll Call:

Present: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Tinsley, Vann, Wadley, Watson, York and Young.—42.

Excused: Butler, Keating, Lambert, Porter, Schuelein and Wolfe.—6.

Senator Wadley declared a quorum present.

The following prayer was offered by Reverend Seaton and incorporated into the Journal upon request of Senator Johnson.

Father, as we gather this morning we just want to thank You for allowing us another day to live, another opportunity to serve our fellowman.

Many hours have gone into this legislative session, and we are all quite eager to get it over with so we can return to our

other duties. Lord, quieten our hearts, settle us down, so we will carefully consider the implications of what we do and what we don't do.

You understand the implications of each act, you know the total effect of each law. You called us to do the work at hand. So, help us now to wait on You for a sense of direction so that each Oklahoman will be treated as You would treat them. In His name we pray, Amen.

The Journal for the last legislative day was declared approved.

MESSAGE FROM THE HOUSE

Advising rejection of CCR to Engrossed SB 444, requesting further Conference and naming same Conferees.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on SB 625 was ordered granted, President Pro Tempore Howard appointing the same Senate Conferees.

Senator Luton moved that the Senate stand recessed until 1:00 p.m., which motion prevailed.

The Senate reassembled with Senator Wadley presiding.

Senator Crow questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

PENDING SENATE ACTION ON HOUSE REQUEST FOR CONFERENCE

Upon motion of Senator Luton, the request of the Honorable House for further conference on SB 444 was ordered granted, President Pro Tempore Howard appointing as Senate Conferees the following: Senators Crow, Lane and Luton.

SECOND READING

The following was read the second time and referred to the committee indicated.

HB 1850 — Insurance.

MOTION

Senator Funston moved that HB 1850 be referred to the Oil and Gas Committee.

The Chair ruled the Funston motion out of order inasmuch as the bill had already been assigned to the Insurance Committee.

Senator Luton asked unanimous consent that HB 1850 also be referred to the Oil and Gas Committee in addition to the Insurance Committee.

Senator Funston asked unanimous consent that the action referring HB 1850 to the Insurance Committee be rescinded, to which request objection was heard.

Senator Funston moved that the action referring HB 1850 to the Insurance Committee be rescinded.

Senator Funston moved that the action be reconsidered whereby HB 1850 was referred to the Insurance Committee.

Senator Crow raised a point of order stating that the bill was now in the Committee on Insurance and that the bill would have to be withdrawn from that committee before it could be reassigned; and that such action would require a $\frac{2}{3}$ vote of the Senate, which point of order the Chair sustained.

Two-thirds vote of the Senate being required to withdraw HB 1850 from Insurance and that also being the necessary number of required votes to suspend the rules and send the bill direct to the Calendar, Senator Funston moved that HB 1850 be referred direct to the Calendar, which motion was declared failed of adoption upon roll call as follows:

Aye: Berrong, Capps, Cate, Clifton, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Johnson, Lamb, McCune, McDaniel, Martin, Pierce, Randle, Shatwell, Smith, Taliaferro, Terrill, Vann and Watson.—24.

Nay: Birdsong, Boatner, Crow, Dahl, Howard, Kilpatrick, Lane, Luton, Rozell, Stipe, Wadley, York and Young.—13.

Excused: Butler, Holden, Howell, Keating, Keller, Lambert, Murphy, Porter, Schuelein, Tinsley and Wolfe.—11.

CHANGES IN CONFEREES

Senator Terrill announced a change in the conferees on SB 444 from Crow, Lane and Luton to Crow, Murphy and Randle.

DECLARATION OF VOTE

Senator Field asked that the record show had he been present at the time the vote was taken to override the Governor's Veto on HB 1496 he would have voted "Nay", which was the order.

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

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 451, 454, 456, 471 and 541 were each correctly enrolled and, after fourth reading, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

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 268, SB 595 (2nd CCR) and SB 630 (3rd CCR).

The above numbered Bills as amended in Conference were referred for enrollment.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1547 and 1553.

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 1041.

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

CONFERENCE COMMITTEE REPORT

The following second CCR on SB 625 was read:

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred Senate Bill 625, by Holden, Murphy, et al, of the Senate and Bernard, Morgan, et al, of the House, entitled:

An Act relating to waters and water rights; amending Sections 27 and 28, Chapter 253, O.S.L. 1972 *** and directing codification.

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 Amendment No. 1.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 625 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Holden and Crow.

FOR THE HOUSE: Bernard, Morgan and Hooper.

Senator Holden moved that the CCR on SB 625 be rejected and further conference be requested, with the same Senate Conferees, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 451, 454, 456 and 471.

The above numbered Enrolled Bills were referred to the Governor.

CONFERENCE COMMITTEE REPORT

The second CCR on SB 444 was read as follows:

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred SB 444, by Crow, Randle and Terrill of the Senate and Davis (Don) and Barker of the House, entitled:

An Act relating to the Office of the Attorney General and making appropriations thereto; *** 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 Engrossed House Amendments No. 1 through 6.

2. That the following Conference Committee Amendments to Engrossed Senate Bill No. 444 be adopted:

a. Amend title to read as follows:

“An Act relating to the Office of the Attorney General and making appropriation thereto; stating the purpose; providing for the Office of the Attorney General to act as the Oklahoma Natural Gas Curtailment and Regulation Hearings Counsel; authorizing use of all funds appropriated for federal matching purposes; providing for appointment, duties, compensation and number of employees; limiting expenditures for salaries and wages; providing lapse date; providing severability; and declaring an emergency.”

b. Page 1, Line 22 and 23 by deleting the words and figures “One Million Thirty-one Thousand Four Hundred Seventy-nine Dollars (\$1,031,479.00)” and substituting in lieu thereof the words and figures “One Million Forty-three Thousand Four Hundred Seventy-nine Dollars (\$1,043,479.00)”.

c. Page 1, Line 25½ by adding a new Section 2 to read as follows:

“SECTION 2. The office of the Attorney General is hereby authorized and directed to act as the Oklahoma Natural Gas Curtailment and Regulation Hearings Counsel in proceedings before federal regulatory agencies and state and federal courts.”

Renumber succeeding sections.

Respectfully submitted,

FOR THE SENATE: Crow and Randle.

FOR THE HOUSE: Davis (Don), Barker and Fitzgibbon.

Senators Dawson, Randle, Young, Terrill, Cate, Birdsong, York, Rozell and Smith moved that the CCR on SB 444 be rejected and further conference be requested, with the Senate Conferees instructed to incorporate the attached language in the bill:

“SECTION 1. Sections 1 through 10 of this act shall be known and may be cited as the Oklahoma Utility Consumer Act of 1978.

SECTION 2. The purpose of this act is to ensure effective and democratic representation of residential utility consumers before utility regulatory bodies by requiring the Attorney General of the State of Oklahoma to represent the interests of utility consumers before the Corporation Commission or any other utility regulatory body.

SECTION 3. As used in this act:

A. "Proceeding" means any formal meeting of a regulatory agency or subdivision thereof, including a meeting conducted by a hearing examiner or other agent of the regulatory agency, regarding:

1. the establishment or alteration of rates or charges for the provision or sale of utility services within this state;

2. the establishment, abrogation or amendment of rules or regulations concerning residential utility consumers, public utilities or energy policies affecting this state, or concerning the conduct of regulatory agency proceedings themselves; or

3. adjudication of the claims or petitions of utility consumers, public utilities or other persons or groups of persons.

B. "Public utility" or "utility" means a corporation or other entity engaged in the business of supplying utility services to persons within this state if rates or charges for such utility services have been established or are subject to approval by a local, state or federal authority.

C. "Regulatory agency" means the Corporation Commission or any other local, state or federal commission or other public body authority:

1. to establish or alter rates or charges for the provision or sale of utility services within this state;

2. to plan or to approve, reject, or modify plans for the construction of facilities for the production or provision of utility services within this state;

3. to formulate or review energy policies affecting this state; or

4. otherwise to regulate the activities of public utilities doing business within this state; provided that local, state and federal courts and legislative bodies shall not be deemed to be "regulatory agencies" for the purpose of this act.

D. "Residential utility consumer" means any resident of this state whose residence or dwelling is furnished with a utility service by a public utility.

E. "Utility services" means electricity, water, natural gas and telephone services supplied by a public utility.

F. "Public institution utility consumers" means any city, town, county, governmental institution, agency, board, association, subdivision or other governmental entity which is furnished with a utility service by a public utility.

SECTION 4. A. It shall be the duty of the Attorney General to effectively represent and protect the interests of residential utility consumers of this state.

B. The Attorney General shall:

1. represent the interests of residential utility consumers and public institution utility consumers before regulatory agencies, except as may be otherwise provided herein;

2. upon receipt of any written complaint regarding a public utility promptly transmit the complaint to the appropriate regulatory agency, and such agency shall inform the Attorney General of its response to such complaint; and

3. in addition to the powers and duties enumerated in this act, have such other incidental powers and duties as are necessary or convenient to carry out the powers or duties enumerated herein.

SECTION 5. All regulatory agencies in this state shall notify the Attorney

General in advance of the time, place, subject and names of parties of each proceeding of the agency, unless the agency reasonably determines that the proceeding will not affect the interest of the residential utility consumers or public institution utility consumers of this state. The agency shall so notify the Attorney General at least thirty days before the scheduled date of the proceeding or within five days after such date is fixed, whichever is later.

SECTION 6. A. The Attorney General may intervene as a matter of right as a party or otherwise participate in any regulatory agency proceeding which the Attorney General reasonably determines may affect the interests of residential utility consumers and public institution utility consumers.

B. The intervention or participation of the Attorney General in any such proceeding shall not affect the obligation of the regulatory agency to operate in the public interest, according to law.

SECTION 7. When the Attorney General intervenes or participates in a regulatory agency proceeding, the Attorney General shall have the same rights regarding participation in pre-hearing conferences, discovery, requests for issuance of subpoenas by the agency, stipulation of facts, presentation and cross-examination of witnesses, oral and written argument, participation in settlement negotiations, and other aspects of the proceeding as are accorded to other parties or interveners under the laws of this state, except as otherwise provided in this act.

SECTION 8. The Attorney General shall be deemed to have an interest sufficient to maintain, intervene as a matter of right in, or otherwise participate in any civil action for the review or enforcement of any regulatory agency decision which the Attorney General reasonably determines

would adversely affect the interests of residential utility consumers.

SECTION 9. A. The provisions of this act shall be construed in such manner as best to enable the Attorney General to effectively represent and protect the interests of the residential utility consumers and public institution utility consumers of this state.

B. Nothing in this act shall be construed to limit the right of any person to initiate, intervene in, or otherwise participate in any regulatory agency proceeding or court action, nor to require any petition or notification to the Attorney General as a condition precedent to the exercise of such right, nor to relieve any regulatory agency or court of any obligation, or to affect his discretion, to permit intervention or participation by any person in any proceeding or action.

SECTION 10. No person employed under the provisions of this act shall be employed by any public utility in the State of Oklahoma for a period of two (2) years after terminating his employment with the office of the Attorney General.

SECTION 11. 74 O.S. 1971, Section 18b, as amended by Section 1, Chapter 130, O.S.L. 1976 (74 O.S. Supp. 1977, Section 18b), is amended to read as follows:

Section 18b. The duties of the Attorney General as the Chief Law Officer of the state shall be:

(a) To appear for the state and prosecute and defend all actions and proceedings, civil or criminal, in the Supreme Court and Court of Criminal Appeals in which the state is interested as a party.

(b) To appear for the state and prosecute and defend all actions and proceedings in any of the federal courts in which the state is interested as a party.

(c) To appear at the request of the Governor, the Legislature, or either branch thereof, and prosecute and defend in any court or before any commission, board or officers any cause or proceeding, civil or criminal, in which the state may be a party or interested; and when so appearing in any such cause or proceeding, he may, if he deems it advisable and to the best interest of the state, take and assume control of the prosecution or defense of the state's interest therein.

(d) To consult with and advise county attorneys, when requested by them, in all matters pertaining to the duties of their offices, when said county attorneys shall furnish the Attorney General with a written opinion supported by citation of authorities upon the matter submitted.

(e) To give his opinion in writing upon all questions of law submitted to him by the Legislature or either branch thereof, or by any state officer, board, commission or department, provided, that the Attorney General shall not furnish opinions to any but county attorneys, the Legislature or either branch thereof, or any other state official, board, commission or department, and to them only upon matters in which they are officially interested.

(f) At the request of the Governor, State Auditor, State Treasurer, or either branch of the Legislature, to prosecute any official bond or any contract in which the state is interested, upon a breach thereof, and to prosecute or defend for the state all actions, civil or criminal, relating to any matter connected with either of their Departments.

(g) Whenever requested by any state officer, board or commission, to prepare proper drafts for contracts, forms and other writing which may be wanted for the use of the state.

(h) To prepare drafts of bills and resolutions for individual members of the

Legislature upon their written request stating the gist of the bill or resolution desired.

(i) To enforce the proper application of moneys appropriated by the Legislature and to prosecute breaches of trust in the administration of such funds.

(j) To institute actions to recover state moneys illegally expended, to recover state property and to prevent the illegal use of any state property, upon the request of the Governor or the Legislature.

(k) To pay into the State Treasury, immediately upon its receipt, all moneys received by him belonging to the state.

(l) To keep and file copies of all opinions, contracts, forms and letters of the office, and to keep an index of all opinions, contracts and forms according to subject and section of the law construed or applied.

(m) To keep a register or docket of all actions, demands and investigations prosecuted, defended or conducted by him in behalf of the state. Said register or docket shall give the style of the case or investigation, where pending, court number, office number, the gist of the matter, result and the names of the assistants who handled the matter.

(n) To keep a complete office file of all cases and investigations handled by him on behalf of the state. He shall cause all printed briefs in cases handled by him to be bound in permanent book form and shall prepare a proper index of such volumes.

(o) To report to the Legislature or either branch thereof whenever requested upon any business relating to the duties of his office.

(p) To institute civil actions against members of any state board or commis-

sion for failure of such members to perform their duties as prescribed by the Statutes and the Constitution and to prosecute members of any state board or commission for violation of the criminal laws of this state where such violations have occurred in connection with the performance of such members' official duties.

(Q) TO REPRESENT RESIDENTIAL UTILITY CONSUMERS AND PUBLIC INSTITUTION UTILITY CONSUMERS IN ACCORDANCE WITH THE OKLAHOMA UTILITY CONSUMER ACT OF 1978.

Provided, that nothing contained in this act shall be construed as requiring the Attorney General to appear and defend or prosecute in any court any cause or proceeding for or on behalf of the Oklahoma Tax Commission, The Board of Managers of the State Insurance Fund, or the Commissioners of the Land Office; and,

Provided further, that in all appeals from the Corporation Commission to the Supreme Court of Oklahoma in which the state is a party, the Attorney General shall have the right to designate counsel of the Corporation Commission as his legally appointed representative in such appeals, and it shall be the duty of the said Corporation Commission counsel to act when so designated and to consult and advise with the Attorney General regarding such appeals prior to taking action therein].

SECTION 12. 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, 1979, not otherwise appropriated, the sum of Two Hundred Fifty Thousand Dollars (\$250,000.00), or so much thereof as may be necessary to perform the duties imposed upon the Office of the Attorney General by this act.

SECTION 13. 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 this act. The maximum number of full-time-equivalent employees utilized to carry out the duties imposed by this act shall not exceed seven (7) during the fiscal year ending June 30, 1979, except as may be authorized under the provisions of Section 3603 of Title 74 of the Oklahoma Statutes. The total funds from all sources expended by the Attorney General for the payment of any payroll salary or wage, including tax-sheltered deferment contracts authorized by state statute, necessary to carry out the duties imposed by this act, shall not exceed Two Hundred Thousand Dollars (\$200,000.00).

SECTION 14. The appropriation made by this act shall be subject to fiscal year limitations and may be encumbered through June 30, 1979. Any unexpended funds remaining after November 15, 1979, shall lapse and be transferred to the credit of the proper fund for the then current fiscal year.

SECTION 15. Sections 1 through 10 of this act shall be codified in the Oklahoma Statutes as Sections 270 through 279 of Title 17, unless there is created a duplication in numbering.

SECTION 16. 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."

Senator Crow moved to table the Dawson, et al, motion, which motion to table was declared adopted upon roll call as follows:

Aye: Berrong, Boatner, Capps, Clifton, Crow, Dahl, Field, Giles, Holden, Howard, Howell, Lamb, Lane, Luton, Mc-

Cune, Martin, Pierce, Shatwell, Stipe, Taliaferro and Wadley.—21.

Nay: Birdsong, Cate, Dawson, Funston, Grantham, Green, Helm, Johnson, Kilpatrick, Lambert, McDaniel, Randle, Rozell, Smith, Terrill, Vann, Watson, York and Young.—19.

Excused: Butler, Keating, Keller, Murphy, Porter, Schuelein, Tinsley and Wolfe.—8.

The CCR on SB 444 was adopted upon motion of Senator Crow.

SB 444, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howell, Johnson, Kilpatrick, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Murphy, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—40.

Excused: Butler, Howard, Keating, Keller, Porter, Schuelein, Tinsley and Wolfe.—8.

The bill and emergency passed.

SB 444, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

MESSAGE FROM THE HOUSE

Advising further Conference granted on Engrossed SB 625, and naming same House Conferees.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 541.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 53.

The above numbered Resolution was referred for enrollment.

CONFERENCE COMMITTEE REPORT

The following third CCR on SB 625 was read and consideration deferred.

Mr. President
Mr. Speaker

The Conference Committee, to which was rereferred Senate Bill 625, by Holden, Murphy, et al, of the Senate and Bernard, Morgan, et al, of the House, entitled:

An Act relating to waters and water rights; amending Sections 27 and 28, Chapter 253, O.S.L. 1972 *** and directing codification.

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 Amendment No. 1.
2. That the attached Conference Committee Substitute be accepted.

(Pursuant to Rule 10(b), copies of the CCS for SB 625 were distributed to all Senators.)

Respectfully submitted,

FOR THE SENATE: Holden and Crow.

FOR THE HOUSE: Bernard, Morgan and Hooper.

REPORT OF ENGROSSED AND ENROLLED BILLS

SBs 268, 595 and 630 were each correctly enrolled and, 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 Conference Committee Report thereon, advising adoption of Conference Committee Report and passage of Measure as amended: Engrossed HB 1570.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1570 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1570, entitled:

(Department of Transportation — Appropriation — 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 Nos. 1, 2, 3, 4 and 5.
2. That the attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1570 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Deatherage, Wiseman, Murphy, Roberts, Riggs, Rogers, Sparkman and Townsend.

Senate Conferees: Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lane, Martin, Murphy, Rozell, McCune and Stipe.

MESSAGE FROM THE HOUSE

Advising adoption of and returning Engrossed SCR 51 as coauthored by Bennett and all other members of the House.

The above numbered Resolution 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 1567.

CONFERENCE COMMITTEE REPORT

The following CCR on HB 1567 was read and consideration deferred.

Mr. Speaker
and
Mr. President

We, your General Conference Committee on Appropriations, to whom was referred Engrossed HB No. 1567, entitled:

(Department of Corrections — Appropriations — Amending 22 O.S. Supp. 1977, Section 991d, 47 O.S. 1971, Section 156, 57 O.S. Supp. 1977, Sections 513.1 and 536 — Repealing 57 O.S. Supp. 1977, Section 554 — 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 attached Conference Committee Substitute be adopted.

(Pursuant to Rule 10(b), copies of the CCS for HB 1567 were distributed to all Senators.)

House Conferees: Davis (Don), Chairman, Barker, Vice-Chairman, Abbott, Matheson, Draper, Elder, Kamas, Deatherage, Wiseman, Murphy, Roberts, Riggs, Sparkman and Townsend.

Senate Conferees: Randle, Vice-Chairman, Boatner, Cate, Grantham, Holden, Howell, Lane, Martin, Murphy, Rozell, McCune and Stipe.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SBs 268, 595 and 630.

The above numbered Enrolled Bills were referred to the Governor.

Senate Wadley presiding.

SPECIAL PRESENTATIONS

With Senators, their families, senate employees and guests assembled in the Chamber and in the Galleries, President Pro Tempore Howard introduced the employees and expressed the appreciation of the Senate and the Leadership for the work performed by each group.

Senator Field, the Dean of the Senate, was requested to present Resolutions authored by Senator Berrong to Senators

Wadley, Funston, Dawson and Butler, expressing the good wishes of the Senate to these Senators who are not planning to run for reelection.

Senator Smith recognized Senator Grantham, the Co-dean of the Senate, and presented a wall hanging, being a copy of SCR 49 etched in copper; the Resolution names The Lounge of the Oklahoma State Senate as the "Roy E. Grantham Lounge." Also presented to Senator Grantham were a book of pictures and letters from the other Senators, a tie tack and a wall clock.

Gifts from the Senators and employees of the Senate were presented to President Pro Tempore Howard, Majority Floor Leader Lane, Assistant Majority Floor Leader Luton, Majority Whip Holden, Minority Floor Leader McCune, Assistant Minority Floor Leader Lamb and Minority Whip Watson, each of whom responded with appropriate remarks.

Senators Wadley, Johnson, Smith and Holden introduced their wives.

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 444.

The above numbered Bill as amended in Conference was referred for enrollment.

PENDING CONSIDERATION OF CCR

The third CCR on SB 625 was called up for consideration.

Senator Holden moved that the CCR on SB 625 be adopted.

Senator McDaniel questioned the presence of a quorum. The Presiding Of-

ficer ordered the roll called, following which he declared a quorum present.

Senator Young moved as a substitute motion that the 3rd CCR on SB 625 be rejected and that said bill be returned to conference with instructions that it be referred to the people for their approval or rejection.

Senator Crow moved to table the Young substitute motion, which motion to table was declared adopted upon roll call as follows:

Aye: Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Holden, Howard, Keller, Lamb, Lambert, Lane, McDaniel, Martin, Taliaferro, Terrill, Vann and Watson.—23.

Nay: Berrong, Clifton, Green, Helm, Howell, Johnson, Kilpatrick, Luton, McCune, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Wadley, York and Young.—18.

Excused: Butler, Keating, Murphy, Porter, Schuelein, Tinsley and Wolfe.—7.

Senator McCune moved as a substitute motion that the 3rd CCR on SB 625 be rejected and that there be a further conference for the purpose of adding the words "of a majority of" on Line 19 of Page 3 after the word "approval", and on Line 26, Page 4, after the word "approval", which substitute motion was tabled upon motion of Senator Holden.

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

Senator Holden pressed his motion to adopt the 3rd CCR on SB 625, which motion was declared adopted.

Senator McDaniel moved the previous question under Rule 14(m).

Senator Holden stated that SB 625 was now before the Senate on Fourth Reading and Final Passage and moved that the roll be called immediately, which motion was declared adopted.

SB 625, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Helm, Holden, Howard, Howell, Keller, Lamb, Lambert, Lane, Martin, Pierce, Taliaferro, Terrill, Vann and Watson.—25.

Nay: Berrong, Clifton, Green, Johnson, Kilpatrick, Luton, McCune, McDaniel, Porter, Randle, Rozell, Shatwell, Smith, Stipe, Wadley, York and Young.—17.

Excused: Butler, Keating, Murphy, Schuelein, Tinsley and Wolfe.—6.

The bill passed.

Senators Kilpatrick, Stipe, Berrong, Smith, Wadley, Clifton and Randle desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 32. Nay: 10. Excused: 6.

The emergency passed.

SB 625, together with the Conference Committee Report thereon, was ordered transmitted to the Honorable House.

RESOLUTION

Senators Dahl and Giles introduced SR 30, which Resolution was declared adopted upon roll call as follows:

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Helm, Holden, Howard, Keller, Lamb, Lambert, Lane, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozzell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—38.

Nay: Howell, Johnson and Kilpatrick.—3.

Excused: Butler, Keating, Murphy, Porter, Schuelein, Tinsley and Wolfe.—7.

SR 30 was read at length as follows and ordered referred for enrollment.

SR 30 — By Dahl and Giles.

A Resolution disapproving the administrative changes instituted by the State Board of Agriculture; and directing distribution.

WHEREAS, changes in administrative organization may only be made by a rule under the Administrative Procedures Act, 75 O.S. 1971, Section 302; and

WHEREAS, by board action, the Board of Agriculture adopted substantial changes in the organization of the Board without the authorization of statute or compliance with the Administrative Procedures Act; and

WHEREAS, the changes in the Board of Agriculture's organization have been considered and rejected by the Oklahoma Legislature, and it is the intent of the Legislature that these changes not occur at this time.

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE 2ND SESSION OF THE 36TH OKLAHOMA LEGISLATURE:

SECTION 1. The Senate of the State of Oklahoma hereby disapproves of the re-

organization of the State Board of Agriculture made on or about April 20, 1978. Under the authority granted by Section 308 of Title 75, the Senate disapproves the changes if made in conformity to the Administrative Procedures Act. Immediately upon the passage of this resolution, the State Board of Agriculture will return to the previous order of administrative organization. The Board shall report to the first session of the meeting of the Executive Committee of the Legislative Council on their acts to comply with this resolution.

SECTION 2. Copies of this Resolution shall be dispatched to each member of the State Board of Agriculture, to the Attorney General, and to the Governor of the State of Oklahoma.

MESSAGE FROM THE HOUSE

Advising adoption of and transmitting for consideration Engrossed HCR 1044.

HCR 1044 — By Davis (Don), Deatherage, Matheson, Elder, Floyd, Ervin and Craig of the House and Cate and Lamb of the Senate.

A Concurrent Resolution honoring and commending Harold Keith; requesting that the press box at the University of Oklahoma Stadium be named the Harold Keith Press Box; and directing distribution.

Senator Cate asked for immediate consideration of HCR 1044, which was the order.

HCR 1044 was read at length, adopted upon motion of Senator Cate, properly signed and ordered returned to the Honorable House.

UNANIMOUS CONSENT REQUEST

Senator Berrong asked unanimous consent, which was granted, that HCR 1043,

which failed of adoption on Page 836 of the Senate Journal, be referred to the Executive Committee of the Legislative Council for interim study.

PENDING CONSIDERATION OF CCR

The CCR on HB 1567 was called up for consideration.

The CCR on HB 1567 was adopted upon motion of Senator Crow.

HB 1567, as amended in Conference, was read at length.

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

Aye: Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Funston, Giles, Grantham, Green, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lane, Luton, McCune, McDaniel, Martin, Pierce, Porter, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Watson, York and Young.—38.

Nay: Berrong, Helm, Lambert and Wadley.—4.

Excused: Butler, Keating, Murphy, Schuelein, Tinsley and Wolfe.—6.

The bill passed.

Senators Pierce and McCune desired to vote nay on the emergency and Senator Berrong desired to vote aye on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 37. Nay: 5. Excused: 6.

The emergency passed.

HB 1567, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

PENDING CONSIDERATION OF CCR

The CCR on HB 1570 was called up for consideration.

The CCR on HB 1570 was adopted upon motion of Senator Crow.

HB 1570, as amended in Conference, was read at length.

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

Aye: Berrong, Birdsong, Boatner, Capps, Cate, Clifton, Crow, Dahl, Dawson, Field, Giles, Grantham, Green, Helm, Holden, Howard, Howell, Johnson, Keller, Kilpatrick, Lamb, Lambert, Luton, McCune, McDaniel, Martin, Pierce, Randle, Rozell, Shatwell, Smith, Stipe, Taliaferro, Terrill, Vann, Wadley, Watson, York and Young.—39.

Nay: Porter.—1.

Excused: Butler, Funston, Keating, Lane, Murphy, Schuelein, Tinsley and Wolfe.—8.

The bill passed.

Senators Pierce, Helm and McCune desired to vote nay on the emergency.

On the question of passage of the emergency, the vote resulted as follows: Aye: 36. Nay: 4. Excused: 8.

The emergency passed.

HB 1570, together with the Conference Committee Report thereon, was ordered returned to the Honorable House.

Senator Helm presiding.

REPORT OF ENGROSSED AND ENROLLED BILLS

SB 444 was correctly enrolled and, after fourth reading, properly signed and

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

SCRs 51 and 53 were each correctly enrolled, properly signed and ordered transmitted to the Honorable House for the signature of the Speaker.

SR 30 was correctly enrolled, properly signed and ordered transmitted to the Secretary of State.

Senator Smith questioned the presence of a quorum. The Presiding Officer ordered the roll called, following which he declared a quorum present.

MOTION

Senators Cate, Dawson, Lamb, McCune, Berrong, Smith, Randle, Howell, Crow, York, Birdsong, Porter, Lambert, Clifton, Vann, Watson, Green, McDaniel, Taliaferro, Capps, Field, Shatwell, Martin, Giles, Boatner, Luton and Howard moved that the Rules of the Senate be suspended, and that the first stall in the Roy E. Grantham Lounge Restroom of the Senate be named, designated and hereafter known as: "The Bob Funston Stall", which motion was declared adopted.

Senator Smith presented Senator Funston with a plaque noting same, which is to hang appropriately in said quarters.

MESSAGE FROM THE HOUSE

Advising fourth reading of and returning Enrolled SB 444.

The above numbered Enrolled Bill was referred to the Governor.

MESSAGE FROM THE HOUSE

Advising the signing of and returning Enrolled SCRs 51 and 53.

The above numbered Enrolled Resolutions were ordered referred to the Secretary of State.

Senator Lane moved that, when the clerk's desk is clear, and pursuant to HCR 1041, the Senate of the Second Regular Session of the Thirty-sixth Legislature adjourn sine die, which motion was declared adopted.

MESSAGE FROM THE HOUSE

Advising the signing of and transmitting for signature Enrolled HCR 1044.

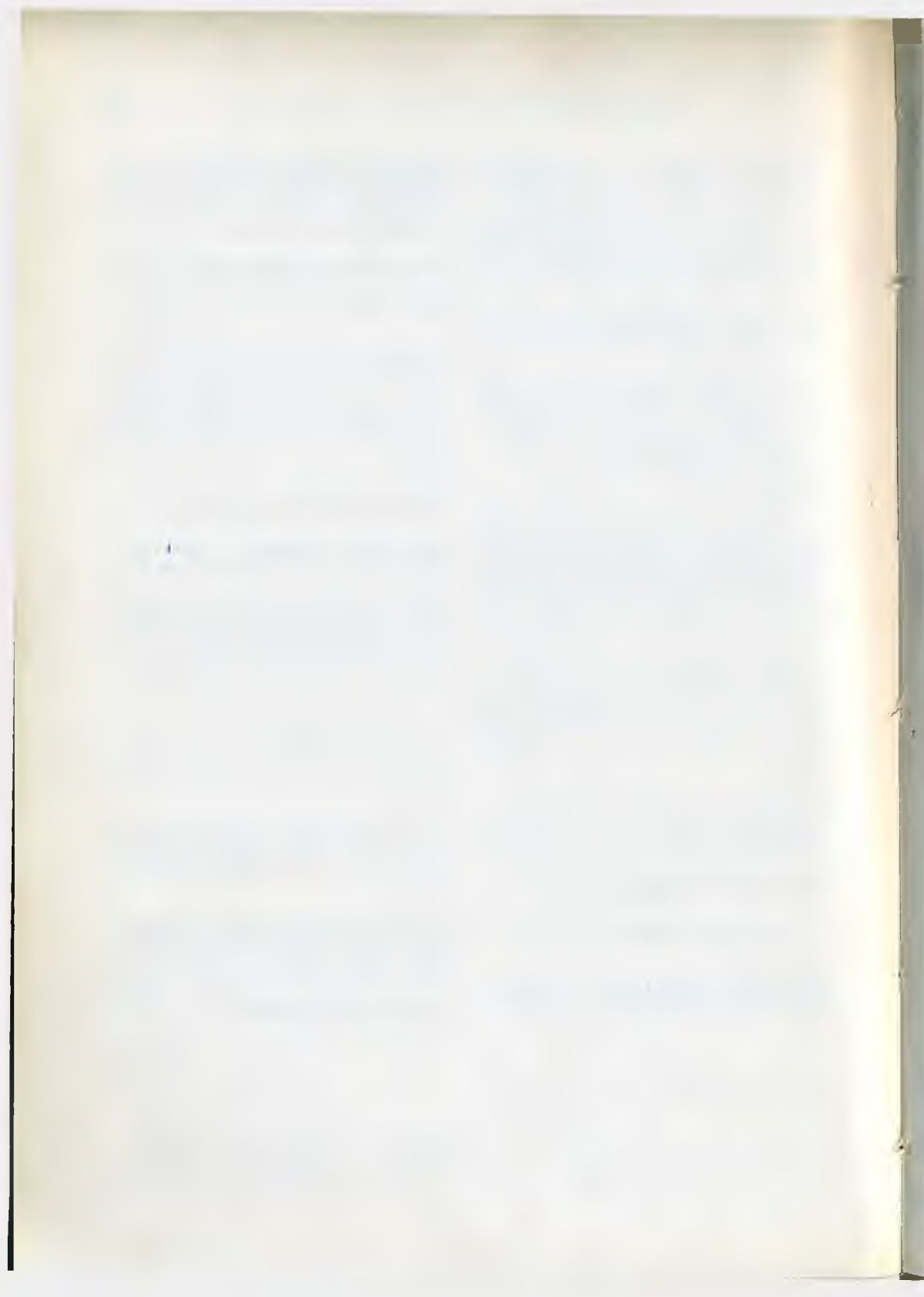
The above numbered Enrolled Resolution was properly signed and ordered returned to the Honorable House.

MESSAGE FROM THE HOUSE

Advising fourth reading of and transmitting for signature Enrolled HBs 1567 and 1570.

The above numbered Enrolled Bills were, after fourth reading, properly signed and ordered returned to the Honorable House.

The Clerk announced that his desk was clear, whereupon, as provided under the Lane motion and HCR 1041, the Senate of the Second Regular Session of the Thirty-sixth Legislature adjourned sine die.



SENATE COMMITTEES

Thirty-sixth Legislature

RULES COMMITTEE

Terrill, Chairman
Lambert, Vice Chairman

Cate	Luton
Crow	McCune
Field	Murphy
Grantham	Smith
Holden	Stipe
Lane	York

STANDING COMMITTEES

AGRICULTURE-11

Dahl, Chairman
Capps, Vice Chairman

Boatner	McDaniel
Field	Martin
Giles	Taliaferro
Holden	Vann
Lane	

APPROPRIATIONS AND BUDGET-14

Crow, Chairman
Randle, Vice Chairman

Berrong	Lambert
Boatner	Murphy
Butler	Pierce
Cate	Stipe
Funston	Terrill
Keating	Young

BANKS AND BANKING-11

Boatner, Chairman
Randle, Vice Chairman

Birdsong	Smith
Green	Terrill
Howell	Wolfe
Keller	York
Porter	

BUSINESS, INDUSTRY AND
LABOR RELATIONS-7

Butler, Chairman
Kilpatrick, Vice Chairman

Birdsong	Shatwell
Helm	York
Schuelein	

CONSTITUTIONAL REVISION AND
REGULATORY SERVICES-6

Berrong, Chairman
Taliaferro, Vice Chairman

Howell	Pierce
McCune	Terrill

COUNTY, STATE AND FEDERAL
GOVERNMENT-7

Wadley, Chairman
Vann, Vice Chairman

Birdsong	Taliaferro
Cate	York
Luton	

CRIMINAL JURISPRUDENCE-6

Cate, Chairman
Keating, Vice Chairman

Clifton	Stipe
Grantham	Wolfe

EDUCATION, COMMON-14

Howell, Chairman
Funston, Vice Chairman

Butler	Luton
Capps	Martin
Dawson	Rozell
Field	Terrill
Keller	Watson
Lamb	Young

EDUCATION, HIGHER-7

Murphy, Chairman
Cate, Vice Chairman

Dawson	Shatwell
Lane	Watson
Schuelein	

ELECTIONS AND PRIVILEGES-6

Shatwell, Chairman
Pierce, Vice Chairman

Berrong	Lane
Kilpatrick	Tinsley

EMPLOYMENT AND
ADMINISTRATION-5

Young, Chairman
Luton, Vice Chairman

Crow
Holden

Lane

ENGROSSED AND ENROLLED
BILLS-3

Helm, Chairman
McCune, Vice Chairman

Crow

ENVIRONMENTAL AND
NATURAL RESOURCES-6

Capps, Chairman
McDaniel, Vice Chairman

Helm
Lambert

McCune
Wadley

INSURANCE-6

Birdsong, Chairman
Green, Vice Chairman

Luton
Porter

Smith
Young

JUDICIARY-11

Grantham, Chairman
Lambert, Vice Chairman

Clifton
Green
Howell
Keating
Kilpatrick

Lamb
Luton
Wolfe
Young

MUNICIPAL GOVERNMENT-6

York, Chairman
Keller, Vice Chairman

Grantham
Lambert

Schuelein
Smith

OIL AND GAS-7

Funston, Chairman
Dahl, Vice Chairman

Field
Giles
Holden

McDaniel
Pierce

PROFESSIONS AND
OCCUPATIONS-8

Dawson, Chairman
Giles, Vice Chairman

Johnson
Martin
Rozell

Tinsley
Wadley
Watson

**PUBLIC AND MENTAL
HEALTH-6**

Martin, Chairman
Wolfe, Vice Chairman

Funston	Keating
Helm	Vann

**PUBLIC SAFETY AND PENAL
AFFAIRS-8**

Schuelein, Chairman
Johnson, Vice Chairman

Clifton	Porter
Dahl	Stipe
McCune	Watson

REVENUE AND TAXATION-13

Smith, Chairman
Clifton, Vice Chairman

Berrong	Keller
Crow	Kilpatrick
Dawson	Lamb
Green	Murphy
Helm	Randle
Holden	

ROADS AND HIGHWAYS-13

Stipe, Chairman
Tinsley, Vice Chairman

Boatner	Johnson
Butler	McDaniel
Capps	Murphy
Giles	Shatwell
Grantham	Vann
Holden	

SOCIAL WELFARE-5

Porter, Chairman
Rozell, Vice Chairman

Lamb	Randle
Lane	

WILDLIFE-7

Tinsley, Chairman
Field, Vice Chairman

Dahl	Taliaferro
Johnson	Wadley
Rozell	

INTERIM AND SPECIAL COMMITTEE APPOINTMENTS

EXECUTIVE COMMITTEE, STATE LEGISLATIVE COUNCIL

(74 O.S., § 456)

Senator Gene C. Howard, President Pro Tempore of the Senate, Chairman
Representative William P. Willis, Speaker of the House of Representatives, Vice Chairman

Senate

Birdsong, Jimmy
Butler, Kenneth
Capps, Gilmer N.
Dahl, John L.
Dawson, Bill
Funston, Bob
Johnson, Joe
Lambert, Phil
Martin, Ernest D.
Porter, E. Melvin
Shatwell, Bob R.
Tinsley, Gideon
Wadley, Robert L.
Wolfe, Stephen C.
Young, John W.

Senate Alternates

Giles, Ray A.
Green, Warren E.
McDaniel, James W.
Rozell, Herbert
Taliaferro, Paul

House

Cullison, Robert V.
Davis, Don
Davis, Guy
Holden, A.C.
Hooper, Roy B., Jr.
Hopkins, Robert E.
Johnson, A. Visanio
Kennedy, Billy F.
Lancaster, Bill
Manning, Joe R., Jr.
McIntyre, Bernard J.
Monks, John
Peterson, Charles R.
Stephenson, Tom R.
Wickersham, Victor E.

House Alternates

Crutcher, Bill J.
Dunn, Vernon
Joiner, Fred
Robinson, Bill
Steward, Jerry

ADVISORY COMMITTEE, SOUTH CENTRAL INTERSTATE FOREST FIRE PROTECTION COMPACT

(2 O.S., § 1301-215)

Senator Jim E. Lane
Representative Mike Murphy

COMMITTEE ON INTERSTATE COOPERATION

(74 O.S., § § 423, 425)

Representative William P. Willis, Chairman
 Senator Gene C. Howard, Vice Chairman

Senate

Birdsong, Jimmy
 Luton, John D.
 Smith, Finis W.
 Wadley, Robert L.
 Watson, Phil

House

Davis, Don
 Elder, Charles
 Floyd, Glenn Eldon
 Nance, Kenneth
 Sanders, E. C. Sandy
 Townsend, James B.
 Twidwell, Carl

JOINT CONFERENCE COMMITTEE ON RETIREMENT LAWS

HB 1464, 1978

(74 O.S. Supp. 1978, § 452.6)

Senator John W. Young, Chairman
 Representative Tom Rogers, Vice Chairman

Senate

Boatner, Roy A.
 Crow, Herschal H., Jr.
 Grantham, Roy E.
 McCune, John R.
 Wadley, Robert L.

House

Abbott, Lonnie L.
 Crutcher, Bill J.
 Davis, Don
 Frates, Kent F.
 Weichel, Jerry

OKLAHOMA STATE ETHICS COMMISSION

(74 O.S., § 1408)

**Appointed by the President
Pro Tempore of the Senate**

Investigating Panel:
Dr. James G. Caster,
Oklahoma City

Hearing Panel:
Malleck G. Coury, Tulsa

**Appointed by the Speaker of
the House of Representatives**

Investigating Panel:
B. E. Bill Harkey,
Oklahoma City

Hearing Panel:
Cecil Brownie Brown, Jr.
Oklahoma City

Appointed by the Governor

Investigating Panel:
Dr. Gene Garrison, Oklahoma City

Hearing Panel:
K. Nicholas Wilson, Oklahoma City

JOINT LEGISLATIVE ETHICS COMMITTEE

(74 O.S., § 1410)

Senator Finis W. Smith, Chairman
Representative Charles Elder, Vice Chairman

Senate

Grantham, Roy E.
Keller, E. W.

House

Camp, George
Townsend, James B.

OKLAHOMA EDUCATION COUNCIL

(74 O.S., § 3801)

Governor David Boren, Chairman

Senator Robert M. Murphy, Chairman of the Higher Education Committee of the Senate
 Representative Marvin E. McKee, Chairman of the Higher Education Committee of the
 House of Representatives

Senator James F. Howell, Chairman of the Common School Education Committee of the
 Senate

Representative Lonnie L. Abbott, Chairman of the Common School Education
 Committee of the House of Representatives, Vice Chairman

Leslie R. Fisher, Ed.D., Superintendent of Public Instruction

E. T. Dunlap, Ed.D., Chancellor, State Regents for Higher Education

Francis Tuttle, Ed.D., Director of the State Department of Vocational and Technical
 Education

Gubernatorial Appointees

Mrs. Nancy J. Davis, Enid

Mrs. Earl J. Cherry, Tulsa

(Vacancy)

THE EDUCATIONAL COMMISSION OF THE STATES

(70 O.S., § 506.1 III A)
 (Interstate Compact for Education)

Oklahoma Members

Governor David L. Boren

Senator James F. Howell

Representative Lonnie L. Abbott

E. T. Dunlap, Ed.D., Chancellor, State Regents for Higher Education

Leslie R. Fisher, Ed.D., Superintendent of Public Instruction

Ivan Holmes, Tahlequah

Tom Gallaher, Norman

**COMMISSION ON THE REORGANIZATION
OF STATE GOVERNMENT**

(74 O.S., § § 1541 through 1546)

(Senate Bill 118, 1975)

Governor David Boren, Chairman

Senator Gene C. Howard, President
Pro Tempore of the Senate

Representative William P. Willis, Speaker
of the House of Representatives

Senate

Norman A. Lamb
John D. Luton
Gene Stipe

House

David Craighead
W. D. Bradley
Lewis M. Kamas

Gubernatorial Appointees

Larry Wade, Elk City
Gary Cook, Tulsa
Bert Mackie, Enid
Bryan W. Waid, Lawton
Mrs. Shirley Weeks, Stillwater
Douglas C. Wixson, Tulsa

LEGISLATIVE LIAISON COMMITTEE ON THE CAPITOL
IMPROVEMENT AUTHORITY AND THE
STATE BOARD OF PUBLIC AFFAIRS

(73 O.S., § 176)

Representative Ross Duckett, Chairman
Senator Wayne Holden, Vice Chairman

Senate

Cate, Lee
Crow, Herschal H.

House

Cullison, Robert V.
Ford, Charles R.

COMMITTEE ON LEGISLATIVE OVERSIGHT OF PUBLIC TRUSTS

(60 O.S., § 178.1)

Senator Phil Lambert, Chairman
Representative Glenn Eldon Floyd, Vice Chairman

Senate

Tinsley, Gideon
Young, John

House

Stephenson, Tom R.
Wickersham, Victor

SOUTHERN GROWTH POLICIES BOARD

(74 O.S., § 3501, Art. II)

David L. Boren, Governor
Sam Hammons, Alternate, Office of the Governor
Representative Howard Cotner
Senator Bob Funston
Robert Sellers, Tulsa
James C. Leake, Muskogee

OKLAHOMA COMMISSIONERS ON UNIFORM STATE LAWS

(74 O.S., § 471)

Bryce Baggett, Oklahoma City
Representative Charles Elder
Senator Roy E. Grantham
Fred H. Miller, Norman
Bert McElroy, Tulsa
Maurice H. Merrill, S.J.D., Lifetime Commissioner, Norman (74 O.S., § 476)

**COMMITTEE ON APPROPRIATIONS AND BUDGET
SUBCOMMITTEE ON FISCAL OPERATIONS**

(74 O.S., § 452.3)

Senator Herschal H. Crow, Chairman
Representative Don Davis, Vice Chairman

Senate

Butler, Kenneth
Randle, Rodger A.
Stipe, Gene
Terrill, Al

House

Barker, Jim L.
Crutcher, Bill J.
Ervin, William J.
Townsend, James B.

BOARD ON LEGISLATIVE COMPENSATION

(Constitution, Article V, Section 21)

(SB 373, 1977 [74 O.S. Supp. 1977, § § 291.2, 291.3])*

Gubernatorial Appointees

Robert A. Durgin, Oklahoma City,
 Chairman
 Dr. William E. Neptune, Shawnee
 Bill R. Retherford, Broken Arrow
 Lloyd Moore, Perry
 Reverend Robert W. Cocke, Seminole

Senate Appointees

Duke Cooper, Stillwater
 Curtis G. Holsted, Tulsa

House Appointees

Rex Kenyon, M.D.,
 Oklahoma City
 Cecil Brownie Brown, Jr.,
 Oklahoma City

(The Chairman of the Oklahoma Tax Commission and the Director of State Finance are ex-officio and nonvoting members.)

* Director of State Finance shall serve as Secretary to the Board.

HISTORY AND FUNCTION — The board was created in 1968 by adoption of constitutional amendment and its duty is to review the compensation paid legislators each two years with the power to change such compensation, which change shall become effective on the 15th day following the succeeding general election. Currently, Oklahoma legislators are paid \$12,948 annually with the President Pro Tempore of the Senate and Speaker of the House receiving an additional \$6,000 and the floor leaders of the majority and minority parties receiving an additional \$4,200 per year. Legislators also are reimbursed for necessary expenses.

SPECIAL COMMITTEE ON CRIMINAL JUSTICE SYSTEM

SJR 58, 1978*

Senator Al Terrill, Chairman
Representative Paul D. Brunton, Vice Chairman

Senate

Clifton, John L.
Dahl, John L.
McCune, John R.
Young, John W.

House

Lawter, J. Mike
Steward, Jerry
Trent, Bob A.
Vaughn, George

Senate Appointees

Reverend Dulaney Barrett, Del City
Larry Hammer, Cherokee
Robert McMillin, Oklahoma City
Carl Reheman, Edmond
Michael Turpin, Muskogee

House Appointees

William Bentley, Oklahoma City
Fred Ferrell, Elgin
William D. Parker, Edmond
Lynn Pitts, Stillwater
Mike Stafford, Pawnee

*Directs submission of Final Report to the Senate and House on the first day of the 1st Session of the 37th Oklahoma Legislature.

SPECIAL COMMITTEE ON STUDY OF LAND RECORDS SYSTEMS**HJR 1040, 1978***

Representative Charles R. Peterson, Chairman
Senator Phillip E. Lambert, Vice Chairman

Senate	House
Kilpatrick, Don	Frates, Kent F.

Representing the Real Property Section of the Oklahoma Bar Association:

Joe Rarick, Norman
H. G. Tolbert, Watonga
James G. Hamill, Oklahoma City

Representing the Oklahoma Land Title Association:

John W. Warren, Newkirk
John Cathey, Oklahoma City
John C. Kirkpatrick, Tulsa

Representing the Oklahoma County Clerks Association:

Cecil Parham, Oklahoma City
Anita Nesbitt, Tulsa
Romadell Hannah, Tahlequah

Lawyers cognizant with problems relating to the recording and evidencing of real property information:

Henley Blair, Oklahoma City
John Eagleton, Tulsa

*Directs submission of Final Report to the final meeting of the Executive Committee of the State Legislative Council of the 1978-1979 legislative interim.

**SENATE AND HOUSE BILLS REFERRED TO
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Total: 45

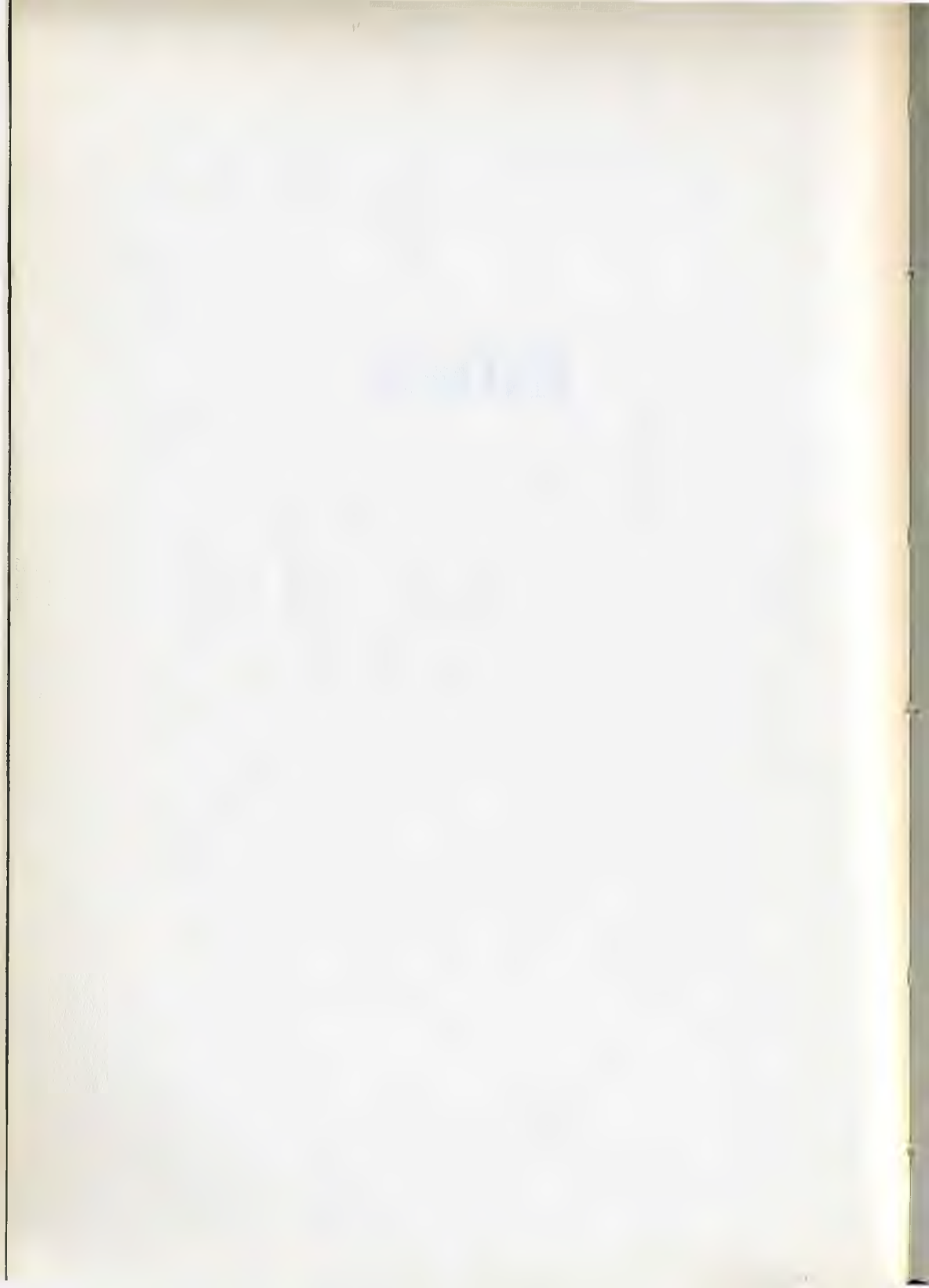
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SUMMARY OF LEGISLATIVE ACTION

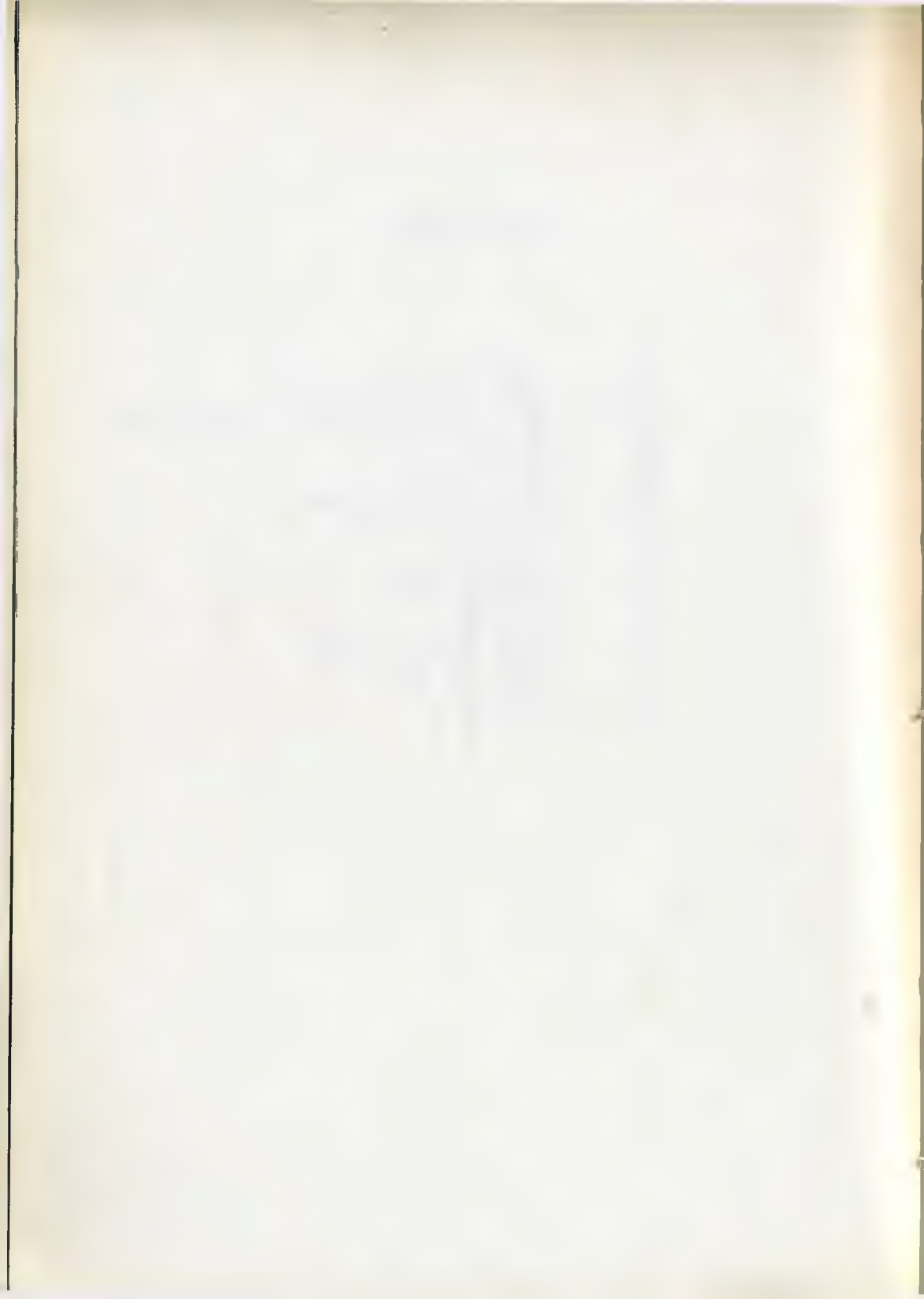
	Intro- duced	Total Carried Over from 1977	Total	Enacted or Adopted
Senate Bills	230	248	478	147
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HCR	— House Concurrent Resolution
HJR	— House Joint Resolution
LP	— Lobby Permit
ML	— Motion Lodged
SA	— Senate Amendment
SB	— Senate Bill
SC	— Senate Conferee
SCR	— Senate Concurrent Resolution
SJR	— Senate Joint Resolution
SR	— Senate Resolution
WD	— Withdrawn



SENATE BILLS

* Bills held over from the 1st Session of the 36th Legislature — 1977

***SB 18 — By Keating — An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-506; providing for seizure of certain vehicles used in unlawful transport of certain prohibited controlled dangerous substances ... emergency.**

CR 236
 Considered, passed, referred 303
 Engrossed — To House 315
 HAs read, consideration deferred 505
 HAs adopted, passed, referred 667
 Enrolled — 4th Reading 671
 To Governor 675
 Approved April 14, 1978 732

***SB 20 — By Terrill — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended ... providing certain adjustments to arrive at Oklahoma taxable income ... repealing 68 O.S. 1971, Section 2358, as amended ... emergency.**

CR (change in author) 208
 Considered, passed, referred 241
 Engrossed — To House 254

***SB 32 — By Boatner — An Act relating to county highways; providing a short title; providing for the hard-surfacing of secondary roads in each county; defining hard-surfaced road ... emergency.**

CR 226
 Considered, passed, referred 276
 Engrossed — To House 290
 HAs read, consideration deferred 632
 HAs rejected, Conference requested . 660

SCs appointed 660
 Conference granted, HCs named 671

***SB 35 — By Smith — An Act relating to insurance; providing for the Oklahoma Prepaid Legal Services Act; declaring intent ... codification.**

CR 226
 Considered, passed 351
 ML; referred 352; 375
 Engrossed — To House 407

***SB 40 — By Dahl — An Act relating to the militia; amending 44 O.S. 1971, Section 232.3, as amended ... providing for the appointment, composition and terms of Armory Boards ... Temporary Armory Boards ... emergency.**

Referred for enrollment 595
 Enrolled — 4th Reading 601
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 Approved April 5, 1978 660

***SB 43 — By Grantham of the Senate and Elder of the House — An Act relating to conveyances; proclaiming public interest in abandoned mineral interests ... escheat to state of abandoned mineral interests ... emergency.**

HAs read, consideration deferred 572
 HAs rejected, Conference requested . 640
 SCs appointed 640
 Conference granted, HCs named 657
 CCR read, consideration deferred 674
 CCR adopted, passed — To House 696
 Referred for enrollment 711
 Enrolled — 4th Reading 720
 To Governor 730

Became law without the Governor's signature April 24, 1978 771

*SB 136 — By Howard of the Senate and Willis of the House — An Act relating to state officers and employees; amending 74 O.S. 1971, Section 85.9A; providing for deposit and expenditure of proceeds of insurance ... emergency.
Referred for enrollment 624
Enrolled — 4th Reading 629
To Governor 635
Approved April 7, 1978 670

*SB 143 — By Dawson — An Act relating to public health and safety; amending 63 O.S. 1971, Section 173; requiring the posting of certain notices; eliminating the requirement of having a rope fire escape in certain buildings; and repealing 63 O.S. 1971, Section 172.
CR 208
Considered, passed, referred 221
Engrossed — To House 228
Referred for enrollment 519
Enrolled — 4th Reading 530
To Governor 533
Approved March 29, 1978 616

*SB 148 — By Grantham of the Senate and Elder and Floyd of the House — An Act relating to crimes and punishments, concerning nepotism; amending 21 O.S. 1971, Section 483; repealing 21 O.S. 1971, Section 484 ... emergency.
CR 236
Considered, failed 340

*SB 154 — By Funston of the Senate and Lancaster of the House — An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Section 1705, as amended ... Oklahoma Turnpike Authority ... additional tollgate in the vicinity of Porter, Oklahoma.
CR 226
Considered, passed, referred 288
Engrossed — To House 304
HAs read, consideration deferred 460
HAs adopted, passed, referred 663
Enrolled — 4th Reading 671

To Governor 675
Approved April 14, 1978 732

*SB 164 — By Tinsley — An Act relating to counties and county officers; authorizing the use of county-owned machinery and equipment for public schools for certain school improvements ... codification.
Referred for enrollment 492
Enrolled — 4th Reading 499
To Governor 501
Approved March 27, 1978 540

*SB 182 — By Young — An Act relating to insurance; setting qualifications of insurance realty appraisers; setting certain requirements of the appraisal report; authorizing the Insurance Commissioner to require additional appraisal ... effective date.
CR 226
Considered, failed 372
ML; adopted, passed, referred .. 372; 373
Engrossed — To House 389

*SB 204 — By Wolfe — An Act relating to civil procedure; amending 12 O.S. 1971, Section 727; providing interest on judgments of courts; specifying applicable rates ... severability.
Referred to Calendar, Rule 8(g) 51

*SB 206 — By Funston of the Senate and Hammons of the House — An Act relating to affairs of decedents, missing persons, minors, incapacitated persons and certain others and constituting the Uniform Probate Code ... repealing inconsistent laws.
CR 226
Considered, passed, referred 347
Engrossed — To House 389
HAs read, consideration deferred 537
HAs rejected, Conference requested . 546
SCs appointed 546
Conference granted, HCs named 547

*SB 208 — By Grantham of the Senate and Elder of the House — An Act relating to cities and towns; authorizing ap-

peal to the Court of Criminal Appeals from final judgments, final orders, judgments and sentences in criminal matters appealed to district courts from municipal courts not of record ... codification.
 CR 226
 Considered, passed, referred 289
 Engrossed — To House 304
 HAs read, consideration deferred 572
 HAs rejected, Conference requested . . . 667
 SCs appointed 667
 Conference granted, HCs named 671
 CCR read, consideration deferred 741
 CCR adopted, passed — To House 756
 Referred for enrollment 775
 Enrolled — 4th Reading 789
 To Governor 790
 Approved April 29, 1978

***SB 216 — By Murphy — An Act relating to waters and water rights; amending 82 O.S. 1971, Section 861; creating the Grand River Dam Authority; specifying powers and limitations of such authority ... effective date.**

HAs read, consideration deferred 632
 HAs rejected, Conference requested . . . 645
 SCs appointed 645
 Conference granted, HCs named 657
 CCR read, consideration deferred 800
 CCR adopted, passed — To House 809
 CCR rejected, further Conference requested 819
 Further Conference granted 822
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 Referred for enrollment 835
 Enrolled — 4th Reading 839
 To Governor 840
 Approved May 10, 1978

***SB 217 — By Tinsley — An Act relating to counties and county officers; providing for regulation of certain subdivisions, sanitary landfills, hazardous waste disposal sites and other waste disposal sites ... emergency.**

Referred to Calendar, Rule 8(g) 51
 Considered; referred 177; 178

***SB 230 — By Wadley — An Act relating to soldiers and sailors; amending**

72 O.S. 1971, Section 67.13a, as amended ... modifying definition of war veterans ... emergency.

Referred for enrollment 52
 Enrolled — 4th Reading 56
 To Governor 56
 Approved January 13, 1978 74

***SB 242 — By Cate — An Act relating to jurors; providing penalties for discharging an employee from his employment that is required to serve on a jury panel ... emergency.**

HAs read, consideration deferred 401
 HAs adopted, passed, referred 585
 Enrolled — 4th Reading 601
 To Governor 606
 Approved April 5, 1978 660

***SB 244 — By Helm — An Act relating to schools ... declaring academic tests confidential; setting requirements concerning administration of personality or adjustment tests ... effective date.**

CR 236
 Considered, passed, ~~referred~~ 328
 ML; referred 329; 375
 Engrossed — To House 389

***SB 247 — By Stipe and Smith — An Act relating to professions and occupations; providing for welding observers and weld-testing facilities ... requiring certain qualifications of applicants for certification as a welding observer ... effective date.**

CR 142
 Considered, passed 165
 ML; adopted, votes reconsidered 166
 Considered, failed 240
 ML; adopted, passed, referred .. 241; 268
 Engrossed — To House 273
 Referred for enrollment 519
 Enrolled — 4th Reading 530
 To Governor 531
 Approved March 29, 1978 616

***SB 259 — By Keller — An Act relating to labor; fixing disqualification for benefits under unemployment compensation laws for certain persons ... effective date.**

CR (change in author)	226
Considered, passed, referred	366
Engrossed — To House	395
HAs read, consideration deferred	633
HAs rejected, Conference requested	663
SCs appointed	663
Conference granted, HCs named	671
CCR read, consideration deferred	699
CCR adopted, passed — To House	711
Referred for enrollment	743
Enrolled — 4th Reading	752
To Governor	753
Approved April 24, 1978	783

*SB 262 — By Smith — An Act relating to special assessments; amending 11 O.S. 1971, Sections 106, 131 and others ... providing for levy and collection of special assessments ... notice be given to owner of assessed property ... emergency.

HAs read, consideration deferred	633
HAs adopted, passed, referred	662
Enrolled — 4th Reading	671
To Governor	675
Approved April 14, 1978	732

*SB 264 — By Luton, Howard, Lambert, Birdsong, Howell, Porter, Smith, Murphy and Randle — An Act relating to motorboats and vessels; amending 63 O.S. 1971, Sections 804.4 and 804.9 ... certificates of title and registration of motorboats and vessels ... emergency.

[Subject matter changed
by House amendment.]

HAs read, consideration deferred	607
HAs rejected, Conference requested	646
SCs appointed	646
Conference granted, HCs named	657
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CCR adopted, passed — To House	683
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To Governor	730
Approved April 21, 1978	772

*SB 268 — By Randle of the Senate and Atkins of the House — An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-205, as amended

... providing for county, district and cooperative departments of health ... emergency.

HAs rejected, Conference requested	46
SCs appointed	46
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CCR adopted, passed — To House	834
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To Governor	857
Approved May 10, 1978	

*SB 274 — By Howell — An Act relating to schools; amending 70 O.S. 1971, Section 8-110; requiring a certain report from the county superintendent of schools; modifying certain exemptions relating to transportation costs ... emergency.

HAs read, consideration deferred	532
HAs rejected, Conference requested	543
SCs appointed	543
Conference granted, HCs named	547
CCR read, consideration deferred	712
CCR adopted, passed — To House	719

*SB 276 — By Grantham of the Senate and Elder, Frates, Kennedy and Wiseman of the House — An Act relating to evidence ... delineating scope of Code ... repealing 12 O.S. 1971, Sections 381, as amended, and others ... effective date.

HAs read, consideration deferred	551
HAs rejected, Conference requested	623
SCs appointed	623
Conference granted, HCs named	650; 656
Senate conferee changed	684
CCR read, consideration deferred	712
CCR adopted, passed — To House	749
Referred for enrollment	809
Enrolled — 4th Reading	827
To Governor	831
Approved May 10, 1978	

*SB 278 — By Helm — An Act relating to motor vehicles; exempting owners of unused vehicles from compulsory liability insurance require-

- ments upon filing of specified affidavit ... effective date.
- HAs read, consideration deferred 401
- HAs adopted, passed, referred 511
- Enrolled — 4th Reading 530
- To Governor 531
- Approved March 29, 1978 616
- *SB 280 — By Keating and Cate of the Senate and Hood of the House — An Act relating to public health and safety; creating the Oklahoma Alcohol Services Act ... amending 63 O.S. 1971, Sections 2101, as amended, and others ... administration of funds ... codification.**
- CR 122
- Considered, passed, referred 138
- Engrossed — To House 148
- HAs read, consideration deferred 423
- HAs adopted, passed, referred 438
- Enrolled — 4th Reading 450
- To Governor 455
- Approved March 20, 1978 493
- *SB 286 — By McCune — An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Sections 601, 1301 through 1306 and others ... powers and duties of boards of county commissioners ... providing for construction and maintenance of limited access facilities and rural roads ... rural road districts by petition ... emergency.**
- CR 194
- Considered, advanced 214
- 3rd Reading, passed, referred 309
- Engrossed — To House 315
- HAs read, consideration deferred 524
- HAs adopted, bill failed 641
- ML; time extended 641; 676
- Motion adopted, passed, referred 682
- Enrolled — 4th Reading 691
- To Governor 698
- Approved April 18, 1978 741
- *SB 288 — By Clifton — An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991b, as last amended ... prescribing rules and procedures for revocation of suspended sentences ... effective date.**
- CR 236
- Considered, passed, referred 363
- Engrossed — To House 385
- Referred for enrollment 560
- Enrolled — 4th Reading 575
- To Governor 582
- Approved April 4, 1978 650
- *SB 308 — By Stipe — An Act relating to roads, bridges and ferries; amending Section 4, Chapter 218, O.S.L. 1976 (69 O.S. Supp. 1976, Section 4004); authorizing certain divisions within the Department of Transportation; creating a Division of Water Transportation ... emergency.**
- CR 226
- WD, rereferred 368
- *SB 328 — By Lambert — An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1021; prohibiting certain indecent or obscene acts; providing for liberal enumeration of such prohibitions ... penalties.**
- HAs adopted, passed, referred 545
- Enrolled — 4th Reading 553
- To Governor 554
- Approved March 31, 1978 629
- *SB 339 — By Howell of the Senate and Davis (Don) and Johnston of the House — An Act relating to insurance; amending 36 O.S. 1971, Sections 308 through 310; modifying procedure for examination of domestic document insurers ... modifying provisions for certain examination reports.**
- Referred to Calendar, Rule 8(g) 51
- WD; rereferred 97
- *SB 340 — By Howell of the Senate and Davis (Don) and Johnston of the House — An Act relating to insurance; prohibiting the appointment of certain personnel in delinquency proceedings ... codification.**
- Referred for enrollment 595
- Enrolled — 4th Reading 601
- To Governor 606
- Approved April 5, 1978 660

*SB 341 — By Howell of the Senate and Davis (Don) and Johnston of the House — An Act relating to insurance; requiring approval of costs incident to the conduct of certain delinquency proceedings ... codification.
 Referred for enrollment 595
 Enrolled — 4th Reading 601
 To Governor 606
 Approved April 5, 1978 660

*SB 346 — By Lane — An Act relating to statutes and reports; amending 75 O.S. 1971, Sections 251, 255, 304 and 308, as amended ... providing for filing of rules and regulations ... requiring certain publication ... emergency.
 CR 217
 Considered, passed, referred 307
 Engrossed — To House 315
 HAs read, consideration deferred 633
 HAs rejected, Conference requested . 640
 SCs appointed 640
 Conference granted, HCs named 657
 CCR read, consideration deferred 749
 CCR adopted, passed — To House 757
 Referred for enrollment 775
 Enrolled — 4th Reading 789
 To Governor 790
 Approved May 1, 1978

*SB 359 — By Keller — An Act relating to children; providing for prosecution of certain minors as adults charged with violating state statutes or municipal ordinances ... repealing 10 O.S. 1971, Section 1112, as last amended ... emergency.
 HAs read, consideration deferred 424
 HAs rejected, Conference requested . 488
 SCs appointed 488
 Conference granted, HCs named 493
 CCR read, consideration deferred 662
 CCR adopted, passed — To House 705
 Referred for enrollment 743
 Enrolled — 4th Reading 752
 To Governor 753
 Approved April 24, 1978 783

*SB 366 — By Funston of the Senate and Bennett of the House — An Act relating to public health and safety; amend-

ing 63 O.S. 1971, Sections 1-704, 1-706, 1-805 and 1-807; providing for licensing of certain hospitals and domiciliary facilities; providing for fees ... effective date.
 CR 218
 Considered, passed, referred 360
 Engrossed — To House 406
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 bill passed and considered
 bill further 748
 HAs read, consideration deferred 748
 HAs adopted, passed, referred 783
 Enrolled — 4th Reading 807
 To Governor 818
 Approved May 10, 1978

*SB 371 — By Wolfe — An Act relating to actions for wrongful death; amending 12 O.S. 1971, Section 1053; defining damages recoverable in actions for wrongful death in addition to damages recoverable for death of minor ... emergency.
 HAs read, consideration deferred 371
 HAs adopted, passed, referred 518
 Enrolled — 4th Reading 530
 To Governor 531
 Approved March 29, 1978 616

*SB 382 — By Terrill, Birdsong, Dawson, Randle and York of the Senate and Weichel of the House — An Act relating to the Corporation Commission; amending Section 18 of Article IX of the Oklahoma Constitution; expanding certain powers and duties ... prohibiting the construction of certain facilities ... emergency.

CR 226
 Considered, failed 361

*SB 383 — By Birdsong — An Act relating to roads, bridges and ferries; amending Section 1, Chapter 182, O.S.L. 1976 (69 O.S. Supp. 1976, Section 1206.1); modifying participation in the acquisition of lands for use for certain rights-of-way ... emergency.

CR 226
 Considered, passed, referred 274
 Engrossed — To House 287
 HAs read, consideration deferred 460
 HAs adopted, passed, referred 473
 Enrolled — 4th Reading 485
 To Governor 492
 Approved March 27, 1978 540

*SB 384 — By Green of the Senate and Thompson (Don) of the House — An Act relating to courts; amending 20 O.S. 1971, Section 30.5; providing for Court of Appeals to render written opinions; providing for publication of Court of Appeals opinions ... emergency.

CR 226
 Considered, rereferred 309

*SB 385 — By Howell — An Act relating to savings and loan associations; amending 18 O.S. 1971, Sections 381.2, 381.20, and others ... modifying provisions for articles of incorporation, hearing on application for certificate of authority, required capital and subscriptions, corporate existence and organizational meeting for certain new associations ... emergency.

CR 194
 Considered, passed, referred 257
 Engrossed — To House 269
 HAs read, consideration deferred 551
 HAs adopted, passed, referred 627
 Enrolled — 4th Reading 643
 To Governor 650
 Approved April 10, 1978 684

*SB 395 — By Capps — An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 866.2 and

866.36; authorizing city and county cooperation in certain planning projects ... emergency.

CR 226
 Considered, passed, referred 279
 Engrossed — To House 287
 Referred for enrollment 543
 Enrolled — 4th Reading 553
 To Governor 554
 Approved March 31, 1978 629

*SB 396 — By Funston — An Act relating to courts; providing for additional district judges for Tulsa and Oklahoma Counties ... repealing Section 2, Chapter 61, O.S.L. 1975 (20 O.S. Supp. 1976, Section 92e4) ... emergency.

CR 109
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 Engrossed — To House 159
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 HAs rejected, Conference requested . 670
 SCs appointed 683
 Conference granted, HCs named 687
 CCR read, adopted, passed — To House 711
 Referred for enrollment 786
 Enrolled — 4th Reading 807
 To Governor 818
 Approved May 8, 1978

*SB 400 — By Terrill of the Senate and Duke of the House — An Act relating to torts ... unauthorized use of electricity; prohibiting the damage of certain electrical apparatus and the use and diversion of electricity ... powers, duties and jurisdiction of the Oklahoma Corporation Commission ... emergency.

HAs read, consideration deferred 472
 HAs adopted, passed, referred 510
 Enrolled — 4th Reading 530
 To Governor 531
 Approved March 28, 1978 568

*SB 405 — By Keating — An Act relating to motor vehicles; providing for a course for persons entering certain pleas concerning the operation of a motor vehicle under certain conditions ... emergency.

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Engrossed — To House	182	Referred for enrollment	519
HAs read, consideration deferred	572	Enrolled — 4th Reading	531
HAs adopted, passed, referred	667	To Governor	533
Enrolled — 4th Reading	671	Approved March 29, 1978	616
To Governor	675		
Approved April 14, 1978	732		
		SB 414 — By Howard of the Senate and Willis of the House — An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Sections 1271, 1272, and others ... authorizing Department of Transportation to assume jurisdiction of control, regulation and enforcement of act ... nonconforming signs ... emergency.	
*SB 406 — By Clifton — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 72 and 74; providing for qualifications and examination of applicants by the Board of Barber Examiners ... emergency.		1st Reading	30
CR	194	2d Reading	44
Considered, failed	296	CR	226
ML; adopted, passed, referred ..	297; 350		
Engrossed — To House	389	SB 415 — By York of the Senate and Fried of the House — An Act relating to the Oklahoma State Department of Vocational and Technical Education and making an appropriation thereto ... emergency.	
		1st Reading	30
*SB 411 — By Crow of the Senate and Miskelly of the House — An Act relating to the State Manufactured Mobile Home Board and making an appropriation thereto ... amending Section 9, Chapter 257, O.S.L. 1974 (63 O.S. Supp. 1976, Section 2459); modifying disposition of certain fees and fines ... emergency.		2d Reading	44
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HAs rejected, Conference requested ..	666	Considered, passed, referred	200
SCs appointed	666	Engrossed — To House	210
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CCR read, consideration deferred	718	SB 416 — By York — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1334; allowing the court to admit a person to bail on his own personal recognizance; providing limitations ... effective date.	
CCR adopted, passed — To House	761	1st Reading	30
Referred for enrollment	786	2d Reading	44
Enrolled — 4th Reading	807		
To Governor	818	SB 417 — By Wolfe — An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 1403, 1503, 1521 and others ... defining certain crimes and increasing the monetary limitations therefor ... effective date.	
Approved May 10, 1978		1st Reading	30
		2d Reading	44
SB 413 — By Howard of the Senate and Willis of the House — An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Sections 1253, 1254, and others ... junkyards or scrap metal processing facilities be screened from view from certain roads and highways ... reimbursement for expenses incurred in fencing ... emergency.			
1st Reading	30	SB 418 — By Wolfe — An Act relating to motor vehicles; amending 47	
2d Reading	44		
CR	226		

O.S. 1971, Section 11-902; prohibiting use of motor vehicles by certain persons ... under the influence of drugs ... penalties.

1st Reading	30
2d Reading	44
CR	236
Considered, passed, referred	308
Engrossed — To House	315
HAs read, consideration deferred	460
HAs adopted, passed, referred	517
Enrolled — 4th Reading	530
To Governor	533
Approved March 29, 1978	616

SB 419 — By Wolfe — An Act relating to amateur radio operators; amending 47 O.S. 1971, Sections 251, 253, 254 and 255 ... technician class license holders to qualify for special identification rights.

1st Reading	30
2d Reading	44
CR	187
Considered, passed, referred	202
Engrossed — To House	210

SB 420 — By Wolfe — An Act relating to crimes and punishments; amending 21 O.S. 1971, Sections 52 and 1706; excluding petit larceny from definition of crime of attempt to commit certain offenses ... punishments ... effective date.

1st Reading	31
2d Reading	44
CR	236

SB 421 — By Wolfe — An Act relating to liens; amending 42 O.S. 1971, Section 44; providing for certain procedures relating to notice of filing of hospital liens in personal injury cases; changing location of filing ... effective date.

1st Reading	31
2d Reading	44
CR	54
Considered, passed, referred	68
Engrossed — To House	74
HAs read, consideration deferred	446
HAs adopted, passed, referred	463

Enrolled — 4th Reading	473
To Governor	478
Approved March 21, 1978	504

SB 422 — By Dawson — An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 510, as last amended ... 514, as amended ... and 515, as last amended ... providing for certain powers and duties of the Director of Corrections, including changing the minimum qualifications for correctional officers and guards ... effective date.

1st Reading	31
2d Reading	44

SB 423 — By Dawson — An Act relating to public health and safety; amending 63 O.S. 1971, Section 2152, as amended ... permitting blood donation by persons seventeen years of age without parental consent ... effective date.

1st Reading	31
2d Reading	45
CR	187
Considered, passed, referred	222
Engrossed — To House	229

SB 424 — By Dawson — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended ... and modifying certain allowable tax credits.

1st Reading	31
2d Reading	45

SB 425 — By Dawson and Kilpatrick of the Senate and Hammons, et al, of the House — An Act relating to the Corporation Commission; providing for an Oklahoma Energy Lifeline Act ... requiring reporting to legislature ... codification.

1st Reading	31
2d Reading	45

SB 426 — By Dawson — An Act relating to revenue and taxation; amending Sections 1 and 2, Chapter 209, O.S.L. 1977 (68 O.S. Supp. 1977, Sections 2357.1 and 2357.2); defining alternative energy device and geothermal resource; providing

for a tax credit therefor ... authorizing carrying forward of the tax credit to subsequent owners.

1st Reading 31
2d Reading 45

SB 427 — By Dawson — An Act relating to game and fish; amending Section 5-405, Chapter 17, O.S.L. 1974, as amended ... (29 O.S. Supp. 1977, Section 5-405); modifying provisions for hunting and killing certain furbearers ... effective date.

1st Reading 31
2d Reading 45

SB 428 — By Dawson — An Act relating to motor vehicles; providing for additions to the Motor Vehicle License and Registration Act; providing for semi-annual payment of certain license fees ... codification.

1st Reading 31
2d Reading 45
CR 50
Considered, advanced 61
3rd Reading, passed, referred 65
Engrossed — To House 74
Referred for enrollment 107
Enrolled — 4th Reading 107
To Governor 107
Approved January 25, 1978 119

SB 429 — By Dawson — An Act relating to the Oklahoma Public Employees Retirement System; amending 74 O.S. 1971, Section 914, as last amended ... providing for normal retirement date to be age 65 ... procedure when employee is retired at age 65; providing for transfer to different position ... effective date.

1st Reading 32
2d Reading 45

SB 430 — By York — An Act relating to schools; amending 70 O.S. 1971, Section 21-101, as amended ... (70 O.S. Supp. 1977, Section 21-101); defining private schools and other terms; and providing exceptions, including schools operated by private business to train employees.

1st Reading 32
2d Reading 45
CR 188
Considered, passed, referred 201
Engrossed — To House 210
HAS read, consideration deferred 573
HAS adopted, passed 703
ML; referred 703; 715
Enrolled — 4th Reading 727
To Governor 730
Approved April 21, 1978 772

SB 431 — By Smith — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-104, as amended ... providing for certain classifications of chauffeurs ... certain restrictions as to different licenses; further restricting operators of school buses ... emergency.

1st Reading 32
2d Reading 45
CR 236
Considered, passed, referred 269
Engrossed — To House 273

SB 432 — By York — An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.1, as last amended ... 22.5k, as amended ... and 22.5q and 22.6, as last amended ... defining terms of Motor Vehicle License and Registration Act ... special fees for certain vehicles ... emergency.

1st Reading 32
2d Reading 45
CR 226
Considered, passed, referred 324
Engrossed — To House 385
HAS read, consideration deferred 642
HAS adopted, passed, referred 670
Enrolled — 4th Reading 695
To Governor 698
Approved April 18, 1978 741

SB 433 — By Green — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-301, as amended ... modifying exceptions to requirement that certain vehicles be driven upon the right half of the roadway.

1st Reading 32

2d Reading	45
CR	236
Considered, passed, referred	350
Engrossed — To House	389
Referred for enrollment	560
Enrolled — 4th Reading	575
To Governor	582
Approved April 4, 1978	650

SB 434 — By McCune — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2385.17; providing for refunds of overpayment of tax; requiring withholding certificate to be furnished for refunds and credits against tax ... emergency.

1st Reading	32
2d Reading	45
CR	187
Considered, passed, referred	195
Engrossed — To House	210
HAs read, consideration deferred	607
HAs adopted, passed, referred	660
Enrolled — 4th Reading	671
To Governor	675
Approved April 14, 1978	732

SB 435 — By Howard of the Senate and Willis of the House — An Act relating to roads, bridges and ferries; amending 69 O.S. 1971, Sections 1271, 1272 and others ... authorizing Department of Transportation to assume jurisdiction of control, regulation and enforcement of act ... nonconforming signs ... emergency.

1st Reading	32
2d Reading	45
CR	226
Considered, passed, referred	295
Engrossed — To House	306
HAs read, consideration deferred	524
HAs adopted, passed, referred	666
Enrolled — 4th Reading	671
To Governor	675
Approved April 14, 1978	732

SB 436 — By Howard of the Senate and Willis of the House — An Act relating to roads, bridges and ferries; repealing 69 O.S. 1971, Sections 1226, 1227 and 1228,

which provide for regulations of junk and salvage yards ... emergency.

1st Reading	33
2d Reading	45
CR	226
Considered, passed, referred	296
Engrossed — To House	304
Referred for enrollment	423
Enrolled — 4th Reading	433
To Governor	440
Approved March 15, 1978	468

SB 437 — By Randle — An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 527; prohibiting full-time employees of the Department of Corrections from being employed by any other state departments ... exception.

1st Reading	33
2d Reading	45

SB 438 — By McCune — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1251 through 1254 and others ... requiring licensure of social workers and social work associates; creating Board of Social Work Examiners ... repealing 59 O.S. 1971, Sections 1259 through 1261 ... codification.

1st Reading	33
2d Reading	45

SB 439 — By Cate — An Act relating to insurance; amending 36 O.S. 1971, Section 1309 ... deleting provision prohibiting certain State of Oklahoma employees from obtaining certain licenses ... effective date.

1st Reading	33
2d Reading	45

SB 440 — By Cate — An Act relating to motor vehicles; requiring display of certain visual identification that motor vehicle license plates displayed on certain motor vehicles are plates properly issued ... emergency.

1st Reading	33
2d Reading	45

CR 121
 Considered, failed 210
 ML; time extended 211; 246
 Motion adopted, bill passed,
 referred 253
 Engrossed — To House 267

SB 441 — By Johnson of the Senate and Nance of the House — An Act relating to internal prison security; amending 21 O.S. 1971, Section 438 and 57 O.S. 1971, Section 21; prohibiting persons carrying into or possessing certain items in penal institutions ... effective date.
 1st Reading 33
 2d Reading 45
 CR 101
 Considered, passed, referred 127
 Engrossed — To House 138
 HAS read, consideration deferred 613
 HAS adopted, passed, referred 640
 Enrolled — 4th Reading 656
 To Governor 658
 Approved April 11, 1978 688

SB 442 — By Keating — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 11-1110; prohibiting certain acts relating to highways; deleting provision relating to throwing any substances at certain objects on or near highways ... effective date.
 1st Reading 33
 2d Reading 45
 CR 236
 Considered, passed, referred 306
 Engrossed — To House 315

SB 443 — By Young — An Act relating to elections; amending Sections 2 and 10, Chapter 154, O.S.L. 1974, as renumbered ... (26 O.S. Supp. 1977, Sections 15-102 and 15-110); adding certain definitions to the Campaign Contributions and Expenditures Act ... emergency.
 1st Reading 33
 2d Reading 45
 Additional committee assignment ... 87
 CR 188

SB 444 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Attorney General and making an appropriation thereto ... emergency.
 1st Reading 34
 2d Reading 45
 CR 110
 Considered, passed, referred 118
 Engrossed — To House 127
 HAS read, consideration deferred 412
 HAS rejected, Conference requested . 431
 SCs appointed 431
 Conference granted, HCs named 440
 CCR read, consideration deferred 801
 CCR adopted, passed — To House 832
 CCR rejected, further Conference
 requested 847
 Further Conference granted, SCs
 appointed 848
 Senate conferees changed 848
 2d CCR read 850
 2d CCR adopted, passed — To House . 855
 Referred for enrollment 857
 Enrolled — 4th Reading 860
 To Governor 861
 Approved May 10, 1978

SB 445 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Court of Criminal Appeals and making an appropriation thereto ... emergency.
 1st Reading 34
 2d Reading 45
 CR 115
 Considered, passed, referred 128
 Engrossed — To House 138
 HAS read, consideration deferred 402
 HAS adopted, passed, referred 432
 Enrolled — 4th Reading 447
 To Governor 455
 Approved March 17, 1978 485

SB 446 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Court of Tax Review and making an appropriation thereto ... emergency.
 1st Reading 34

2d Reading	45
CR	109
Considered, passed, referred	119
Engrossed — To House	127
Referred for enrollment	391
Enrolled — 4th Reading	406
To Governor	407
Approved March 13, 1978	443

SB 447 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Attorney General and Offices of District Attorneys and the District Attorneys Training Coordination Council and making an appropriation thereto ... emergency.

1st Reading	34
2d Reading	45
CR	115
Considered, passed	129
ML; referred	130; 161
Engrossed — To House	165
HAs read, consideration deferred	402
HAs rejected, Conference requested	431
SCs appointed	431
Conference granted, HCs named	440
CCR read, consideration deferred	721
CCR adopted, passed — To House	763
Referred for enrollment	789
Enrolled — 4th Reading	807
To Governor	818
Approved May 10, 1978	

SB 448 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to courts; making appropriations to the Office of District Courts ... emergency.

1st Reading	35
2d Reading	45
CR	115
Considered, passed, referred	129
Engrossed — To House	138
HAs read, consideration deferred	403
HAs rejected, Conference requested	431
SCs appointed	431
Conference granted, HCs named	440
CCR read, consideration deferred	801
CCR adopted, passed — To House	812
Referred for enrollment	827

Enrolled — 4th Reading	838
To Governor	840
Approved May 10, 1978	

SB 449 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Workers' Compensation Court and making appropriations thereto ... emergency.

1st Reading	35
2d Reading	45
CR	122
Considered, passed	166
ML; referred	167; 192
Engrossed — To House	196
HAs read, consideration deferred	412
HAs rejected, Conference requested	682
SCs appointed	682
Conference granted, HCs named	691
CCR read, consideration deferred	735
CCR adopted, passed — To House	763
Referred for enrollment	774
Enrolled — 4th Reading	789
To Governor	790
Approved April 29, 1978	

SB 450 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the State Supreme Court and the Court of Appeals and making appropriations thereto ... making appropriations for the expenses of the court on the Judiciary and the Judicial Nominating Commission ... emergency.

1st Reading	35
2d Reading	45
CR	194
Considered, passed, referred	212
Engrossed — To House	222
HAs read, consideration deferred	404
HAs rejected, Conference requested	431
SCs appointed	431
Conference granted, HCs named	440
CCR read, consideration deferred	795
CCR adopted, passed — To House	811
Referred for enrollment	827
Enrolled — 4th Reading	839
To Governor	840
Approved May 10, 1978	

SB 451 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma State Regents for Higher Education and making appropriations ... emergency.

1st Reading	35
2d Reading	45
CR	188
Considered, passed, referred	194
Engrossed — To House	210
HAs read, consideration deferred	496
HAs rejected, Conference requested	629
SCs appointed	629
Conference granted, HCs named	642
CCR read, consideration deferred	824
CCR adopted, passed — To House	830
Referred for enrollment	839
Enrolled — 4th Reading	849
To Governor	849
Approved May 10, 1978	

SB 452 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Board of Trustees of the University Hospital and making an appropriation thereto ... emergency.

1st Reading	35
2d Reading	45
CR	180
Considered, passed, referred	190
Engrossed — To House	196
HAs read, consideration deferred	434
HAs rejected, Conference requested	629
SCs appointed	629
Conference granted, HCs named	642
CCR read, consideration deferred	730
CCR rejected, further Conference requested	756
Further Conference granted	763
2d CCR read, consideration deferred	765
2d CCR adopted, passed — To House	784
Referred for enrollment	809
Enrolled — 4th Reading	827
To Governor	831
Approved May 10, 1978	

SB 453 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the

Physician Manpower Training Commission; making appropriations to the Commission ... amending Section 5, Chapter 271, O.S.L. 1975, as amended ... (70 O.S. Supp. 1977, Section 697.5) ... emergency.

1st Reading	35
2d Reading	45
CR	153
Considered, passed, referred	168
Engrossed — To House	176
HAs read, consideration deferred	413
HAs adopted, passed, referred	641
Enrolled — 4th Reading	656
To Governor	658
Approved April 11, 1978	688

SB 454 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to schools; making appropriations to the State Board of Education ... amending 70 O.S. 1971, Section 18-109, as last amended ... providing for the calculation of state aid ... funds for school lunch matching ... emergency.

1st Reading	35
2d Reading	45
CR	194
Considered, passed, referred	211
Engrossed — To House	222
HAs read, consideration deferred	505
HAs rejected, Conference requested	672
SCs appointed	672
Conference granted, HCs named	681
CCR read, consideration deferred	824
CCR adopted, passed — To House	829
Referred for enrollment	839
Enrolled — 4th Reading	849
To Governor	849
Approved May 10, 1978	

SB 455 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the State Board of Education and making an appropriation thereto ... emergency.

1st Reading	36
2d Reading	45
CR	154
Considered, passed, referred	196
Engrossed — To House	210

HAs read, consideration deferred	461
HAs adopted, passed, referred	641
Enrolled — 4th Reading	656
To Governor	658
Approved April 11, 1978	688

SB 456 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to public education; making appropriations to the State Board of Vocational and Technical Education . . . emergency.

1st Reading	36
2d Reading	45
CR	154; 188
Considered, passed, referred	194
Engrossed — To House	210
HAs read, consideration deferred	506
HAs rejected, Conference requested	629
SCs appointed	629
Conference granted, HCs named	642
CCR read, consideration deferred	825
CCR adopted, passed — To House	830
Referred for enrollment	841
Enrolled — 4th Reading	849
To Governor	849
Approved May 10, 1978	

SB 457 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Educational Television Authority and making an appropriation thereto . . . emergency.

1st Reading	36
2d Reading	45
CR	153
Considered, passed, referred	168
Engrossed — To House	176
HAs read, consideration deferred	414
HAs adopted, passed, referred	642
Enrolled — 4th Reading	656
To Governor	658
Approved April 11, 1978	688

SB 458 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Arts and Humanities Council and making an appropriation thereto . . . emergency.

1st Reading	36
2d Reading	45
CR	180
Considered, passed, referred	190
Engrossed — To House	196
Referred for enrollment	391
Enrolled — 4th Reading	406
To Governor	407
Approved March 13, 1978	443

SB 459 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Commissioners of the Land Office and making an appropriation thereto . . . emergency.

1st Reading	37
2d Reading	45
CR	60
Considered, passed, referred	65
Engrossed — To House	74
Referred for enrollment	118
Enrolled — 4th Reading	127
To Governor	130
Approved February 1, 1978	159

SB 460 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Commission on Fire Protection Personnel Standards and Education; making an appropriation thereto . . . emergency.

1st Reading	37
2d Reading	45
CR	63
Considered, passed, referred	77
Engrossed — To House	82
Referred for enrollment	118
Enrolled — 4th Reading	127
To Governor	130
Approved February 1, 1978	159

SB 461 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Education Council and making an appropriation thereto . . . emergency.

1st Reading	37
2d Reading	45
CR	60
Considered, passed, referred	66
Engrossed — To House	74

Referred for enrollment	118
Enrolled — 4th Reading	127
To Governor	130
Approved February 1, 1978	159

SB 462 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Department of Charities and Corrections and making appropriations thereto ... emergency.

1st Reading	37
2d Reading	45
CR	60
Considered, passed, referred	67
Engrossed — To House	74
HAs read, consideration deferred	414
HAs rejected, Conference requested	682
SCs appointed	682
Conference granted, HCs named	691
CCR read, consideration deferred	795
CCR adopted, passed — To House	811
Referred for enrollment	827
Enrolled — 4th Reading	838
To Governor	840
Approved May 10, 1978	

SB 463 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Governor's Committee on Employment of the Handicapped and making an appropriation thereto ... emergency.

1st Reading	37
2d Reading	45
CR	71
Considered, passed, referred	82
Engrossed — To House	87
Referred for enrollment	113
Enrolled — 4th Reading	118
To Governor	120
Approved February 1, 1978	159

SB 464 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Public Employees Retirement System; making an appropriation thereto ... emergency.

1st Reading	37
2d Reading	45

CR	63
Considered, passed, referred	77
Engrossed — To House	82
HAs read, consideration deferred	404
HAs rejected, Conference requested	459
SCs appointed	459
Conference granted, HCs named	468
CCR read, consideration deferred	740
CCR adopted, passed — To House	763
Referred for enrollment	774
Enrolled — 4th Reading	789
To Governor	790
Approved May 10, 1978	

SB 465 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Human Rights Commission and making an appropriation thereto ... emergency.

1st Reading	37
2d Reading	45
CR	60
Considered, passed, referred	67
Engrossed — To House	74
Referred for enrollment	407
Enrolled — 4th Reading	416
To Governor	420
Approved March 13, 1978	443

SB 466 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Indian Affairs Commission; making an appropriation thereto ... emergency.

1st Reading	38
2d Reading	45
CR	63
Considered, passed, referred	77
Engrossed — To House	82
HAs read, consideration deferred	303
HAs rejected, Conference requested	431
SCs appointed	431
Conference granted, HCs named	440
CCR read, consideration deferred	594
CCR rejected, further Conference requested	643
Further Conference granted	720
2d CCR read, consideration deferred	727
2d CCR adopted, passed — To House	764

Referred for enrollment	774	Enrolled — 4th Reading	106
Enrolled — 4th Reading	789	To Governor	107
To Governor	790	Approved January 25, 1978	119
Approved April 29, 1978			
SB 467 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Cerebral Palsy Center; making an appropriation thereto ... emergency.			
1st Reading	38	1st Reading	38
2d Reading	45	2d Reading	45
CR	60	CR	79
Considered, passed, referred	68	Considered, passed, referred	88
Engrossed — To House	74	Engrossed — To House	96
Referred for enrollment	407	HAs read, consideration deferred	414
Enrolled — 4th Reading	416	HAs rejected, Conference requested	497
To Governor	420	SCs appointed	497
Approved March 13, 1978	443	Conference granted, HCs named	498
		Senate conferees changed	511
		CCR read, consideration deferred	603
		CCR adopted, passed — To House	664
		Referred for enrollment	674
		Enrolled — 4th Reading	683
		To Governor	687
		Approved April 14, 1978	732
SB 468 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Oklahoma Department of Veterans Affairs, the Oklahoma Veterans Center, Ardmore ... Clinton ... Sulphur ... Talihina ... and the Oklahoma War Veterans Commission and making appropriations thereto ... emergency.			
1st Reading	38	1st Reading	38
2d Reading	45	2d Reading	45
CR	63	CR	79
Considered, passed, referred	78	Considered, passed, referred	88
Engrossed — To House	82	Engrossed — To House	96
Referred for enrollment	391	HAs read, consideration deferred	614
Enrolled — 4th Reading	406	HAs rejected, Conference requested	629
To Governor	407	SCs appointed	629
Approved March 13, 1978	443	Conference granted, HCs named	650
		CCR read, consideration deferred	736
		CCR rejected, further Conference requested	737
		Further Conference granted	743
		2d CCR read, consideration deferred	825
		2d CCR adopted, passed — To House	831
		Referred for enrollment	841
		Enrolled — 4th Reading	849
		To Governor	849
		Approved May 10, 1978	
SB 469 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Western Plains Indians Arts and Crafts Commission and making an appropriation thereto ... emergency.			
1st Reading	38	1st Reading	38
2d Reading	45	2d Reading	45
CR	60	CR	79
Considered, passed, referred	68	Considered, passed, referred	88
Engrossed — To House	74	Engrossed — To House	96
Referred for enrollment	99	HAs read, consideration deferred	614
		HAs rejected, Conference requested	629
		SCs appointed	629
		Conference granted, HCs named	650
		CCR read, consideration deferred	736
		CCR rejected, further Conference requested	737
		Further Conference granted	743
		2d CCR read, consideration deferred	825
		2d CCR adopted, passed — To House	831
		Referred for enrollment	841
		Enrolled — 4th Reading	849
		To Governor	849
		Approved May 10, 1978	

SB 472 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Commission on Consumer Affairs and making an appropriation thereto ... emergency.	
1st Reading	39
2d Reading	45
CR	79
Considered, passed, referred	89
Engrossed — To House	96
Referred for enrollment	418
Enrolled—4th Reading	426
To Governor	426
Approved March 15, 1978	468

SB 473 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Corporation Commission and making appropriations thereto ... amending Section 4, Chapter 263, O.S.L. 1974 (52 O.S. Supp. 1977, Section 154), relating to additional, nongermane duties of Commission members ... emergency.	
1st Reading	39
2d Reading	45
CR	86
Considered, passed, referred	95
Engrossed — To House	106
HAs read, consideration deferred	405
HAs rejected, Conference requested	629
SCs appointed	629
Conference granted, HCs named	642
CCR read, consideration deferred	736
CCR adopted, passed — To House	766
CCR rejected, further Conference requested	774
Further Conference granted	774
2d CCR read, consideration deferred	793
2d CCR adopted, passed — To House	811
Referred for enrollment	827
Enrolled — 4th Reading	839
To Governor	841
Approved May 10, 1978	

SB 474 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Insurance Commissioner and making an appropriation thereto ... emergency.	
1st Reading	39

2d Reading	45
CR	86
Considered, passed, referred	96
Engrossed — To House	106
HAs read, consideration deferred	405
HAs rejected, Conference requested	640
SCs appointed	640
Conference granted, HCs named	653
CCR read, consideration deferred	653
CCR adopted, passed — To House	723
Referred for enrollment	789
Enrolled — 4th Reading	807
To Governor	818
Approved May 10, 1978	

SB 475 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Department of Labor and making appropriations thereto ... emergency.	
1st Reading	39
2d Reading	45
CR	79
Considered, passed	89
ML adopted, emergency passed, referred	89; 97
Engrossed — To House	106
HAs read, consideration deferred	405
HAs rejected, Conference requested	640
SCs appointed	640
Conference granted, HCs named	653
CCR read, consideration deferred	654
CCR adopted, passed — To House	723
CCR rejected, further Conference requested	770
House rescinded request for further Conference	773
House requests further Conference	775
Further Conference granted	780
2d CCR read, consideration deferred	798
2d CCR adopted, passed — To House	812
Referred for enrollment	827
Enrolled — 4th Reading	838
To Governor	840
Approved May 10, 1978	

SB 476 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Liquefied Petroleum Gas Board and making an appropriation thereto ... emergency.	
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1st Reading	39
2d Reading	45
CR	79
Considered, passed, referred	89
Engrossed — To House	96
Referred for enrollment	418
Enrolled — 4th Reading	426
To Governor	426
Approved March 15, 1978	468

SB 477 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the State Mining Board and making an appropriation thereto ... emergency.

1st Reading	40
2d Reading	45
CR	79
Considered, passed, referred	90
Engrossed — To House	96
Referred for enrollment	150
Enrolled — 4th Reading	159
To Governor	161
Approved February 7, 1978	178

SB 478 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Chief Mine Inspector and making an appropriation thereto ... emergency.

1st Reading	40
2d Reading	45
CR	79
Considered, passed, referred	90
Engrossed — To House	96
HAs read, consideration deferred	614
HAs rejected, Conference requested	640
SCs appointed	640
Conference granted, HCs named	653
CCR read, consideration deferred	737
CCR adopted, passed — To House	766
Referred for enrollment	774
Enrolled — 4th Reading	789
To Governor	790
Approved April 29, 1978	

SB 479 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the State Board for Property and Casualty Rates and making an appropriation thereto ... emergency.

1st Reading	40
2d Reading	45
CR	86
Considered, passed, referred	96
Engrossed — To House	106
Referred for enrollment	418
Enrolled — 4th Reading	426
To Governor	426
Approved March 15, 1978	468

SB 480 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Office of the Securities Commission and making an appropriation thereto ... emergency.

1st Reading	40
2d Reading	45
CR	79
Considered, passed, referred	91
Engrossed — To House	96
HAs read, consideration deferred	424
HAs adopted, passed, referred	643
Enrolled — 4th Reading	656
To Governor	658
Approved April 11, 1978	688

SB 481 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act relating to the Department of Energy and making an appropriation thereto ... emergency.

1st Reading	40
2d Reading	45
CR	115
Considered, passed, referred	177
Engrossed — To House	182
HAs read, consideration deferred	424
HAs rejected, Conference requested	646
SCs appointed	646
Conference granted, HCs named	657
CCR read, consideration deferred	675
CCR adopted, passed — To House	682
Referred for enrollment	711
Enrolled — 4th Reading	720
To Governor	730
Approved April 21, 1978	772

SB 482 — By Crow and Randle of the Senate and Davis (Don) and Barker of the House — An Act making appropriations to various state agencies and stating the purposes ... emergency.

1st Reading 40
 2d Reading 45
 CR 93
 Considered, passed, referred 106
 Engrossed — To House 111
 HAs read, consideration deferred 405
 HAs rejected, Conference requested 443
 SCs appointed 444
 Conference granted, HCs named 451
 CCR read, consideration deferred 636
 CCR adopted, passed — To House 643
 Referred for enrollment 674
 Enrolled — 4th Reading 683
 To Governor 687
 Approved April 14, 1978 732

SB 483 — By Howard of the Senate and Willis of the House — An Act relating to state officers and employees; amending Section 1, Chapter 126, O.S.L. 1975, as last amended ... (74 O.S. Supp. 1977, Section 3601); limiting number of employees for certain agencies and defining employee; limiting expenditures for salaries ... emergency.
 1st Reading 40
 2d Reading 45
 CR 116
 Considered, passed, referred 128
 Engrossed — To House 138
 HAs read, consideration deferred 425
 HAs rejected, Conference requested 518
 SCs appointed 518
 Conference granted, HCs named 520
 CCR read, consideration deferred 718
 CCR adopted, passed — To House 751
 Referred for enrollment 769
 Enrolled — 4th Reading 773
 To Governor 774
 Approved April 29, 1978

SB 484 — By Young of the Senate and Matheson of the House — An Act relating to law enforcement education and training; creating a Law Enforcement Officers Training Fund; providing for deposits and disbursements ... emergency.
 1st Reading 40
 2d Reading 45
 CR 236
 Considered, passed, referred 365

Engrossed — To House 389
 HAs read, consideration deferred 551
 HAs rejected, Conference requested 604
 SCs appointed 604
 Conference granted, HCs named 624
 CCR read, consideration deferred 687
 CCR adopted, passed — To House 720
 Referred for enrollment 745
 Enrolled — 4th Reading 752
 To Governor 753
 Became law without the Governor's signature April 26, 1978 795

SB 485 — By Howard — An Act relating to state officers and employees; amending 74 O.S. 1971, Section 831, as last amended ... and Section 832, as last amended ... requiring the State Personnel Director to conduct entrance and promotional examinations under supervision of State Personnel Board ... emergency.
 1st Reading 41
 2d Reading 45

SB 486 — By Boatner — An Act relating to the Oklahoma Tourism and Recreation Department and making an appropriation thereto ... emergency.
 1st Reading 41
 2d Reading 45
 CR 80; 180
 Considered, passed, referred 209
 Engrossed — To House 222
 HAs read, consideration deferred 634
 HAs rejected, Conference requested 646
 SCs appointed 646
 Conference granted, HCs named 653

SB 487 — By Boatner — An Act relating to consumer credit; amending 14A O.S. 1971, Section 2-201; providing for maximum interest ceilings on consumer loans ... imposition of minimum charges.
 1st Reading 41
 2d Reading 45

SB 488 — By Terrill of the Senate and Riggs of the House — An Act relating to state government; amending Section 10,

Chapter 259, O.S.L. 1976 (74 O.S. Supp. 1977, Section 150.10); providing for a uniform crime reporting system ... emergency.

1st Reading 41
2d Reading 45
CR 226; 226
Considered, failed 288

SB 489 — By Dahl of the Senate and Riggs of the House — An Act relating to state government; amending 74 O.S. 1971, Sections 317 and 324.11, as amended ... certain fire inspections ... expanding duties of the State Fire Marshal with regard to certain correctional facilities.

1st Reading 44
2d Reading 48
CR 194
Considered, passed, referred 277
Engrossed — To House 287

SB 490 — By Murphy — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 498, as amended ... reciprocal registration by the State Board of Medical Examiners of applicants without examination ... waiving a certain reciprocal registration fee ... providing for certain temporary ... certificate of limited medical practice ... emergency.

1st Reading 44
2d Reading 48

SB 491 — By Murphy — An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 324.8 and 324.11, as amended ... providing for building permits for construction or major alteration of structures ... changing the applicable codes to which planned construction or alteration shall conform.

1st Reading 44
2d Reading 48

SB 492 — By Howell — An Act relating to children; amending 10 O.S. 1971, Section 1131, as amended ... notice to parent of any hearing to terminate his parental rights ... providing for a father

or putative father of a child born out of wedlock ... exercise of parental rights and duties.

1st Reading 44
2d Reading 48
CR 132
Considered, failed 182
ML 183

SB 493 — By Funston — An Act relating to public health and safety ... requirements for issuance and renewal of a license to operate certain home health agencies ... creating a Home Health Services Council ... effective dates.

1st Reading 47
2d Reading 50

SB 494 — By Tinsley — An Act relating to game and fish; providing for licensing for the harvesting and sale and buying of mussels from state waters ... directing codification.

1st Reading 47
2d Reading 50
CR 180; 218
Considered, passed, referred 274
Engrossed — To House 287
HAS read, consideration deferred 634
HAS rejected, Conference requested . 666
SCs appointed 666
Conference granted, HCs named 672
CCR read, consideration deferred 753
CCR adopted, passed — To House 766
Referred for enrollment 800
Enrolled — 4th Reading 818
To Governor 819
Approved May 10, 1978

SB 495 — By Dawson of the Senate and Morgan of the House — An Act relating to liens; amending 42 O.S. 1971, Section 146; providing for enforcement of liens on oil and gas property ... emergency.

1st Reading 47
2d Reading 50

SB 496 — By Dahl — An Act relating to agriculture; amending 2 O.S. 1971, Sections 1029 and 1030, as amended ... modifying powers of the Oklahoma Wheat

Utilization, Research and Market Development Commission ... assessed fee; and providing for disposition thereof.

1st Reading	50
2d Reading	55
CR	180
Considered, passed, referred	265
Engrossed — To House	273
HAs read, consideration deferred	552
HAs adopted, passed, referred	582
Enrolled — 4th Reading	601
To Governor	606
Approved April 5, 1978	660

SB 497 — By Dawson — An Act relating to the Municipal Code; amending Sections 49-109 and 49-136, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Sections 49-109 and 49-136); providing guidelines for retirement for disability from the Firemen's Relief and Pension Fund ... defining terms.

1st Reading	50
2d Reading	55
CR	180; 208
Considered	280
WD, rereferred	351

SB 498 — By Field of the Senate and Bradshaw of the House — An Act relating to schools; amending 70 O.S. 1971, Section 3-104, as last amended ... providing for the State Board of Education ... modifying provisions regarding the classification, inspection, supervision and accreditation of certain schools ... effective date.

1st Reading	54
2d Reading	61
CR	79
Considered, passed	98
ML; referred	98; 120
Engrossed — To House	127
HAs read, consideration deferred	446
HAs adopted, passed, referred	471
Enrolled — 4th Reading	485
To Governor	492
Approved March 27, 1978	540

SB 499 — By Boatner — An Act relating to banks and banking; amending 6

O.S. 1971, Section 306, as last amended ... providing for application for charter of banks and trust companies ... procedure before the Board of Bank Review ... procedure after board approval of applications.

1st Reading	54
2d Reading	61
CR	132
Considered, passed, referred	148
Engrossed — To House	159
Referred for enrollment	624
Enrolled — 4th Reading	629
To Governor	635
Approved April 7, 1978	670

SB 500 — By Boatner — An Act relating to banks and banking; amending 6 O.S. 1971, Section 207; providing for a Court of Bank Review ... review by the Supreme Court of Oklahoma ... costs of appeal to be assessed against the losing party ... exemption of pending appeals and applications.

1st Reading	54
2d Reading	61
CR	180
Considered, passed, referred	202
Engrossed — To House	210
Referred for enrollment	624
Enrolled — 4th Reading	629
To Governor	635
Approved April 7, 1978	670

SB 501 — By Helm — An Act relating to schools ... providing for dismissal of teachers, student teachers and teachers' aides engaging in certain homosexual activity or conduct ... codification.

1st Reading	54
2d Reading	61

SB 502 — By Wolfe — An Act relating to motor vehicles; amending Section 2, Chapter 192, O.S.L. 1972, as amended ... (47 O.S. Supp. 1977, Section 761); providing penalties and suspension of license for the operation of a motor vehicle while a person's ability is impaired by the consumption of alcohol ... violations shall not be bondable.

1st Reading	54
2d Reading	61
CR	236
Considered, passed, referred	307
Engrossed — To House	315
HAs read, consideration deferred	461
HAs adopted, passed, referred	518
Enrolled — 4th Reading	530
To Governor	531
Approved March 29, 1978	616

SB 503 — By Wolfe — An Act relating to courts; amending 20 O.S. 1971, Section 123, as last amended ... power of a lawyer special judge assigned to a Family Relations Division ... where such multi-judge division is established to include full authority to hear and decide contested and uncontested cases falling into category of mental health, divorce, domestic relations and custody of support ... effective date.

1st Reading	54
2d Reading	61
CR	188
Considered, passed	204
ML; referred	205; 223
Engrossed — To House	242

SB 504 — By Dahl — An Act relating to game and fish; amending Section 1, Chapter 72, O.S.L. 1977 (29 O.S. Supp. 1977, Section 3-205); modifying provisions for indemnification from personal civil liability of certain personnel within ... Department of Wildlife Conservation.

1st Reading	60
2d Reading	64
CR	180
Considered, passed, referred	198
Engrossed — To House	210
HAs read, consideration deferred	461
HAs adopted, passed, referred	480
Enrolled — 4th Reading	499
To Governor	501
Approved March 27, 1978	540

SB 505 — By Keating — An Act relating to employment security; amending 40 O.S. 1971, Section 216, as amended ... procedures for posting certain infor-

mation, filing claims, notices and objections, determinations ... of certain cases ... effective date.

1st Reading	60
2d Reading	64
CR	236
WD, rereferred	367

SB 506 — By Keating — An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.1, as last amended and others ... defining terms of Motor Vehicle License and Registration Act ... special fees for certain vehicles ... emergency.

1st Reading	60
2d Reading	64

SB 507 — By Porter — An Act relating to revenue and taxation; amending Section 1, Chapter 203, O.S.L. 1972 (68 O.S. Supp. 1977, Section 1305d) ... exemption of sales made to certain groups from sales tax ... exemptions to united appeal agencies ... emergency.

1st Reading	60
2d Reading	64
CR	208
Considered, passed, referred	229
Engrossed — To House	242

SB 508 — By Dawson — An Act relating to insurance; amending 36 O.S. 1971, Sections 4001 and 4201; requiring life insurance policy to contain a provision allowing policy holder to return policy ... effective date.

1st Reading	60
2d Reading	64
CR	188
Considered, passed, referred	230
Engrossed — To House	242
HAs read, consideration deferred	462
HAs adopted, passed, referred	604
Enrolled — 4th Reading	629
To Governor	635
Approved April 7, 1978	670

SB 509 — By Dawson — An Act relating to insurance; amending 36 O.S. 1971, Sections 4001 and 4201; requiring in-

sure to pay interest upon proceeds of policy or annuity contracts ... effective date.

1st Reading	60
2d Reading	64
CR	194
Considered, passed, referred	231
Engrossed — To House	242

SB 510 — By Funston — An Act relating to civil procedure; amending Section 6, Chapter 208, O.S.L. 1972, as last amended ... (12 O.S. Supp. 1977, Section 170.6); providing for service by publication ... effective date.

1st Reading	60
2d Reading	64
CR	174
Considered, passed, referred	195
Engrossed — To House	210
Referred for enrollment	560
Enrolled — 4th Reading	575
To Governor	582
Approved April 4, 1978	650

SB 511 — By Holden, Lane and York — An Act relating to State Capital and Capitol Building; amending 73 O.S. 1971, Section 18, as last amended ... security and protection of State Capitol grounds ... authorizing uniforms and maintenance allowances ... emergency.

1st Reading	61
2d Reading	64
CR	79
Considered, passed, referred	87
Engrossed — To House	96
Referred for enrollment	159
Enrolled — 4th Reading	165
To Governor	168
Approved February 9, 1978	200

SB 512 — By Johnson — An Act relating to mines and mining; amending 45 O.S. 1971, Sections 723, as amended and others ... procedures for permit applications and approvals ... requiring coal exploration permits ... reclamation performance standards ... repealing 45 O.S. 1971, Sections 726, 730 and 731 ... emergency.

1st Reading	64
2d Reading	73
WD; referred	76
CR	101
Considered	111
Considered, passed, referred	112
Engrossed — To House	113
Referred for enrollment	140
Enrolled — 4th Reading	148
To Governor	150
Approved February 2, 1978	166

SB 513 — By Wolfe — An Act relating to intoxicating liquors; amending 37 O.S. 1971, Sections 518 and 573, as amended ... providing for certain licenses and permits ... raising certain fees ... guidelines for registration of brand labels ... exemptions.

1st Reading	64
2d Reading	73

SB 514 — By Lane — An Act relating to public health and safety; amending 63 O.S. 1971, Sections 1-307 and 1-324 ... duties of local registrar ... Commissioner of Health shall issue certified copy of any certificate or record in his custody ... local registrar shall issue certified copy of death certificate ... emergency.

1st Reading	64
2d Reading	73
CR	226
Considered, passed, referred	276
Engrossed — To House	287
Referred for enrollment	519
Enrolled — 4th Reading	530
To Governor	533
Approved March 29, 1978	616

SB 515 — By Howard of the Senate and Willis of the House — An Act relating to the Oklahoma State Regents for Higher Education; amending Sections 1 and 2, Chapter 1, O.S.L. 1977 (70 O.S. Supp. 1977, Sections 3218 and 3219) ... maximum amount of fees and tuition that may be collected ... emergency.

1st Reading	72
2d Reading	76
CR	132

Considered, passed, referred	213
Engrossed — To House	222
HAs read, consideration deferred	635
HAs rejected, Conference requested	661
SCs appointed	661
Conference granted, HCs named	672
CCR read, consideration deferred	774
CCR adopted, passed — To House	780
Referred for enrollment	819
Enrolled — 4th Reading	827
To Governor	831
Approved May 10, 1978	

SB 516 — By Stipe — An Act relating to the State Bureau of Investigation and making an appropriation thereto ... emergency.

1st Reading	72
2d Reading	76

SB 517 — By Helm of the Senate and Monks of the House — An Act relating to schools ... providing for nonemployment, suspension, dismissal or nonreemployment of teachers, student teachers and teachers' aides engaging in certain public homosexual activity or conduct ... emergency.

1st Reading	72
2d Reading	76
CR	180

SB 518 — By Howell — An Act relating to schools; amending Section 1, Chapter 77, O.S.L. 1972, as amended ... (70 O.S. Supp. 1977, Section 35e); modifying provisions for reporting of school dropouts ... defining school dropout.

1st Reading	72
2d Reading	76
CR	110
Considered, passed, referred	119
Engrossed — To House	127
Referred for enrollment	560
Enrolled — 4th Reading	575
To Governor	582
Approved April 4, 1978	650

SB 519 — By Funston — An Act relating to mental health; amending 43A O.S. 1971, Sections 13, 14, 15, 18, 341, 342,

391, 392 and 653 ... appointment and removal of certain officers within the Department ... procedures to secure sterilization and discharge of certain persons; providing for drug treatment and rehabilitation ... effective date for certain provisions.

1st Reading	72
2d Reading	76
CR	236
Considered, passed, referred	293
Engrossed — To House	306
HAs read, consideration deferred	506
HAs rejected, Conference requested	640
SCs appointed	640
Conference granted, HCs named	657
Senate conferees changed	667
CCR read, consideration deferred	839
CCR adopted, bill failed	842

SB 520 — By Smith — An Act relating to the Municipal Code; amending Section 47-116, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 47-116); requiring certain plats, replats, subdivisions and deeds bear approval of the Commission ... effect where not approved ... emergency.

1st Reading	72
2d Reading	76
CR	226
Considered, passed, referred	241
Engrossed — To House	253
Referred for enrollment	455
Enrolled — 4th Reading	465
To Governor	468
Approved March 20, 1978	493

SB 521 — By Smith and Terrill — An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 1-134, 1-135 and others ... definition for motorized bicycle ... Department of Public Safety and the Oklahoma Tax Commission to promulgate certain rules ... examinations of persons ... license to operate a motorized bicycle ... effective date.

1st Reading	72
2d Reading	76
CR	188
Considered, passed, referred	213

Engrossed — To House	222
HAs read, consideration deferred	614
HAs rejected, Conference requested ..	627
SCs appointed	627
Conference granted, HCs named	650
Request for Conference withdrawn ..	771
Request granted by House	774
HAs adopted, passed, referred	780
Enrolled — 4th Reading	807
To Governor	818
Approved May 10, 1978	

SB 522 — By Capps of the Senate and Bernard of the House — An Act relating to corporations; amending 18 O.S. 1971, Sections 951 and 952, as amended ... regulating farming and ranching by corporations ... approval by State Board of Agriculture of articles of incorporation ... revocation of license of foreign corporation engaging in farming or ranching ... vacating franchises of domestic corporations ... emergency.	
1st Reading	75
2d Reading	80
CR	142; 208
Considered, passed, referred	232
Engrossed — To House	242
Referred for enrollment	560
Enrolled — 4th Reading	578
To Governor	582
Approved April 4, 1978	650

SB 523 — By Murphy — An Act relating to state government; providing short title; defining certain terms; creating the Oklahoma Building Energy Conservation Commission ... permits ... amending 74 O.S. 1971, Sections 324.8, 324.11 and others ... expanding duties of the Attorney General ... effective date.	
1st Reading	75
2d Reading	80
CR	218
Considered, failed	318

SB 524 — By Crow — An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1303 and others ... apportionment of certain revenues ... exempting certain items from sales tax	
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including natural or artificial gas and electricity ... emergency.	
1st Reading	76
2d Reading	80
CR	188
Considered, passed, referred	221
Engrossed — To House	229

SB 525 — By Martin — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 116.13; providing for appointment, duties, badges and uniforms of certain revenue enforcement officers ... penalty.	
1st Reading	80
2d Reading	86
CR	188
Considered, passed, referred	198
Engrossed — To House	210
HAs read, consideration deferred	614
HAs rejected, Conference requested ..	627
SCs appointed	627
Conference granted, HCs named	650
CCR read, consideration deferred	678
CCR adopted, passed — To House	683
Referred for enrollment	710
Enrolled — 4th Reading	720
To Governor	730
Approved April 21, 1978	772

SB 526 — By Dawson, Howard, Terrill, Randle, York and Birdsong of the Senate and Weichel of the House — An Act relating to the Corporation Commission ... creating the Legislative Utility Consumers' Committee ... prohibiting conflicts of interest; providing for certain powers and duties of the Committee ... emergency.	
1st Reading	80
2d Reading	86
CR	226
Considered, failed	304
ML	306

SB 527 — By Luton — An Act providing penalties for discharging an employee required to serve on a jury panel; providing a civil remedy for employees discharged for serving on a jury panel ... emergency.	
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1st Reading 80
 2d Reading 86
 CR 188
 Considered, passed, referred 201
 Engrossed — To House 210

SB 528 — By Howard — An Act relating to counties and county officers; amending 19 O.S. 1971, Section 137.3; providing for liability insurance coverage ... for county officers and employees for losses and damages arising from certain acts of negligence ... prohibiting any recovery to exceed the amount of such insurance coverage.

1st Reading 80
 2d Reading 87
 CR 194

SB 529 — By Pierce — An Act relating to public health and safety; prohibiting the use of funds of a governmental entity of this state for certain abortions ... emergency.

1st Reading 80
 2d Reading 87
 CR 154
 Considered, passed, referred 191
 Engrossed — To House 196

SB 530 — By York — An Act relating to land titles; amending 12 O.S. 1971, Sections 180 and 180.1 ... 42 O.S. 1971, Sections 142, 143 and 150, as amended ... providing for notice under certain circumstances ... providing for liens by certain persons ... mechanics' lien journal and its form; clarifying additional filing location by county clerk ... effective date.

1st Reading 86
 2d Reading 94
 CR 174
 Considered, passed, referred 297
 Engrossed — To House 304
 Referred for enrollment 560
 Enrolled — 4th Reading 578
 To Governor 582
 Approved April 4, 1978 650

SB 531 — By Schuelein of the Senate and Vaughn of the House — An Act re-

lating to mines and mining; amending 45 O.S. 1971, Section 1; providing for the State Mining Board ... providing for meetings and voting ... guidelines for hearings of the board ... changing qualifications.

1st Reading 86
 2d Reading 94
 CR 164
 Considered, passed, referred 182
 Engrossed — To House 191
 Referred for enrollment 543
 Enrolled — 4th Reading 553
 To Governor 554
 Approved March 31, 1978 629

SB 532 — By Smith — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 50001, as last amended ... tax on gross fire premium receipts of fire insurance companies; establishing a revolving fund ... salaries for certain officers and employees ... guidelines for administration of salaries ... emergency.

1st Reading 86
 2d Reading 94
 CR 208
 Considered, passed, referred 353
 Engrossed — To House 391
 HAS read, consideration deferred 615
 HAS adopted, passed, referred 645
 Enrolled — 4th Reading 656
 To Governor 658
 Approved April 7, 1978 670

SB 533 — By Smith — An Act relating to the Municipal Code; amending Section 44-104, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 44-104); providing for powers of the board of adjustment to include authorization of variances as to use ... emergency.

1st Reading 86
 2d Reading 94
 CR 226
 Considered, passed, referred 280
 Engrossed — To House 287

SB 534 — By Smith — An Act relating to state officers and employees;

amending 74 O.S. 1971, Section 324.3, as amended ... compensation and reimbursement of expenses of members of the State Fire Marshal Commission; and raising such compensation.
 1st Reading 86
 2d Reading 94
 CR 122
 Considered, failed 148

SB 535 — By York — An Act relating to civil procedure; providing procedures for continuing garnishment in support actions; authorizing deductions ... effective date.
 1st Reading 94
 2d Reading 102
 CR 174
 Considered, passed, referred 214
 Engrossed — To House 222

SB 536 — By York — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.24, as amended ... providing for confidentiality of certain motor vehicle information ... emergency.
 1st Reading 94
 2d Reading 102
 CR 208
 Stricken 329

SB 537 — By Rozell — An Act relating to game and fish ... Oklahoma Wildlife Conservation Commission to charge an application fee for participation in any controlled hunts declared by the Commission ... codification.
 1st Reading 94
 2d Reading 102
 CR 218
 Considered, passed, referred 285
 Engrossed — To House 304

SB 538 — By Vann — An Act relating to roads and highways; amending 69 O.S. 1971, Section 304, as last amended ... expanding powers of the Transportation Commission with regard to maintenance of the State Highway System.
 1st Reading 94
 2d Reading 102

CR 226
 Considered, passed, referred 279
 Engrossed — To House 288
 Referred for enrollment 451
 Enrolled — 4th Reading 465
 To Governor 468
 Approved March 21, 1978 504

SB 539 — By Smith — An Act relating to labor; amending 40 O.S. 1971, Section 237, as amended ... nonprofit employers to elect to pay unemployment compensation contributions on reimbursing method ... eliminating requirement of bond ... emergency.
 1st Reading 94
 2d Reading 102
 CR 226
 Considered, passed, referred 278
 Engrossed — To House 288

SB 540 — By Smith — An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 1901, 1904 and 1910 ... providing for mortgages on any interest in real property; providing for the amount of tax payable by the mortgagee ... allocation of real estate mortgage tax.
 1st Reading 94
 2d Reading 102
 CR 188
 Considered, passed 197
 ML; tabled, referred 197; 209
 Engrossed — To House 222

SB 541 — By Randle — An Act relating to employment security; amending 40 O.S. 1971, Section 220 as last amended ... Oklahoma Employment Security Commission; providing for its composition ... appointment, tenure, compensation and removal of members of the Board of Review, including a salary increase ... emergency.
 1st Reading 94
 2d Reading 102
 CR 218
 Considered, passed, referred 339
 Engrossed — To House 364
 HAs read, consideration deferred 588
 HAs rejected, Conference requested 645

SCs appointed	645
Conference granted, HCs named	656
CCR read, consideration deferred	741
CCR adopted, passed — To House	761
CCR rejected, further Conference requested	775
Further Conference granted	779
2d CCR read, consideration deferred	797
2d CCR adopted, passed — To House	822
Referred for enrollment	841
Enrolled — 4th Reading	849
To Governor	855
Vetoed May 10, 1978	

Message from the Governor:

This is to advise you that on this date, I have vetoed SB 541 by Randle, et al, of the Senate and Riggs, et al, of the House, entitled:

An Act relating to employment security ... providing procedures for posting certain information, filing claims, notices and objections, determinations and re-determinations of certain cases ... providing for the appointment, tenure, compensation and removal of members of the Board of Review, including a salary increase ... and declaring an emergency.

This Bill has a provision which requires the attendance of the two parties or their representatives at the appeals hearing. According to the communication from the Regional Administrator of the U.S. Department of Labor, this provision would place the state out of compliance with the requirements of federal law. While it is true that the Bill contains a provision stating that the section will not be effective if it would violate federal law and while it is also true that the decision will be rendered against the party failing to appear only if the evidence merits, these two provisions would appear to negate the effect of the language of the act. Since it clearly violates federal standards and would not become effective, to allow the Bill to become law would merely cause

confusion and would be of no positive benefit. It would merely place surplus and ineffective verbiage on the statute books.

In addition the Bill would appear to limit the right of parties to subpoena witnesses to only two each. It is questionable that a statute could limit the constitutional due process rights of either party to seek the subpoena of as many witnesses as are necessary to make the case for that party.

Given the problems with the Bill, I sincerely believe that it would be unwise to approve it since it might jeopardize federal funding of the important federal unemployment compensation program.

SB 542 — By Dahl of the Senate and Bernard of the House — An Act relating to peanut growers; amending 2 O.S. 1971, Sections 1103 and others ... Peanut Growers Association ... increase in the assessment ... procedure and consequences for requesting refunds ... procedure when levy of assessment is disapproved ... effective date.

1st Reading	102
2d Reading	110
CR	194
Considered, passed, referred	256
Engrossed — To House	267
HAs read, consideration deferred	524
HAs adopted, passed, referred	556
Enrolled — 4th Reading	575
To Governor	582
Approved April 4, 1978	650

SB 543 — By Holden and Howard of the Senate and Fried and Townsend of the House — An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 2010, as last amended ... boards of directors, credit committees and supervisory committees for credit unions ... procedures for meetings ... emergency.

1st Reading	102
2d Reading	110
CR	180

Considered, passed, referred	203
Engrossed — To House	240
Referred for enrollment	423
Enrolled — 4th Reading	433
To Governor	440
Approved March 15, 1978	468

SB 544 — By Grantham of the Senate and Holt, et al, of the House — An Act relating to Police Pension and Retirement System; amending Section 50-112, Chapter 256, O.S.L. 1977 ... requirements for membership in pension systems ... emergency.

1st Reading	110
2d Reading	117
CR	208
Considered, passed, referred	374
Engrossed — To House	391
HAs read, consideration deferred	635
HAs rejected, Conference requested .	662
SCs appointed	662
Conference granted, HCs named	673

SB 545 — By Rozell — An Act relating to public health and safety; amending 63 O.S. 1971, Section 812 ... regulations for towing persons on certain water devices ... exempting certain persons ... effective date.

1st Reading	110
2d Reading	117
CR	208
Considered, passed, referred	267
Engrossed — To House	273
Referred for enrollment	543
Enrolled — 4th Reading	553
To Governor	554
Approved March 31, 1978	629

SB 546 — By Rozell — An Act relating to public health and safety; amending 63 O.S. 1971, Section 808; providing regulations for mufflers on motorboats ... exempting certain motorboats from certain prohibited mufflers ... emergency.

1st Reading	110
2d Reading	117
CR	208
Considered, passed	219

ML; time extended	220; 246
Referred for engrossment	270
Engrossed — To House	273

SB 547 — By Funston — An Act relating to torts ... establishing a statute of limitations; providing defenses and presumptions ... certain facts to be admitted into evidence ... periodic payments of damages ... codification.

1st Reading	110
2d Reading	117
Additional committee assignment ...	171
CR	218

SB 548 — By Murphy — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 489.1 ... certificates for limited institutional practice ... requirements and qualifications for certification; increasing the participating state agencies ... amounts of fees.

1st Reading	110
2d Reading	117
CR	188
Considered, passed, referred	200
Engrossed — To House	210
Referred for enrollment	438
Enrolled — 4th Reading	447
To Governor	455
Approved March 17, 1978	485

SB 549 — By Keating — An Act relating to schools; requiring instruction in cardiopulmonary resuscitation; providing for administration of the instruction program by the State Department of Education ... effective date.

1st Reading	110
2d Reading	117
CR	180
Considered, passed	209
ML; referred	209; 246
Engrossed — To House	253
HAs read, consideration deferred	574
HAs adopted, passed	654
ML; time extended	654; 681
Referred for enrollment	700
Enrolled — 4th Reading	702
To Governor	713
Approved April 18, 1978	741

SB 550 — By Luton — An Act relating to motor vehicles; amending 12A O.S. 1971, Section 9-302, as amended ... and 47 O.S. 1971, Section 23.3, as amended ... providing for filing for perfection of notice of security interest ... expanding and modifying exceptions; restricting issuance of license plates ... changing certain procedures for the effective date of the implementation of the recording of lien provisions ... emergency.

1st Reading	116
2d Reading	125
CR	218
Considered, passed, referred	269
Engrossed — To House	273
HAs read, consideration deferred	507
HAs adopted, passed, referred	556
Enrolled — 4th Reading	582
To Governor	590
Approved April 4, 1978	650

SB 551 — By Crow — A Bill making an appropriation for subsequent allocation to the county general fund of each county.

1st Reading	116
2d Reading	125
CR	218; 226
Considered, failed	245

SB 552 — By Howard and Rozell of the Senate and Willis of the House — An Act relating to higher education; establishing a Self-Liquidating Facilities Revolving Loan Fund for institutions in the Oklahoma State System of Higher Education ... making an appropriation to capitalize fund ... emergency.

1st Reading	116
2d Reading	125
CR	153
Considered, passed	183
ML on emergency; referred	184; 215
Engrossed — To House	222
Referred for enrollment	543
Enrolled — 4th Reading	553
To Governor	554
Approved March 31, 1978	629

SB 553 — By Terrill of the Senate and Joiner of the House — An Act relating to

insurance; amending 36 O.S. 1971, Sections 1510 and 4029, as amended ... providing for valuations of certain life insurance policies, dividends and other obligations ... contents of certain life insurance policies ... emergency.

1st Reading	116
2d Reading	125
CR	188
Considered, passed	203
ML; referred	203; 233
Engrossed — To House	246
Referred for enrollment	438
Enrolled — 4th Reading	447
To Governor	455
Approved March 17, 1978	485

SB 554 — By Watson of the Senate and Denman of the House — An Act relating to the Capitol-Medical Center Improvement and Zoning District; amending 73 O.S. 1971, Section 82.1 and others ... creating a Commission ... an Advisory Committee ... authority over zoning and utilization of certain property ... payment of certain expenses ... emergency.

1st Reading	116
2d Reading	125
CR	180
Considered, failed	222
ML; adopted, bill passed, emergency failed	223; 255
ML on emergency; referred	256; 298
Engrossed — To House	306
HAs read, consideration deferred	615
HAs rejected, Conference requested	646
SCs appointed	646
Conference granted, HCs named	657

SB 555 — By Tinsley — An Act relating to game and fish; amending Section 4-111, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 4-111); requiring license for fur dealers and fixing fees ... notice to Director of the Department of Wildlife ... effective date.

1st Reading	117
2d Reading	125
CR	218
Considered, failed	273
ML; time extended	273; 340

Motion adopted, votes reconsidered,
 passed, referred 370
 Engrossed — To House 391
 HAs read, consideration deferred 473
 HAs adopted, passed, referred 666
 Enrolled — 4th Reading 671
 To Governor 675
 Approved April 14, 1978 732

SB 556 — By Tinsley — An Act relating to game and fish; amending Section 5-405, Chapter 17, O.S.L. 1974, and others ... (29 O.S. Supp. 1977, Sections 5-405, 5-502, 5-503 and 5-504); specifying permissible traps for taking wildlife and regulating manner of trapping ... reports by fur takers and fur dealers ... penalties for violations.
 1st Reading 117
 2d Reading 125

SB 557 — By Tinsley — An Act relating to game and fish; amending Section 4-119, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 4-119); requiring license to take or possess furbearers ... penalties for violation.
 1st Reading 117
 2d Reading 125

SB 558 — By Smith — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2358, as last amended ... adjustments to arrive at Oklahoma taxable income and Oklahoma adjusted gross income ... net operating loss carry-back for taxable years prior to 1971 ... emergency.
 1st Reading 117
 2d Reading 125
 CR 208
 Considered, passed, referred 242
 Engrossed — To House 254

SB 559 — By Stipe — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.4, as last amended ... providing for certificate of registration and license plate; providing procedure for numbering ... allocation of certain monies to the Department of Corrections.

1st Reading 122
 2d Reading 134

SB 560 — By Green — An Act relating to motor vehicles; amending 47 O.S. 1971, Sections 22.12, and others ... providing for registration and licensing procedures for certain motor vehicles under terms of Motor Vehicle License and Registration Act ... repossessed motor vehicles.
 1st Reading 122
 2d Reading 134
 CR 208
 Considered, passed, referred 351
 Engrossed — To House 391

SB 561 — By Howell — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 567.4 and 567.7; establishing the Oklahoma Board of Nurse Registration and Nursing Education ... providing for renewal of licenses; providing for temporary retirement from practice of nursing ... modifying certain fees.
 1st Reading 122
 2d Reading 134
 CR 227
 Considered, passed, referred 275
 Engrossed — To House 288
 HAs read, consideration deferred 615
 HAs rejected, Conference requested . 657
 SCs appointed 657
 Conference granted, HCs named 672
 CCR read, consideration deferred 684
 CCR adopted, passed — To House 697
 Referred for enrollment 745
 Enrolled — 4th Reading 752
 To Governor 753
 Approved April 25, 1978 795

SB 562 — By Capps — An Act relating to farming and ranching; limiting farming or ranching or ownership of farmland except by certain persons or entities ... effective date.
 1st Reading 122
 2d Reading 134
 CR 208
 Considered, passed, referred 315
 Engrossed — To House 350

HAs read, consideration deferred	552
HAs adopted, passed, referred	627
Enrolled — 4th Reading	643
To Governor	650
Approved April 10, 1978	684

SB 563 — By Martin — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 632 and 637; setting examination standards for osteopathic physicians and osteopathic physicians and surgeons . . . subpoena powers to the State Board of Osteopathy.	
1st Reading	122
2d Reading	134
CR	227
Considered, passed, referred	279
Engrossed — To House	288
Referred for enrollment	560
Enrolled — 4th Reading	578
To Governor	582
Approved April 4, 1978	650

SB 564 — By Berrong — An Act relating to roads and highways; amending 69 O.S. 1971, Sections 1271, 1273, as amended . . . 1274 and 1279; providing for control of highway signs . . . legislative finding that certain highway signs are beneficial . . . directing compensation of owners of condemned signs.	
1st Reading	122
2d Reading	134

SB 565 — By Berrong of the Senate and Cotner of the House — An Act relating to schools; amending 70 O.S. 1971, Section 8-102, as last amended . . . providing basis for transfer of students between school districts . . . providing for emergency transfers.	
1st Reading	123
2d Reading	134
CR	180
Considered, passed, referred	198
Engrossed — To House	210
Referred for enrollment	455
Enrolled — 4th Reading	465
To Governor	468
Approved March 17, 1978	485

SB 566 — By Lane — An Act relating to public meetings; amending Section 4, Chapter 214, O.S.L. 1977 (25 O.S. Supp. 1977, Section 304); defining certain terms; providing for certain exclusions, including the Corporation Commission in certain instances . . . emergency.	
1st Reading	123
2d Reading	134

SB 567 — By Keller — An Act relating to children; amending 10 O.S. 1971, Section 1101, as last amended by Section 1, Chapter 79, O.S.L. 1977 . . . expanding definition of child in need of supervision; placing certain other persons under supervision of court . . . emergency.	
1st Reading	123
2d Reading	134
CR	227
Considered, failed	352
ML; tabled	374

SB 568 — By McCune — An Act relating to prisons and reformatories; expanding staff of Pardon and Parole Board; prescribing their qualifications and duties . . . codification.	
1st Reading	123
2d Reading	134
CR	208
Considered, failed	367
ML; adopted, passed, referred	368; 372
Engrossed — To House	391

SB 569 — By Cate — An Act relating to labor; amending 40 O.S. 1971, Sections 236 and 237, as amended . . . providing financing benefits to employees of the state and employees of nonprofit organizations . . . exceptions to bond requirements for financing benefits for employees of the state . . . emergency.	
1st Reading	123
2d Reading	134

SB 570 — By McCune — An Act relating to intoxicating beverages; amending 37 O.S. 1971, Section 8, as last amended . . . prohibiting intoxication in	
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- certain public places . . . modifying provisions for approval and utilization of certain public inebriate alternative programs.
- 1st Reading 123
 2d Reading 134
 CR 236
 Considered, passed 297
 ML; referred 297; 375
 Engrossed — To House 391
 Referred for enrollment 501
 Enrolled — 4th Reading 507
 To Governor 519
 Approved March 29, 1978 616
- SB 571 — By Wolfe — An Act relating to civil procedure; amending 12 O.S. 1971, Section 142; providing venue for collection upon certain debts; and expanding such provisions.
- 1st Reading 123
 2d Reading 134
 CR 208
 Considered, passed, referred 231
 Engrossed — To House 242
 HAs read, consideration deferred 635
 HAs rejected, Conference requested 640
 SCs appointed 640
 Conference granted, HCs named 656
 House conferees changed 674
 Senate conferee changed 684
 CCR read, consideration deferred 783
 CCR adopted, passed — To House 785
 Referred for enrollment 819
 Enrolled — 4th Reading 827
 To Governor 831
 Approved May 10, 1978
- SB 572 — By Smith of the Senate and Nance of the House — An Act relating to securities; amending 71 O.S. 1971, Section 401, as last amended . . . and Sections 405 and 407; exempting certain securities and transactions from registration and approval procedures . . . penalties.
- 1st Reading 123
 2d Reading 134
 CR 227
 Considered, passed 308
 ML; referred 309; 375
 Engrossed — To House 407
- HAs read, consideration deferred 618
 HAs adopted, passed, referred 645
 Enrolled — 4th Reading 656
 To Governor 658
 Approved April 10, 1978 684
- SB 573 — By Smith of the Senate and Matheson of the House — An Act relating to elections; amending Sections 3-106 and 7-127, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Sections 3-106 and 7-127); providing for payment of certain election costs incurred by counties with voting machines . . . emergency.
- 1st Reading 123
 2d Reading 134
 CR 188
 Considered, passed, referred 212
 Engrossed — To House 222
 HAs read, consideration deferred 467
 HAs adopted, passed, referred 472
 Enrolled — 4th Reading 478
 To Governor 478
 Approved March 17, 1978 485
- SB 574 — By Smith and Terrill — An Act relating to public safety; amending 47 O.S. 1971, Section 2-102, as last amended . . . qualifications, appointment, compensation, certain expenses, oath and bond of the Commissioner of Public Safety, including additional qualifications and increased salary.
- 1st Reading 124
 2d Reading 134
 CR 226; 226
 Considered, passed, referred 367
 Engrossed — To House 391
- SB 575 — By Grantham of the Senate and Elder, et al, of the House — An Act relating to state officers and employees; transferring duties, funds . . . of constitutionally abolished offices of State Auditor and State Examiner and Inspector to new constitutional office of State Auditor and Inspector . . . effective date.
- 1st Reading 124
 2d Reading 134
 CR 208

SB 576 — By Funston — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2481.3; providing for revaluation budgets of county assessors ... one field deputy ... emergency.

1st Reading	124
2d Reading	134
CR	208
Considered, passed, referred	363
Engrossed — To House	391

SB 577 — By Clifton — An Act relating to courts; amending 20 O.S. 1971, Section 1102; specifying qualifications and providing procedures for retirement eligibility and filling vacancies in the judiciary ... emergency.

1st Reading	124
2d Reading	134

SB 578 — By Young — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 302-1, as amended ... providing an additional cigarette tax ... revenues shall not be used in determining cigarette tax collections for certain building bond funds ... directing appropriations to the Highway Department ... procedures for the collection of the tax.

1st Reading	124
2d Reading	134

SB 579 — By York — An Act relating to civil procedure; amending 12 O.S. 1971, Sections 1148.3 and 1148.6 and 20 O.S. 1971, Section 123 ... expanding jurisdiction of special judges and actions in forcible entry and detainer ... effective date.

1st Reading	124
2d Reading	134
CR	218
Considered, passed, referred	277
Engrossed — To House	288
Referred for enrollment	501
Enrolled — 4th Reading	507
To Governor	519
Approved March 27, 1978	540

SB 580 — By York — An Act relating to damages; amending Section 1, Chapter 30, O.S.L. 1973 (23 O.S. Supp. 1977, Section

11); providing a defense of comparative negligence; providing contributory negligence does not bar all recovery ... instruction for comparative negligence cases ... effective date.

1st Reading	124
2d Reading	134
CR	218
Considered, passed, referred	339
Engrossed — To House	364
Referred for enrollment	560
Enrolled — 4th Reading	578
To Governor	582
Vetoed April 4, 1978	647

SB 581 — By Murphy — An Act relating to insurance; defining automobile insurance policy; defining renewal of such policy; defining nonpayment of premium; requiring notice and statement of reasons to policyholder before cancellation of policy ... effective date.

1st Reading	132
2d Reading	145

SB 582 — By Johnson — An Act relating to insurance; repealing 36 O.S. 1971, Section 1325, which relates to licensing of adjusters, qualifications to be licensed ... emergency.

1st Reading	132
2d Reading	145
CR	188
Considered, passed, referred	205
Engrossed — To House	210
Referred for enrollment	492
Enrolled — 4th Reading	499
To Governor	501
Approved March 27, 1978	540

SB 583 — By Dahl — An Act relating to game and fish; providing for reimbursement of State for certain illegally taken wildlife; providing schedule of replacement value ... effective date.

1st Reading	132
2d Reading	145
CR	180
Considered, passed, referred	199
Engrossed — To House	210

SB 584 — By Dahl — An Act relating to agriculture; amending 2 O.S. 1971, Section 6-195; providing exemptions for certain slaughterhouses from inspections; exempting retail stores and restaurants ... prohibiting adulteration or misbranding.

1st Reading	132
2d Reading	145
CR	180
Considered, passed, referred	204
Engrossed — To House	210
Referred for enrollment	451
Enrolled — 4th Reading	465
To Governor	468
Approved March 21, 1978	504

SB 585 — By McCune — An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 332.7; modifying provisions for review by the Pardon and Parole Board of an inmate's case who will be eligible for parole.

1st Reading	132
2d Reading	145
CR	208
Considered, passed, referred	362
Engrossed — To House	391
HAs read, consideration deferred	588
HAs rejected, Conference requested	646
SCs appointed	646
Conference granted, HCs named	656
CCR read, consideration deferred	773
CCR adopted, passed — To House	779
Referred for enrollment	819
Enrolled — 4th Reading	827
To Governor	831
Vetoed May 10, 1978	

Message from the Governor:

This is to advise you that on this date, I have vetoed SB 585 by McCune of the Senate and Riggs of the House, entitled:

An Act relating to prisons and reformatories ... providing for employment and supervision of inmates recommended for parole; and repealing 57 O.S. 1971, Sec. 332.8.

I have herewith vetoed Senate Bill 585. The Bill has a worthwhile goal of setting a more definite criteria and timetable for paroles. However, it is very unclear and creates confusion in some areas. For example, it states that the Parole Board shall state a specific date for release of the inmate in its parole recommendation. It does not state what would happen if the Governor has not yet acted upon the parole when the date is reached.

SB 586 — By Grantham of the Senate and Davis (Don), et al, of the House — An Act relating to torts; providing for a Political Subdivision Tort Claims Act ... specifying areas of and limits of liability of certain political subdivisions ... authorizing indemnification ... repealing Sections 23-201 through 23-213, Chapter 256, O.S.L. 1977 ... emergency.

1st Reading	132
2d Reading	145
CR	218
Considered, passed, referred	358
Engrossed — To House	407
HAs read, consideration deferred	574
HAs adopted, passed, referred	665
Enrolled — 4th Reading	671
To Governor	675
Approved April 14, 1978	732

SB 587 — By Terrill — An Act relating to state government; amending 74 O.S. 1971, Section 913, as last amended ... providing for the Oklahoma Public Employees Retirement System; and modifying provisions for crediting of prior and participating service.

1st Reading	132
2d Reading	145
CR	208
Considered, passed, referred	232
Engrossed — To House	242
House requested Conference	595
HCs named	595
Conference granted, SCs appointed	597

SB 588 — By Taliaferro — An Act relating to state government; amending 74

O.S. 1971, Section 1253, as last amended by Section 1, Chapter 110, O.S.L. 1976 (74 O.S. Supp. 1977, Section 1253); providing for temporary interchange of state employees; deleting maximum time limitation on such exchanges ... effective date.
 1st Reading 133
 2d Reading 145
 CR 194
 Considered, passed, referred 287
 Engrossed — To House 304
 Referred for enrollment 519
 Enrolled — 4th Reading 530
 To Governor 531
 Approved March 29, 1978 616

SB 589 — By McDaniel — An Act relating to elections; amending Sections 2-117, Chapter 153, O.S.L. 1974 and others ... (26 O.S. Supp. 1977, Sections 2-117 and others ... providing for duties ... of county election board ... all expenses of county election board ... to be paid from state funds ... repealing Section 3-105, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Section 3-105) ... emergency.

1st Reading 133
 2d Reading 145
 CR 218

SB 590 — By McDaniel — An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 24311 and 24323; authorizing the sale of certain real property for delinquent taxes and special assessments ... issuance of a tax deed at a certain time ... effective date.

1st Reading 133
 2d Reading 145

SB 591 — By Howell — An Act relating to courts; repealing 20 O.S. 1971, Sections 92a through 92b1 and others ... relating to the apportionment of district court judicial districts.

1st Reading 133
 2d Reading 145
 CR 226
 Considered, passed 354
 ML; WD; referred 358; 361; 375
 Engrossed — To House 395

HAs read, consideration deferred 574
 HAs rejected, Conference requested . 604
 SCs appointed 604
 Conference granted, HCs
 named 636; 658
 House Conferee changed 679

SB 592 — By Johnson — An Act relating to game and fish; amending Section 5-205, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 5-205); requiring certain clothing for hunting; deleting certain allowable colors ... penalties.

1st Reading 133
 2d Reading 145
 CR 180
 Considered, failed 199
 ML; adopted, passed,
 referred 200; 220
 Engrossed — To House 229
 Referred for enrollment 519
 Enrolled — 4th Reading 530
 To Governor 533
 Approved March 29, 1978 616

SB 593 — By Helm and Young — An Act relating to schools; permitting voluntary prayer; directing codification; and declaring an emergency.

1st Reading 133
 2d Reading 145
 CR 226; 312
 Considered, passed, referred 366
 Engrossed — To House 395

SB 594 — By Field — An Act relating to schools ... setting certain limitations on tuition and fees to be fixed by the Oklahoma State Regents for Higher Education and stating effective date of such limitations ... emergency.

1st Reading 133
 2d Reading 145
 CR 227; 226
 Considered, passed 266
 ML; time extended 266; 306
 Motion tabled, referred 319
 Engrossed — To House 350

SB 595 — By Howard, Young, Birdsong, Luton and Stipe — An Act relating

to state officers and employees; amending Section 2, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1977, Section 1320); providing for state employees group health and life insurance ... emergency.

1st Reading	142
2d Reading	157
CR	236
Considered, passed, referred	349
Engrossed — To House	391
HAs read, consideration deferred	525
HAs rejected, Conference requested	627
SCs appointed	627
Conference granted, HCs named	650
CCR read, consideration deferred	745
CCR adopted, passed — To House	751
CCR rejected, further Conference requested	818
Further Conference granted	822
2d CCR read, consideration deferred	842
2d CCR adopted, passed — To House	842
Referred for enrollment	849
Enrolled — 4th Reading	856
To Governor	857
Approved May 10, 1978	

SB 596 — By Taliaferro — An Act relating to officers; amending 51 O.S. 1971, Section 10; providing method of filling vacancies in certain offices ... emergency.

1st Reading	142
2d Reading	157
CR	194
Considered	288
Considered, passed, referred	289
Engrossed — To House	304
Referred for enrollment	392
Enrolled — 4th Reading	407
To Governor	407
Approved March 8, 1978	434

SB 597 — By McCune — An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991a, as amended ... expanding powers of court with regard to sentencing of persons convicted of a crime to include incarceration of felons in the county jail over a period of one or more nights or weekends ... certain costs.

1st Reading	142
2d Reading	157

SB 598 — By McCune — An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 512; modifying provisions for supervision of inmates released from state penal institutions ... violations of the terms for such release.

1st Reading	142
2d Reading	157
CR	208
Considered	232
Considered, failed	233
ML; adopted, passed, referred	233; 255
Engrossed — To House	267
HAs read, consideration deferred	525
HAs rejected, Conference requested	604
SCs appointed	604
Conference granted, HCs named	636
CCR read, consideration deferred	694
CCR adopted, passed — To House	721
Referred for enrollment	745
Enrolled — 4th Reading	752
To Governor	753
Approved April 25, 1978	795

SB 599 — By Berrong of the Senate and Cotner of the House — An Act relating to state government; amending 74 O.S. 1971, Sections 564, as amended ... and 565; creating Archives and Records Commission; providing for its powers, duties and personnel, including State Auditor and Inspector ... disposition of certain records.

1st Reading	142
2d Reading	157
CR	226
Considered, passed, referred	256
Engrossed — To House	267
Referred for enrollment	595
Enrolled — 4th Reading	601
To Governor	606
Approved April 5, 1978	660

SB 600 — By Lamb — An Act relating to children; amending 10 O.S. 1971, Section 5, as amended ... and Section

60.16 ... custody services and earnings of certain children ... visitation rights of grandparents including after adoption ... final decree of adoption.

1st Reading	142
2d Reading	157
CR	188
Considered, passed, referred	254
Engrossed — To House	267
Referred for enrollment	465
Enrolled — 4th Reading	473
To Governor	478
Approved March 21, 1978	504

SB 601 — By Lamb of the Senate and Twidwell of the House — An Act relating to crimes and punishments; prohibiting certain acts toward designated persons at athletic contests ... effective date.

1st Reading	142
2d Reading	157
CR	236
Considered, passed, referred	297
Engrossed — To House	304
HAS read, consideration deferred	635
HAS adopted, passed, referred	661
Enrolled — 4th Reading	671
To Governor	675
Approved April 14, 1978	732

SB 602 — By Lamb — An Act relating to crimes and punishments; prohibiting throwing or projecting objects at athletic or other public entertainment events ... effective date.

1st Reading	142
2d Reading	157
CR	227
Considered, passed, referred	348
Engrossed — To House	389

SB 603 — By Lamb of the Senate and Twidwell of the House — An Act relating to crimes and punishments; prohibiting certain acts toward designated persons at athletic contests ... effective date.

1st Reading	142
2d Reading	157

SB 604 — By Smith — An Act relating to elections; amending Section 2-118, Chapter 153, O.S.L. 1974, as last amended ... (26 O.S. Supp. 1977, Section 2-118); providing for compensation of secretaries of each county election board; increasing such secretaries' compensation ... emergency.

1st Reading	143
2d Reading	157
CR	194; 226
Considered, passed, referred	352
Engrossed — To House	389
HAS read, consideration deferred	589
HAS rejected, Conference requested	603
SCs appointed	603
Conference granted, HCs named	636
CCR read, consideration deferred	715
CCR adopted, passed — To House	718
Referred for enrollment	745
Enrolled — 4th Reading	752
To Governor	753
Approved April 24, 1978	783

SB 605 — By Smith — An Act relating to revenue and taxation; amending 40 O.S. 1971, Section 217, as amended ... providing for payment; providing for reduced contribution rates ... procedures.

1st Reading	143
2d Reading	157
WD; referred	167

SB 606 — By Smith — An Act relating to children; amending 10 O.S. 1971, Sections 1101 and 1116 and others ... defining terms to include certain causes to have adjudicatory hearings ... termination of parental rights in divorce or juvenile proceedings ... home investigations ... such reports be accessible to all parties ... requirements for termination of parental rights ... effective date.

1st Reading	143
2d Reading	157
CR	218
Considered, passed, referred	286
Engrossed — To House	304
HAS read, consideration deferred	574
HAS rejected, Conference requested	603
SCs appointed	603

Conference granted, HCs named	636
CCR read, consideration deferred	731
CCR adopted, passed — To House	752
Referred for enrollment	775
Enrolled — 4th Reading	789
To Governor	790
Approved May 10, 1978	

SB 607 — By Smith — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 6-101, as last amended . . . procedures for issuance and renewal of certain licenses for motor vehicle operators . . . Department of Public Safety to provide certain administration of procedure for issuance of licenses . . . emergency.

1st Reading	143
2d Reading	157
CR	236
Considered, passed, referred	348
Engrossed — To House	389

SB 608 — By Terrill — An Act relating to the Municipal Code; amending Section 47-119, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 47-119) . . . issuance of certain building permits and use of certain private roadways . . . emergency.

1st Reading	143
2d Reading	157
CR	188
Considered, passed, referred	203
Engrossed — To House	210
HAs read, consideration deferred	525
HAs adopted, passed, referred	542
Enrolled — 4th Reading	553
To Governor	554
Approved March 31, 1978	629

SB 609 — By Terrill — An Act relating to public finance; providing for sale of certain revenue bonds, notes and other evidences of indebtedness . . . codification.

1st Reading	143
2d Reading	158

SB 610 — By Terrill — An Act relating to prisons and reformatories; pro-

viding for certain checking and/or savings accounts for inmates confined at community treatment centers . . . emergency.

1st Reading	143
2d Reading	158
CR	236
Considered, passed, referred	290
Engrossed — To House	304

SB 611 — By Terrill — An Act relating to prisons and reformatories; amending Section 24, Chapter 325, O.S.L. 1975, as last amended . . . (57 O.S. Supp. 1977, Section 541); providing for an industries revolving fund for the Department of Corrections . . . emergency.

1st Reading	143
2d Reading	158

SB 612 — By Terrill — An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-851 through 1-855 and 1-857 through 1-895 . . . defining long-term care service . . . expanding powers and duties of the Oklahoma Health Planning Commission . . . requiring a certain report . . . repealing 63 O.S. 1971, Section 1-856 and Section 3, Chapter 216, O.S.L. 1976 (63 O.S. Supp. 1977, Section 1-861) . . . emergency.

1st Reading	144
2d Reading	158
CR	227
Considered, passed, referred	327
Engrossed — To House	364

SB 613 — By Terrill — An Act relating to prisons and reformatories; amending 57 O.S. 1971, Sections 332.2 and 332.8; providing for meetings of the Pardon and Parole Board . . . requiring suitable employment as a condition of parole; authorizing the Board to require a parole adviser . . . emergency.

1st Reading	144
2d Reading	158
CR	236
Considered, passed, referred	291
Engrossed — To House	304

SB 614 — By Terrill — An Act relating to public health and safety; amending Sections 1 through 3, 5 and 6, Chapter 276, O.S.L. 1975 (63 O.S. Supp. 1977, Sections 2651 through 2653, 2655 and 2656) ... expanding definition of institutional health service; modifying powers and duties of the Oklahoma Health Planning Commission ... repealing ... (63 O.S. Supp. 1977, Sections 2651.1 and 2654) ... emergency.

1st Reading 144
 2d Reading 158
 CR 227
 Considered, passed, referred 327
 Engrossed — To House 350

SB 615 — By Terrill — An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991c, as amended ... providing procedures for deferred judgment sentencing ... assignments to community treatment centers ... emergency.

1st Reading 144
 2d Reading 158

SB 616 — By Lamb — An Act relating to children; amending 10 O.S. 1971, Section 25; defining terms, including the term child ... emergency.

1st Reading 144
 2d Reading 158

SB 617 — By Cate — An Act relating to public finance; amending 68 O.S. 1971, Section 2352, as last amended ... distributions of revenues ... transfer of funds, under certain conditions; creating the Oklahoma Tax Commission Audit Adjustment Fund ... emergency.

1st Reading 144
 2d Reading 158
 CR 208; 218; 226
 Considered, passed, referred 268
 Engrossed — To House 273

SB 618 — By Luton — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 701; establishing the "Oklahoma Diesel Fuel Tax Code" ... "Oklahoma Diesel Fuel Importer for Use Tax Code"; levying a tax on diesel fuels

and apportioning the revenue ... effective date.

1st Reading 145
 2d Reading 158
 CR 218
 Considered, passed, referred 303
 Engrossed — To House 315
 HAs read, consideration deferred 589
 HAs rejected, Conference requested . 640
 SCs appointed 640
 Conference granted, HCs named 658
 CCR read, consideration deferred 694
 CCR adopted, passed — To House 697
 Referred for enrollment 704
 Enrolled — 4th Reading 727
 To Governor 730
 Approved April 21, 1978 772

SB 619 — By Lambert — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1305, as amended ... certain exemptions from state sales tax; including under such exemptions the sale of prescription drugs and medicines ... emergency.

1st Reading 154
 2d Reading 164

SB 620 — By Lambert — An Act relating to monies received by criminals as a result of notoriety; providing for payment to victims under certain conditions ... notice to victims.

1st Reading 154
 2d Reading 164
 CR 226

SB 621 — By Lambert — An Act relating to intoxicating liquors; allowing civil actions for damages suffered from injuries caused by intoxication ... codification.

1st Reading 154
 2d Reading 164

SB 622 — By Lambert — An Act relating to state regulated retirement systems; amending Sections 49-129 and 50-106, Chapter 256, O.S.L. 1977 and others ... providing for certain powers and duties of boards of trustees of certain

state regulated retirement systems including authorization to make telephonic fund investment decisions ... emergency.

1st Reading	154
2d Reading	164
CR	227
Considered, failed	267
ML	268

SB 623 — By Funston — An Act relating to workers' compensation; amending Section 4, Chapter 234, O.S. L. 1977 (85 O.S. Supp. 1977, Section 2.1); and excluding certain employees from the Workers' Compensation Act until a certain specified date.

1st Reading	154
2d Reading	164
CR	227
Considered, passed, referred	316
Engrossed — To House	350

SB 624 — By Kilpatrick — An Act relating to schools; amending 70 O.S. 1971, Section 7-101, as last amended ... procedures for approval of annexation of school districts, or parts thereof, by annexation election when boards of education of affected districts concur in holding the election ... emergency.

1st Reading	154
2d Reading	164
CR	218
Considered, failed	346
ML; adopted, passed, <i>referred</i> ...	347; 347
Engrossed — To House	389

SB 625 — By Holden, Murphy, Funston, Capps and Lane of the Senate and Bernard, et al, of the House — An Act relating to waters and water rights; amending Sections 27 and 28, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1977, Sections 1085.27 and 1085.28) ... creating the Oklahoma Water Development Authority with its powers, duties and reimbursement of expenses ... abolishing the Water Conservation Storage Commission ... repealing Sections 22 through 26, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1972, Sec-

tions 1085.22 through 1085.26) ... emergency.

1st Reading	154
2d Reading	164
CR	174; 236
Considered, passed, referred	329
Engrossed — To House	385
HAs read, consideration deferred	649
HAs rejected, Conference requested	662
SCs appointed	662
Conference granted, HCs named	672
House conferees changed	796
CCR read, consideration deferred	797
CCR adopted, passed — To House	805
CCR rejected, further Conference requested	846
Further Conference granted	847
2d CCR read, consideration deferred	849
2d CCR rejected, further Conference requested	849
Further Conference granted	855
3rd CCR read, consideration deferred	855
3rd CCR adopted, passed — To House	857

SB 626 — By Holden, Cate and Green of the Senate and Floyd, et al, of the House — An Act relating to communications ... creating Division of Communications Planning, Management and Services within the Board of Public Affairs ... emergency.

1st Reading	155
2d Reading	164
CR	194
Considered, passed, referred	361
Engrossed — To House	395

SB 627 — By Grantham of the Senate and Elder and Kennedy of the House — An Act relating to contracts ... judicial determination of existence of arbitration agreement, and for court order to proceed with or stay arbitration proceedings; providing for appointment of arbitrators by agreement or by order of the court ... effective date.

1st Reading	155
2d Reading	164

- CR 227
 Considered, passed 368
 ML; motion failed,
 referred 368; 371
 Engrossed — To House 407
 HAs read, consideration deferred 575
 HAs rejected, Conference requested 663
 SCs appointed 663
 Conference granted, HCs named 672
 CCR read, consideration deferred 807
 CCR adopted, passed — To House 810
 Referred for enrollment 828
 Enrolled — 4th Reading 839
 To Governor 840
 Approved May 10, 1978
- SB 628 — By Howell — An Act relating to professions and occupations ... providing for certification of animal technicians by the State Board of Veterinary Examiners ... providing for examinations; specifying certain fees ... effective date.
 1st Reading 155
 2d Reading 164
- SB 629 — By Howell — An Act relating to schools and school districts; amending Sections 5, 7, 8 and 14, Chapter 262, O.S.L. 1977 (70 O.S. Supp. 1977, Sections 6-103.1, 6-103.3, 6-103.4 and 6-103.10); modifying certain exemptions from dismissal, suspension and nonreemployment procedures for teachers; modifying provisions for a teacher's suspension ... modifying responsibility with regard to a certain official transcript.
 1st Reading 155
 2d Reading 164
 CR 218
 Considered, passed, referred 265
 Engrossed — To House 273
 HAs read, consideration deferred 589
 HAs rejected, Conference requested 604
 SCs appointed 604
 Conference granted, HCs named 636
 CCR read, consideration deferred 804
 CCR adopted, passed — To House 810
 CCR rejected, further Conference requested 831
 Further Conference granted 832
- SB 630 — By Lane — An Act relating to state government; amending Section 20, Chapter 152, O.S.L. 1972, as amended ... (74 O.S. Supp. 1977, Section 1819); granting the Special Commission on the Reorganization of State Government certain powers conferred upon the Oklahoma Planning and Resources Board ... Commission to operate certain facilities.
 1st Reading 156
 2d Reading 164
 CR 208
 Considered, failed 364
 ML; adopted, passed,
 referred 364; 366
 Engrossed — To House 389
 HAs read, consideration deferred 575
 HAs rejected, Conference requested 641
 SCs appointed 641
 Conference granted, HCs named 656
 CCR read, consideration deferred 712
 CCR rejected, further Conference requested 771
 Further Conference granted 795
 2d CCR read, consideration deferred 796
 2d CCR rejected, further Conference requested 832
 Further Conference granted 836
 3rd CCR read, consideration deferred 838
 3rd CCR adopted, passed —
 To House 841
 Referred for enrollment 849
 Enrolled — 4th Reading 856
 To Governor 857
 Approved May 10, 1978
- SB 631 — By Terrill and Howell — An Act relating to public health and safety; amending 63 O.S. 1971, Section 2210 ... eye enucleation by certain persons; expanding powers of the Chief Medical Examiner or his designee during autopsies ... codification.
 1st Reading 156
 2d Reading 164
 CR (change in author) 188
 Considered, passed, referred 228
 Engrossed — To House 242
 Referred for enrollment 560
 Enrolled — 4th Reading 578

To Governor 582
 Approved April 4, 1978 650

SB 632 — By Terrill — An Act relating to state officers and employees; creating Division of Legislative Review of the State Legislative Council; providing for members, chairman ... duties and powers ... codification.

1st Reading 156
 2d Reading 164
 CR 226
 Considered, passed, referred 291
 Engrossed — To House 304

SB 633 — By Boatner — An Act relating to public education; making an appropriation to the State Board of Vocational and Technical Education for specified capital expenditures ... emergency.

1st Reading 156
 2d Reading 164

SB 634 — By Boatner — An Act relating to agriculture ... control and eradication of bovine brucellosis ... requiring vaccination of cattle in certain areas, and providing penalty for failure to comply ... repealing 2 O.S. 1971, Sections 6-91 and others ... effective date.

1st Reading 156
 2d Reading 164

SB 635 — By Lane — An Act relating to blind persons; amending Title 7, Oklahoma Statutes 1971, Sections 6.5, 71, 72 and others ... creating State Committee of Blind Vendors; repealing Sections 6.1 through 6.4 and 7 of Title 7, Oklahoma Statutes ... emergency.

1st Reading 156
 2d Reading 164
 CR 218
 Considered, passed, referred 292
 Engrossed — To House 304
 Referred for enrollment 543
 Enrolled — 4th Reading 553
 To Governor 554
 Approved March 31, 1978 629

SB 636 — By Howell — An Act relating to trade marks and labels; amending 78 O.S. 1971, Sections 53 and 54 ... expanding remedies available to persons damaged by certain deceptive trade practices.

1st Reading 156
 2d Reading 164

SB 637 — By Stipe — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 567.2, 567.3, 567.4, 567.5, 567.6, 567.8, 567.10, 567.11 and 567.13 ... establishing Oklahoma Board of Nurse Registration and Nursing Education ... licensing registered and practical nurses ... setting standards for schools of nursing ... establishing the Advisory Council to the Board ... repealing 59 O.S. 1971, Section 567.12 ... emergency.

1st Reading 157
 2d Reading 164

SB 638 — By Howard — An Act relating to revenue and taxation ... annual publication of a list of all real property taxpayers in each independent school district in each county ... method of payment, collection and disbursement of funds for such publications.

1st Reading 157
 2d Reading 164

SB 639 — By Butler — An Act relating to cities and towns; amending Section 49-117, Chapter 256, O.S.L. 1977 (11 O.S. Supp. 1977, Section 49-117); providing basis for forfeiture of pensions and allowances from Firemen's Relief and Pension Fund ... emergency.

1st Reading 157
 2d Reading 164
 CR 226

SB 640 — By Butler — An Act relating to oil and gas; amending 52 O.S. 1971, Sections 521 and 523; providing for appointment of receivers for certain unknown mineral owners; expanding application of provisions to all minerals ... emergency.

1st Reading	157	Enrolled — 4th Reading	702
2d Reading	164	To Governor	713
CR	227	Approved April 14, 1978	732
<p>SB 641 — By Lane, Vann, Dahl, Butler, Dawson and Boatner — An Act relating to public finance; amending 62 O.S. 1971, Section 498.1; providing for the maximum interest rate on certain bonds ... exempting certain bonds or obligations from said interest rate limitations. Rule suspended to allow</p>		<p>SB 642 — By Stipe — An Act relating to damages; amending Section 1, Chapter 30, O.S.L. 1973 (23 O.S. Supp. 1977, Section 11); providing a defense of comparative negligence; providing contributory negligence does not bar all recovery; diminishing the award ... effective date. Rule suspended to allow</p>	
introduction	567	introduction	661
1st Reading	568	1st Reading	661
2d Reading — Direct to Calendar	600	2d Reading — Direct to Calendar	670
Considered, passed, referred	626	Considered, passed, referred	690
Engrossed — To House	643	Engrossed — To House	702
HAs read, consideration deferred	681	Returned by House, failed to receive	
HAs adopted, passed, referred	698	2/3 vote for consideration	725



SENATE JOINT RESOLUTIONS

* Resolution held over from the 1st Session of the 36th Legislature — 1977

*SJR 35 — By Keller — A Joint Resolution waiving the immunity of Yukon High School; authorizing the bringing of suit of Kathryn Ann Hilmer, a minor, against Independent School District No. 27 of Canadian County, Oklahoma, for damages ... payment of any judgment rendered in said suit out of the appropriate fund of said school ... emergency.

CR 226
 Considered, passed, referred 369
 Engrossed — To House 395

SJR 41 — By Howard of the Senate and Willis of the House — A Joint Resolution relating to the State Legislature and the State Legislative Council ... reimbursement of certain expenses for ... members of the Special Committee to Study Land Records Systems and the Special Committee to Study the Criminal Justice System ... emergency.

1st Reading 33
 2d Reading 45
 Rule suspended to allow Committee to consider and report 399
 CR 410
 Unanimous consent granted to consider after cutoff date 422
 Considered, passed, referred 422
 Engrossed — To House 433
 HAs read, consideration deferred 507
 HAs rejected, Conference requested . 587
 SCs appointed 587
 Conference granted, HCs named 595
 CCR read, consideration deferred 606
 CCR adopted, passed — To House 663

Referred for enrollment 674
 Enrolled — 4th Reading 683
 To Governor 687
 Approved April 14, 1978 732

SJR 42 — By Young of the Senate and Rogers of the House — A Joint Resolution directing no changes shall be made in retirement plans in Higher Education System until authorized by Legislature.

1st Reading 34
 2d Reading 45

SJR 43 — By Giles of the Senate and Dunn of the House — A Joint Resolution ... proposed amendment of Sections 26 and 27 of Article V of the Oklahoma Constitution; providing for biennial sessions of the Oklahoma Legislature ... directing filing.

1st Reading 34
 2d Reading 45

SJR 44 — By Howard of the Senate and Willis of the House — A Joint Resolution expressing the sadness and sense of loss of the members of the Legislative Council over the passing of Jack A. Rhodes, Director of the Oklahoma State Legislative Council; noting his extraordinary career as a scholar, public servant and administrator ... establishment of a commemorative plaque ... distribution.

1st Reading 34
 2d Reading 45
 CR 226
 Considered, passed, referred 319
 Engrossed — To House 350

Referred for enrollment	648
Enrolled — 4th Reading	656
To Governor	658
Approved April 11, 1978	688

SJR 45 — By Lane, Stipe, Dahl, Wadley and Cate of the Senate and Townsend of the House — A Joint Resolution expressing the satisfaction and gratitude of the Oklahoma Legislature for the programs assisting disturbed young persons ... distribution.

1st Reading	44
2d Reading	48

SJR 46 — By Funston — A Joint Resolution directing the State Board of Education to establish new community education programs; commending the Board's past efforts ... distribution.

1st Reading	55
2d Reading	61
CR	86; 227
Considered, passed, referred	293
Engrossed — To House	304
HAs read, consideration deferred	615
HAs rejected, Conference requested	670
SCs appointed	683
Conference granted, HCs named	687
CCR read, consideration deferred	747
CCR adopted, passed — To House	760
Referred for enrollment	819
Enrolled — 4th Reading	827
To Governor	831
Approved May 10, 1978	

SJR 47 — By Pierce — A Joint Resolution ... proposed amendment of Section 10 of Article VI of the Oklahoma Constitution relating to the powers and duties of the Pardon and Parole Board ... directing filing.

1st Reading	73
2d Reading	76

SJR 48 — By Stipe — A Joint Resolution making an appropriation to the Oklahoma Tourism and Recreation Department for the purchase of designated bonds ... emergency.

1st Reading	86
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2d Reading	94
Rule suspended to allow Committee to consider and report	471
CR	470
Considered, failed	601
ML	601

SJR 49 — By Terrill — A Joint Resolution relating to the University Hospital Board of Trustees; authorizing extension of referring physician appointments to certain physicians ... distribution.

1st Reading	117
2d Reading	125
CR	227
Considered, passed, referred	292
Engrossed — To House	304
Referred for enrollment	451
Enrolled — 4th Reading	465
To Governor	468
Approved March 20, 1978	493

SJR 50 — By Cate — A Joint Resolution ... proposed amendment to Article X of the Oklahoma Constitution, by adding a new section ... bond issue for capital improvements for educational and health care purposes ... directing filing.

1st Reading	117
2d Reading	125

SJR 51 — By Howard — A Joint Resolution waiving the immunity of the state and authorizing the bringing of suit by Gina Pauline Cummings ... against the State of Oklahoma, ex rel, Department of Highways ... for money damages caused by the death of Royal Gene Cummings ... emergency.

1st Reading	124
2d Reading	134
CR	226
Considered, passed, referred	369
Engrossed — To House	389

SJR 52 — By Howard — A Joint Resolution waiving the immunity of the State and authorizing the bringing of suit by Janet Mills ... against the State of Oklahoma, ex rel, Department of Highways

... for money damages caused by the death of Kenny Joe Mills ... emergency.	
1st Reading	125
2d Reading	134
CR	226
Considered, passed, referred	370
Engrossed — To House	389

SJR 53 — By Funston of the Senate and Morgan of the House — A Joint Resolution ... proposed amendment to Section 33 of Article V of the Oklahoma Constitution relating to bills for raising revenue and requiring approval of the people to increase certain taxes ... directing filing.	
1st Reading	125
2d Reading	134
CR	188

SJR 54 — By McCune — A Joint Resolution ... proposed amendment to Section 10 of Article VI of the Oklahoma Constitution; creating a Pardon and Parole Board; expanding its powers ... directing filing.	
1st Reading	125
2d Reading	134
CR	208

SJR 55 — By Dahl of the Senate and Kennedy of the House — A Joint Resolution relating to designating and naming the state correctional institution to be established at Hominy, Oklahoma, in Osage County as the R.B. (Dick) Conner Corrections Center.	
1st Reading	133
2d Reading	145
CR	208
Considered, passed, referred	228
Engrossed — To House	242
Referred for enrollment	423
Enrolled — 4th Reading	433

To Governor	440
Approved March 14, 1978	443

SJR 56 — By Vann — A Joint Resolution ... proposed amendment to the Oklahoma Constitution repealing Article VII-B, pertaining to the selection of Justices of the Supreme Court and Judges of the Court of Criminal Appeals ... special election.	
1st Reading	157
2d Reading	164

SJR 57 — By Murphy — A Joint Resolution relating to annual motor vehicle registration; directing that the per diem penalty period be extended ... the double license fee be applicable effective March 11, 1978.	
Rule suspended to allow introduction	220
1st Reading	220
2d Reading — Direct to Calendar	227
Considered, passed, referred	246
Engrossed — To House	253
Referred for enrollment	303
Enrolled — 4th Reading	313
To Governor	315
Approved March 1, 1978	350

SJR 58 — By Terrill — A Joint Resolution creating a special committee to study the Oklahoma Criminal Justice System; providing for scope of investigation ... report of findings ... emergency.	
Rule suspended to allow introduction	702
1st Reading	702
2d Reading — Direct to Calendar	717
Considered, passed, referred	734
Engrossed — To House	752
Referred for enrollment	828
Enrolled — 4th Reading	838
To Governor	840
Approved May 10, 1978	



SENATE CONCURRENT RESOLUTIONS

SCR 33 — By Berrong — A
 Concurrent Resolution expressing legis-
 lative grief and sadness over the recent
 death of Jack Rhodes, Director of the
 Oklahoma Legislative Council; directing
 that a copy of this resolution be spread
 upon the pages of the Permanent Journals
 ... extending most sincere condolences to
 Mr. Rhodes' wife and daughter ... distri-
 bution.

Introduced	17
Adopted, referred	17
Engrossed — To House	46
Referred for enrollment	48
Enrolled — To House	50
To Secretary of State	52

SCR 34 — By Stipe — A Concurrent
 Resolution supporting the current
 farmers strike; memorializing the Presi-
 dent of the United States, the Secretary of
 Agriculture and every member of
 Congress to grant to Oklahoma farmers
 100% of parity for agricultural products
 ... distribution.

Introduced	45
Referred to Committee	46

SCR 35 — By Howard of the Senate
 and Townsend of the House — A Con-
 current Resolution memorializing the
 outstanding career of Senator Hubert H.
 Humphrey; expressing deep regret over
 his recent death ... distribution.

Introduced	73
Adopted, referred	74
Engrossed — To House	78
Referred for enrollment	107

Enrolled — To House	111
To Secretary of State	113

SCR 36 — By Dahl, Tinsley, et al, of
 the Senate and Weichel, et al, of the House
 — A Concurrent Resolution expressing
 the support of the Oklahoma Legislature
 for the American Agricultural Movement
 ... distribution.

Introduced	80
Adopted, referred	80
Engrossed — To House	82
Referred for enrollment	83
Enrolled — To House	83
To Secretary of State	83

SCR 37 — By Howell — A Concur-
 rent Resolution directing the State
 Supreme Court to prepare and submit
 recommendations to the Legislature on
 reapportionment of judicial districts for
 district courts ... distribution.

Introduced	102
Adopted, referred	112
Engrossed — To House	118
Referred for enrollment	140
Enrolled — To House	148
To Secretary of State	150

SCR 38 — By Smith of the Senate and
 Hopkins of the House — A Concurrent
 Resolution acknowledging the 35th anni-
 versary of the play, "Oklahoma!";
 recognizing production of "Oklahoma!"
 by Webster High School students ...

Introduced	130
Adopted, referred	130
Engrossed — To House	138

Referred for enrollment	159
Enrolled — To House	165
To Secretary of State	167

SCR 39 — By Dahl of the Senate and Bradshaw, et al, of the House — A Concurrent Resolution thanking Lloyd E. Rader for his services to the State of Oklahoma; encouraging Lloyd E. Rader to continue to remain in the post of Director of the Department of Institutions, Social and Rehabilitative Services; ... distribution.

Introduced; point of order; motion to suspend Rules, WD	147
Considered	148
Adopted, referred	160
Engrossed — To House	165
Referred for enrollment	183
Enrolled — To House	191
To Secretary of State	192

SCR 40 — By Boatner — A Concurrent Resolution memorializing Congress to support Federal legislation providing for deferred payment of interest on certain farm loans ... distribution.

Introduced	151
Adopted, referred	160
Engrossed — To House	165
Referred for enrollment	197
Enrolled — To House	210
To Secretary of State	215

SCR 41 — By Cate and Smith — A Concurrent Resolution relating to unemployment compensation contributions; authorizing the Employment Security Commission to approve applications of state institutions of higher education and nonprofit organizations to become liable for unemployment compensation payments in lieu of contributions to unemployment compensation funds without certain required bond or deposit.

Introduced	214
Adopted, referred	219
Engrossed — To House	229
Referred for enrollment	304
Enrolled — To House	315
To Secretary of State	317

SCR 42 — By Holden, Lane, et al, of the Senate and Wilson of the House — A Concurrent Resolution commending the Duncan High School Football Team, and its administration, coaches, workers and fans for winning the Class Triple-A Championship ... distribution.

Introduced	394
Adopted, referred	400
Engrossed — To House	416

SCR 43 — By Tinsley of the Senate and Stephenson of the House — A Concurrent Resolution commending Roy C. Boecher; directing a certain bridge the Roy C. Boecher Bridge ... distribution.

Introduced	400
Adopted, referred	401
Engrossed — To House	416
Referred for enrollment	425
Enrolled — To House	433
To Secretary of State	440

SCR 44 — By McCune — A Concurrent Resolution encouraging district court judges to choose certain alternatives to incarceration when determining the disposition of a defendant ... distribution.

Introduced	496
Adopted, referred	496
Engrossed — To House	507
Referred for enrollment	786
Enrolled — To House	818
To Secretary of State	819

SCR 45 — By Terrill of the Senate and Baughman of the House — A Concurrent Resolution recommending every state agency consider the state plan of data processing ... recommending sharing of data processing services ... distribution.

Introduced	546
Adopted, referred	756
Engrossed — To House	768
Referred for enrollment	786
Enrolled — To House	818
To Secretary of State	819

SCR 46 — By Watson of the Senate and McCaleb of the House — A Concurrent Resolution expressing the praise of the Oklahoma Legislature for Dr. George S. Benson ... distribution.

Introduced	550
Adopted, referred	550
Engrossed — To House	572
Referred for enrollment	595
Enrolled — To House	601
To Secretary of State	606

SCR 47 — By Funston — A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 366 passed by the Second Session of the Thirty-sixth Oklahoma Legislature.

Introduced	557
Adopted, referred	557
Engrossed — To House	559
Referred for enrollment	560
Enrolled — To House	560
To Secretary of State	564

SCR 48 — By Stipe — A Concurrent Resolution recalling from the Office of the Governor Enrolled Senate Bill No. 580 passed by the Second Session of the Thirty-sixth Oklahoma Legislature.

Introduced	646
Adopted, referred	646
Engrossed — To House	649

SCR 49 — By Smith of the Senate and Elder of the House — A Concurrent Resolution citing the achievements of Roy E. Grantham; directing that the Oklahoma State Senate Lounge be known henceforth as the "Roy E. Grantham Lounge" ... placement of an appropriate marker ... distribution.

Introduced	670
Adopted, referred	670
Engrossed — To House	674
Referred for enrollment	674
Enrolled — To House	675
To Secretary of State	676

SCR 50 — By McCune — A Concurrent Resolution requesting the Pardon

and Parole Board to revise its rules and conditions for parole ... distribution.

Introduced	702
Adopted, referred	702
Engrossed — To House	720
Referred for enrollment	786
Enrolled — To House	818
To Secretary of State	819

SCR 51 — By Terrill — A Concurrent Resolution recognizing and commending certain employees of the Oklahoma University Health Sciences Center for establishing a research and treatment program for thrombosis ... distribution.

Introduced	750
Adopted, referred	755
Engrossed — To House	768
Referred for enrollment	856
Enrolled — To House	861
To Secretary of State	861

SCR 52 — By Stipe of the Senate and Rogers and Willis of the House — A Concurrent Resolution expressing legislative intent for expenditure of accumulated funds under paragraph 17 of Section 5 of Enrolled House Bill No. 1708 of the 36th Oklahoma Legislature.

Introduced	762
Adopted, referred	762
Engrossed — To House	773
Referred for enrollment	786
Enrolled — To House	818
To Secretary of State	819

SCR 53 — By Terrill, Taliaferro and Capps of the Senate and Davis (Don), et al, of the House — A Concurrent Resolution praising Miss Debbie Morris for winning the National American Legion Oratorical Contest ... distribution.

Introduced	794
Adopted, referred	795
Engrossed — To House	796
Referred for enrollment	855
Enrolled — To House	861
To Secretary of State	861

The first part of the history is a general account of the state of the world at the beginning of the world. It describes the creation of the world and the first human beings. It also describes the early history of the world, including the lives of the first kings and the first emperors.

The second part of the history is a general account of the state of the world at the beginning of the world. It describes the creation of the world and the first human beings. It also describes the early history of the world, including the lives of the first kings and the first emperors.

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The fourth part of the history is a general account of the state of the world at the beginning of the world. It describes the creation of the world and the first human beings. It also describes the early history of the world, including the lives of the first kings and the first emperors.

SENATE RESOLUTIONS

SR 12 — By Vann — A Resolution thanking Richard C. Longmire for his efforts for soil conservation ... service award by the National Association of Conservation Districts ... distribution.
 Introduced 182
 Adopted, referred 189
 Enrolled — To Secretary of State 196

SR 13 — By Tinsley — A Resolution expressing respect for Ralph W. Hicks, and admiration for his forty-eight year career with the Department of Transportation ... distribution.
 Introduced 252
 Adopted, referred 252
 Enrolled — To Secretary of State 267

SR 14 — By Luton — A Resolution commending Mr. Larry Rooney for being the first Oklahoman to ever assume the position of President of the Associated General Contractors of America ... distribution.
 Introduced 300
 Adopted, referred 301
 Enrolled — To Secretary of State 315

SR 15 — By Holden — A Resolution praising Julius E. Kubier; thanking him for his services; asking him to continue ... distribution.
 Introduced 323
 Adopted, referred 324
 Enrolled — To Secretary of State 327

SR 16 — By Porter — A Resolution approving construction of the City of

Faith Medical and Research Center at Oral Roberts University in Tulsa, Oklahoma; affirming and endorsing the licensing and operation of the City of Faith ... distribution.
 Introduced 543
 Adopted, referred 550
 Enrolled, printed in full 575
 To Secretary of State 575

SR 17 — By Wadley — A Resolution requesting the Commissioner of Banking of the State of Oklahoma and the Comptroller of the Currency of the United States to direct bank examiners to review existing criteria for certain loans and establish new criteria ... distribution.
 Introduced 652
 Adopted, referred 652
 Enrolled — To Secretary of State 662

SR 18 — By Howard — A Resolution saluting the Nation of Israel on its thirtieth birthday; sending wishes for democracy and peace ... distribution.
 Introduced 692
 Adopted, referred 693
 Enrolled — To Secretary of State 702

SR 19 — By Luton — A Resolution relating to the protection of the property and supplies of the Senate ... employment of necessary personnel ... use of Senate offices and the Senate Chamber ... repairs to the Senate Chamber and Senate offices ... furnishings and equipment ... use of telephone credit cards ... stationery and postage stamps ... Presi-

dent Pro Tempore to appoint members of the Senate to interim committees.

Introduced 699
 Adopted, referred 700
 Enrolled — To Secretary of State 702

SR 20 — By Helm, McCune, Keating, Pierce, Berrong, Keller and Taliaferro — A Resolution urging no extension of time be granted to the Equal Rights Amendment ... distribution.

Introduced 745
 Adopted, referred 745
 Enrolled — To Secretary of State 753

SR 21 — By Boatner — A Resolution urging the Oklahoma Congressional Delegation to oppose certain changes in laws relating to oil companies; asking them to inform their colleagues ... distribution.

Introduced 780
 Adopted, referred 781
 Enrolled — To Secretary of State 808

SR 22 — By Lane — A Resolution commending the Southwestern Bell Telephone Company employees who assisted the Senate during the 2nd Session of the 36th Oklahoma Legislature ... distribution.

Introduced 784
 Adopted, referred 784
 Enrolled — To Secretary of State 818

SR 23 — By Keating — A Resolution directing the Attorney General to protect utility consumers of the State of Oklahoma; and directing delivery of this Resolution to the Attorney General.

Introduced 784
 Considered, deferred 840

SR 24 — By Porter — A Resolution expressing respect for Dick Jones, District Judge, Oklahoma County, and expressing admiration for his record of public service ... distribution.

Introduced 799
 Adopted, referred 799
 Enrolled — To Secretary of State 818

SR 25 — By Berrong, et al — A Resolution honoring and commending Senator Roy E. Grantham; and directing distribution.

Introduced 813
 Adopted, referred 826
 Enrolled — To Secretary of State 838

SR 26 — By Berrong, et al — A Resolution honoring and commending Senator William Wallace Dawson; directing distribution; and ordering printing of this Resolution in the Permanent Journal.

Introduced 814
 Adopted, referred 826
 Enrolled — To Secretary of State 838

SR 27 — By Berrong, et al — A Resolution honoring and commending Senator Robert Lee Wadley; directing distribution; and ordering the printing of the Resolution in the Permanent Journal.

Introduced 815
 Adopted, referred 826
 Enrolled — To Secretary of State 838

SR 28 — By Berrong, et al — A Resolution honoring and commending Senator Bob Funston; directing distribution; and ordering printing of this Resolution in the Permanent Journal.

Introduced 816
 Adopted, referred 826
 Enrolled — To Secretary of State 838

SR 29 — By Berrong, et al — A Resolution commending and honoring Senator Thomas Kenneth Butler; and directing distribution and printing in the Permanent Journal of the Senate.

Introduced 817
 Adopted, referred 826
 Enrolled — To Secretary of State 838

SR 30 — By Dahl and Giles — A Resolution disapproving the administrative changes instituted by the State Board of Agriculture ... distribution.

Introduced 858
 Adopted, referred 859
 Enrolled — To Secretary of State 861

HOUSE BILLS

* Bills held over from the 1st Session of the 36th Legislature — 1977

***HB 1023** — By Peterson, et al — An Act relating to revenue and taxation; providing for a county sales tax; specifying purposes and application; requiring voter approval ... codification.

1st Reading 312

2d Reading 342

CR 480

Considered, passed, referred 505

Engrossed — To House 528

SAs rejected, Conference requested;

HCs named 553

Conference granted, SCs appointed .. 593

CCR rejected, further Conference

requested 753

Further Conference granted 757

***HB 1039** — By Cleveland of the House and Dawson of the Senate — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 95 ... rules and orders of the State Board of Barber Examiners; prohibiting minimum prices or fees by any profession or occupation regulated by provisions of Title 59; repealing 59 O.S. 1971, Sections 91 and others ... emergency.

1st Reading 342

2d Reading 378

CR 480

Considered, passed 529

ML; referred 529; 597

Engrossed — To House 601

SAs rejected, Conference requested;

HCs named 636

Conference granted, SCs appointed .. 646

CCR read, consideration deferred 679

CCR adopted, bill failed 691

ML; adopted, passed 692; 693

ML; time extended 693; 746

Motion tabled — To House 751

4th Reading — To House 757

Approved by Governor, April 26, 1978

***HB 1053** — By Draper — (Cities and Towns — Emergency).

CR 430

Considered, passed, referred 590

Engrossed — To House 601

SAs adopted, passed 745

4th Reading — To House 748

Approved by Governor, April 25, 1978

***HB 1061** — By Dunn, et al, of the House and Taliaferro of the Senate — An Act relating to public lands; amending 64 O.S. 1971, Section 52, as amended ... limits of farm loans; and prohibiting any requirement that a loan applicant make certain assertions regarding crop values.

CR 410

Considered, passed 593

ML; referred 594; 650

Engrossed — To House 656

SAs rejected, Conference requested;

HCs named 674

Conference granted, SCs appointed ... 681

CCR read, consideration deferred 798

CCR adopted, passed — To House 821

4th Reading — To House 838

Approved by Governor, May 10, 1978

***HB 1079** — By Riggs, et al — An Act relating to professions and occupa-

tions; amending 59 O.S. 1971, Sections 942 and 943; prohibiting certain acts relating to optical appliances by unlicensed persons ... permissible acts by prescription ... contact lenses ... lawful advertising ... emergency.

1st Reading 379
2d Reading 398

***HB 1099 — By Monks — (State Officers and Employees — Amending 74 O.S. Supp. 1977, Section 914 — Retirement Procedure.)**

1st Reading 379
2d Reading 398
CR 430
Considered, passed 464
Withheld under Rule 19(f) 464
Signed — To House, with request for Conference 468
Conference granted, HCs named 468

***HB 1111 — By Matheson — An Act relating to elections; amending Section 5-112, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1976, Section 5-112); and increasing filing fees for candidates for certain offices.**

SAs rejected, Conference requested;
HCs named 52
Conference granted, SCs appointed .. 61
CCR read, consideration deferred 97
CCR adopted, passed — To House 147
4th Reading — To House 159
Approved by Governor, February 7, 1978

***HB 1115 — By Bengtson and Duckett — (Schools — Amending 70 O.S. 1971, Section 509.2 — Emergency.)**

CR 443
Considered, passed, referred 485
Engrossed — To House 498
SAs rejected, Conference requested;
HCs named 520
Conference granted, SCs appointed .. 531
CCR read, consideration deferred 698
CCR adopted, passed — To House 722
4th Reading — To House 735
Approved by Governor, April 24, 1978

***HB 1170 — By Lawter — (Schools — Allowing principals bargaining procedures.)**

CR 470
Considered, passed 486
ML; time extended 487; 533
Motion adopted, passed, referred 541
Engrossed — To House 553
SAs adopted, passed 636
4th Reading — To House 656
Became law without the Governor's signature, April 12, 1978

***HB 1179 — By Sparkman, et al, of the House and Young of the Senate — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 1303, as last amended ... sales tax revenue to the State Assistance Fund; eliminating portion of sales tax revenue to General Revenue Fund ... effective date.**

1st Reading 87
2d Reading 94

***HB 1180 — By Fried, et al, of the House and Luton, Funston and York of the Senate — (Schools — Educational Employment Relations Act — Repealing 70 O.S. 1971, Sections 509.1, etc. — Emergency.)**

1st Reading 240
2d Reading 250
Committee assignments changed 277
CR 422; 458
WD, rereferred 476-478

***HB 1187 — By Cotner — An Act relating to crimes and punishments; prohibiting theft of cable television services; prescribing penalties ... codification.**

CR 422
Considered, passed, referred 452
Engrossed — To House 465
SAs adopted, passed 649
4th Reading — To House 653
Approved by Governor, April 7, 1978

***HB 1189 — By Hammons of the House and Wadley of the Senate — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections**

- 199.3 and others ... duties of State Board of Cosmetology ... rules related to beauty schools ... licenses and fees ... and regulations to the Legislature for approval.
- 1st Reading 342
- 2d Reading 378
- CR 480
- Considered, passed, referred 554
- Engrossed — To House 572
- SAs rejected, Conference requested; HCs named 636; 637
- Conference granted, SCs appointed .. 646
- CCR read, consideration deferred 680
- CCR adopted 695
- Votes reconsidered, CCR rejected, further Conference requested 695
- Request for further Conference withdrawn 702
- House granted request to withdraw request for further Conference 703
- CCR adopted, passed — To House 703
- 4th Reading — To House 719
- Approved by Governor, April 21, 1978
- *HB 1223** — By Caldwell, et al, of the House and Johnson of the Senate — An Act relating to mines and mining; providing for surface mining safety standards ... rules and procedures for proper ground control, fire prevention ... emergency.
- 1st Reading 301
- 2d Reading 312
- CR 442
- Considered, passed, referred 600
- Withheld under Rule 19(f) 600
- Signed — To House 624
- 4th Reading — To House 632
- Approved by Governor, April 7, 1978
- *HB 1229** — By Matheson, et al, of the House and Dawson of the Senate — An Act relating to state government; regulating lobbying practices ... imposing certain duties on the Joint Legislative Ethics Committee; repealing 21 O.S. 1971, Sections 313 and 314 ... effective date.
- House requested further Conference . 74
- Further Conference granted, Conferees appointed 74
- CCR rejected by House, further Conference requested 674
- Further Conference granted 678
- 2d CCR rejected by House, further Conference requested 696
- Further Conference granted 696
- 3rd CCR read, consideration deferred 738
- 3rd CCR adopted, passed — To House 772
- 4th Reading — To House 784
- Approved by Governor, May 10, 1978
- *HB 1252** — By Camp — An Act relating to crimes and punishments; repealing 21 O.S. 1971, Section 63; providing that prison sentences for over one year expire between certain months ... emergency.
- CR 421
- Considered, passed 473
- Withheld under Rule 19(f) 473
- Signed — To House 478
- 4th Reading — To House 481
- Approved by Governor, March 23, 1978
- *HB 1255** — By Converse and Nance — An Act relating to game and fish; amending Section 6-501, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1976, Section 6-501); prohibiting ... use of certain devices on certain water courses ... emergency.
- CR 470
- Stricken from Calendar under Rule 16A 624
- *HB 1279** — By Hammons and Hood of the House and Funston of the Senate — An Act relating to landlord and tenant; amending Section 2, Chapter 269, O.S.L. 1973 (41 O.S. Supp. 1976, Section 42) and 12 O.S. 1971, Sections 1148.1 and 1148.14 ... effective date.
- CR 312
- Considered, passed, referred 600
- Engrossed — To House 629
- SAs rejected, Conference requested; HCs named 649
- Conference granted, SCs appointed .. 657
- Senate Conferees changed 695

CCR read, consideration deferred 757
 CCR adopted, passed — To House 782
 4th Reading — To House 807
 Approved by Governor, May 10, 1978

*HB 1280 — By Parris — An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-321; providing for amendment of vital statistics records . . . correction of birth certificate errors . . . operative date.

CR 430
 WD, rereferred 540

*HB 1284 — By Nance — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.2, as last amended . . . providing for apportionment of certain monies received by the Oklahoma Tax Commission . . . emergency.

CR 470; 470
 Considered, passed, referred 605
 Engrossed — To House 629
 SAs rejected, Conference requested;
 HCs named 674; 675
 Conference granted, SCs appointed . . 679
 CCR read, consideration deferred 819
 CCR adopted, passed — To House 823
 4th Reading — To House 838
 Approved by Governor, May 10, 1978

*HB 1296 — By McCaleb, et al, of the House and Dawson of the Senate — An Act relating to the Corporation Commission; declaring policy; amending 17 O.S. 1971, Section 152 . . . requiring rate determinations to include activities of subsidiaries . . . emergency.

Referred to Calendar, Rule 8(g) 51
 WD, rereferred 112

*HB 1303 — By Nance and Rogers — (Revenue and Taxation — Amending 68 O.S. 1971, Section 1022 — Natural gas, casinghead gas and liquids.)

1st Reading 379
 2d Reading 398
 CR 480
 Considered, passed, referred 512
 Engrossed — To House 519
 SAs rejected, Conference requested;

HCs named 522
 Conference granted, SCs appointed . . 531
 CCR read, consideration deferred 725
 [House and Senate
 authors removed]

CCR adopted, passed — To House 729
 4th Reading — To House 735
 Approved by Governor, April 19, 1978

*HB 1308 — By Monks of the House and Stipe of the Senate — An Act relating to employer-employee relations; providing uniform methods for negotiations between certain employers and employees . . . creating the Public Employee Relations Commission . . . effective date.

Referred to Calendar, Rule 8(g) 51
 WD, rereferred 112

*HB 1312 — By Harper of the House and Boatner of the Senate — An Act relating to revenue and taxation; amending Section 1, Chapter 360, O.S.L. 1975 (68 O.S. Supp. 1976, Section 723) . . . fees for vehicles using liquefied petroleum gas . . . procedures for obtaining special decals . . . exempting certain vehicles from special fuel use tax . . . emergency.

CR 443
 Considered 463
 Considered, passed, referred 463
 Engrossed — To House 473
 SAs rejected, Conference requested;

 HCs named 487
 Conference granted, SCs appointed . . 489
 CCR read, consideration deferred 758
 CCR adopted, passed — To House 768
 4th Reading — To House 773
 Approved by Governor, April 29, 1978

*HB 1320 — By Floyd, et al — (Professions and Occupations — Amending 59 O.S. 1971, Sections 199.1 and 199.7 — Effective Date.)

CR 480
 Considered, passed 555
 ML; time extended 555; 629
 Referred for engrossment 650
 Engrossed — To House 656
 SAs rejected, Conference requested;
 HCs named 672

Conference granted, SCs appointed . . . 678
 CCR read, consideration deferred . . . 789
 CCR adopted, passed — To House . . . 799
 4th Reading — To House . . . 822
 Approved by Governor, May 10, 1978

*HB 1328 — By Matheson, et al, of the House and Dawson of the Senate — An Act relating to the practice of optometry and the sale and advertising of optical goods; amending 59 O.S. 1971, Sections 585, 589 and others . . . repealing 59 O.S. 1971, Sections 594 and 596 . . . effective date . . .
 House requested Conference . . . 82
 Conference granted, conferees appointed . . . 91
 Further Conference requested . . . 167
 Further Conference granted . . . 171

*HB 1341 — By Lancaster and Henry — An Act relating to game and fish; amending Section 1, Chapter 172, O.S.L. 1975 (29 O.S. Supp. 1976, Section 5-209); allowing Director of the Department of Wildlife Conservation to issue crossbow permits to certain disabled persons . . . effective date.
 CR . . . 470
 Considered, passed, referred . . . 481
 Engrossed — To House . . . 498
 SAs rejected, Conference requested;
 HCs named . . . 527
 Conference granted, SCs appointed . . . 531
 CCR read, consideration deferred . . . 648
 CCR adopted, passed — To House . . . 664
 4th Reading — To House . . . 670
 Approved by Governor, April 14, 1978

*HB 1343 — By Elder, et al, of the House and Grantham of the Senate — An Act relating to probate procedure; amending Section 1, Chapter 240, O.S.L. 1974, as amended . . . establishing procedures for termination of joint tenancy by surviving spouse . . . effective date.

[Subject matter changed
 by Senate Committee]

Referred to Calendar, Rule 8(g) . . . 51
 WD, rereferred . . . 56

*HB 1345 — By Davis (Don), et al — (Schools — Amending 70 O.S. 1971, Sections 17-101, 17-103, and others — Emergency.)
 SAs rejected, Conference requested;
 HCs named . . . 61
 Conference granted, SCs appointed . . . 65
 House Conferees changed . . . 660

*HB 1351 — By Davis (Guy) — An Act relating to cemeteries; amending 8 O.S. 1971, Section 203; providing for creation of State Burial Board . . . rules regarding meetings and seal . . . surety bond.
 CR . . . 480
 Considered, passed, referred . . . 531
 Engrossed — To House . . . 540
 SAs rejected, Conference requested;
 HCs named . . . 632
 Conference granted, SCs appointed . . . 646
 CCR read, consideration deferred . . . 704
 CCR adopted, passed — To House . . . 725
 4th Reading — To House . . . 735
 Approved by Governor, April 24, 1978

*HB 1379 — By Cowan and Wiseman of the House and Funston of the Senate — An Act relating to public health and safety; amending Sections 2 through 13, 15 and 16, Chapter 251, O.S.L. 1976 (63 O.S. Supp. 1976, Sections 2752 through 2765) . . . renaming the Controlled Industrial Waste Management Section the Controlled Industrial Waste Management Division . . . codification.
 CR . . . 470
 Considered, passed, referred . . . 485
 Engrossed — To House . . . 498
 SAs rejected, Conference requested;
 HCs named . . . 520
 Conference granted, SCs appointed . . . 531
 CCR read, consideration deferred . . . 802
 CCR adopted, passed — To House . . . 823
 4th Reading — To House . . . 835
 Approved by Governor, May 10, 1978

*HB 1425 — By Elder and Kamas of the House and Grantham of the Senate — An Act relating to cities and towns; providing for eligibility for admission to bail ... acceptance of a temporary cash bond ... repealing 11 O.S. 1971, Section 958.22 ... Section 785.2 ... effective date.

CR 430; 480
 Considered, passed, referred 570
 Engrossed — To House 601
 SAs rejected, Conference requested;
 HCs named 658
 Conference granted, SCs appointed .. 667
 CCR read, consideration deferred 803
 CCR adopted, passed — To House 832
 4th Reading — To House 844
 Approved by Governor, May 10, 1978

HB 1447 — By Atkins of the House and Terrill of the Senate — An Act relating to public health and safety; amending 63 O.S. 1971, Section 940, as amended ... requiring notification and investigation of certain deaths ... emergency.

1st Reading 342
 2d Reading 378
 CR 480
 Considered, passed, referred 516
 Engrossed — To House 528
 SAs adopted, passed 552
 4th Reading — To House 553
 Approved by Governor, March 31, 1978

HB 1450 — By Matheson of the House and Boatner of the Senate — An Act relating to labor; amending 40 O.S. 1971, Sections 197.3, 197.4 and others ... terminating the Wage and Hour Commission and making certain transfers to the Commissioner of Labor under the Oklahoma Minimum Wage Act ... emergency.

1st Reading 158
 2d Reading 164
 CR 410
 Considered, passed 431
 Withheld under Rule 19(f) 431
 Signed — To House 440
 4th Reading — To House 446
 Approved by Governor, March 17, 1978

HB 1451 — By Matheson of the House and Boatner of the Senate — An Act re-

lating to labor; repealing 40 O.S. 1971, Section 56, which created an advisory council to the Department of Labor concerning private employment agencies ... emergency.

1st Reading 158
 2d Reading 164

HB 1454 — By Holden of the House and Butler of the Senate — An Act relating to waters and water rights; amending Sections 20 through 28, Chapter 253, O.S.L. 1972 (82 O.S. Supp. 1977, Sections 1085.20 through 1085.28); terminating the Water Conservation Storage Commission and making certain transfers to the Oklahoma Water Resources Board ... emergency.

1st Reading 342
 2d Reading 378

HB 1455 — By Holden and Wilson of the House and Butler of the Senate — An Act relating to public health and safety; repealing 63 O.S. 1971, Section 683.7, which created the Oklahoma Emergency Resources Planning Committee ... emergency.

1st Reading 95
 2d Reading 102

HB 1456 — By Holden and Wilson of the House and Butler and Boatner of the Senate — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1004; recreating the Committee of Plumbing Examiners in accordance with the Sunset Law and continuing membership, tenure ... emergency.

1st Reading 95
 2d Reading 102
 CR 410
 Considered, passed 431
 Withheld under Rule 19(f) 432
 Signed — To House 440
 4th Reading — To House 446
 Approved by Governor, March 20, 1978

HB 1457 — By Twidwell of the House and Keller of the Senate — An Act relating to cities and towns; amending Section 22-117, Chapter 256, O.S.L. 1977 ...

municipalities to establish ordinances and regulate operation of motor vehicles, traffic ... school zone speed limits ... effective date.

1st Reading	174
2d Reading	180
CR	430
Considered, passed, referred	476
Engrossed — To House	485
SAs adopted, passed	518
4th Reading — To House	530
Approved by Governor, March 29, 1978	

HB 1459 — By Stephenson — An Act relating to public health and safety; amending 63 O.S. 1971, Section 2-208, as last amended ... adding to the listing of certain controlled substances included in Schedule III ... effective date.

1st Reading	312
2d Reading	342
CR	470
Considered, passed, referred	545
Engrossed — To House	553
SAs adopted, passed	649
4th Reading — To House	653
Approved by Governor, April 11, 1978	

HB 1460 — By Smith and Parris — An Act relating to children; amending 10 O.S. 1971, Section 5, as amended ... and Section 60.16; providing for custody services and earnings of certain children; providing for visitation rights of grandparents including after adoption, under certain circumstances ... effect of final decree of adoption.

1st Reading	312
2d Reading	342

HB 1461 — By Peterson — An Act relating to courts; amending 20 O.S. 1971, Section 95.5; providing certain procedures for notice of filing of actions and judgments of district courts ... effective date.

1st Reading	301
2d Reading	312
CR	397
Considered, passed	475
Withheld under Rule 19(f)	476

Signed — To House	478
4th Reading — To House	481
Approved by Governor, March 23, 1978	

HB 1462 — By Parris and Wilson of the House and Rozell of the Senate — An Act relating to waters and water rights; amending 82 O.S. 1971, Section 863 ... the Board of the Grand River Dam Authority ... one member to be an official of a rural electric co-op corporation.

1st Reading	145
2d Reading	158
CR	430
Considered	568
Considered, passed, referred	584
Engrossed — To House	601
SAs adopted, passed	649
4th Reading — To House	653
Approved by Governor, April 11, 1978	

HB 1463 — By Parris of the House and Johnson of the Senate — An Act relating to mines and mining; amending 45 O.S. 1971, Sections 1, 2, 3 and 31; providing for the State Mining Board; providing for appointment, qualifications, duties and reimbursement of members ... appointment instead of election of Chief Mining Inspector ... repealing 45 O.S. 1971, Sections 35 and 36 ... effective date.

1st Reading	181
2d Reading	188
CR	470
Considered, passed, referred	605
Engrossed — To House	629
SAs adopted, passed	649
4th Reading — To House	653
Approved by Governor, April 11, 1978	

HB 1464 — By Rogers and Willis — An Act relating to state government; providing for Special Joint Retirement Laws Committee of the Legislature; providing for membership and procedures ... emergency.

1st Reading	95
2d Reading	102
CR	122
Considered, passed	149
Withheld under Rule 19(f)	149

Signed — To House	151
4th Reading — To House	165
Approved by Governor, February 9, 1978 [Special Committee appointed ... 309]	

HB 1466 — By Fried — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.19, as amended ... procedures for salvage titles, detaching license plates and certificate of titles for certain persons ... emergency.	
1st Reading	250
2d Reading	262
CR	430; 480
Considered, passed, referred	528
Engrossed — To House	540
SAs rejected, Conference requested; HCs named	636; 650
Conference granted, SCs appointed ..	646
CCR read, consideration deferred ...	706
CCR adopted, passed — To House ...	767
4th Reading — To House	773
Approved by Governor, April 29, 1978	

HB 1467 — By Frates, et al, of the House and Howell of the Senate — An Act relating to insurance; amending 36 O.S. 1971, Section 1827, as renumbered ... priority of claims in the distribution of assets when an insurance company goes into receivership ... effective date.	
1st Reading	102
2d Reading	110
CR	442
Considered, passed, referred	497
Engrossed — To House	507
SAs adopted, passed	649
4th Reading — To House	653
Approved by Governor, April 7, 1978	

HB 1469 — By Elder — An Act relating to probate procedure; amending 58 O.S. 1971, Sections 411 and 412; providing for sale of real and personal property of the estate by the administrator ... procedures for petitions for sale of real property.	
1st Reading	134
2d Reading	145
CR	250

Considered, passed, referred	399
Engrossed — To House	416
SAs adopted, passed	431
4th Reading — To House	434
Approved by Governor, March 15, 1978	

HB 1476 — By Lawter — An Act relating to wills and succession; amending 84 O.S. 1971, Section 213; providing for descent and distribution of an estate not disposed of by will or otherwise ... effective date.	
1st Reading	76
2d Reading	80
CR	398
Considered, passed, referred	418
Engrossed — To House	426
SAs adopted, passed	432
4th Reading — To House	446
Vetoed by Governor, March 17, 1978	

HB 1478 — By Parris of the House and Johnson of the Senate — An Act relating to prisons and reformatories and duties of the Commissioner of Charities and Corrections; amending 10 O.S. 1971, Sections 432 and others ... deleting certain powers and duties of Commissioner of Charities and Corrections ... repealing 19 O.S. 1971, Section 741 and others ... effective date.	
1st Reading	145
2d Reading	158
CR	480
Considered, passed, referred	577
Engrossed — To House	623
SAs rejected, Conference requested; HCs named	636; 650
Conference granted, SCs appointed ..	646
CCR read, consideration deferred ...	738
CCR adopted, passed	756
ML; To House	757, 770
4th Reading — To House	773
Approved by Governor, April 29, 1978	

HB 1481 — By Baughman, et al, of the House and Howell of the Senate — An Act relating to state officers and employees; amending 74 O.S. 1971, Sections 118.14 and 452; creating a Division of Data Processing Services; imposing duties ... specifying responsibilities.	
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- 1st Reading 250
2d Reading 262
- HB 1482 — By Baughman, et al, of the House and Howell of the Senate — (State Government — Amending 74 O.S. Supp. 1977, Section 118.8 and 62 O.S. Supp. 1977, Section 41.41.)**
1st Reading 250
2d Reading 262
- HB 1488 — By Riggs, et al, of the House and Terrill of the Senate — An Act relating to criminal procedure; amending 22 O.S. 1971, Section 980, 57 O.S. 1971, Section 95 and Section 10, Chapter 285, O.S.L. 1974 (57 O.S. Supp. 1977, Section 530); modifying certain duties of a sheriff with regard to delivery of certain convicted persons ... emergency.**
1st Reading 125
2d Reading 134
CR 188
Considered, passed 197
Withheld under Rule 19(f) 197
Signed — To House 206
4th Reading — To House 210
Approved by Governor, February 14, 1978
- HB 1489 — By Lancaster and Elder — — An Act relating to cities and towns; providing for filing of plat or map with county clerk and county assessor ... effective date.**
1st Reading 208
2d Reading 218
CR 431
Considered, failed 464
ML; failed 468; 493
- HB 1490 — By Lancaster — An Act relating to banks and trust companies; amending 6 O.S. 1971, Section 803, as last amended ... real estate loans; increasing the lending percentage of the appraised value of the real estate offered as security.**
1st Reading 343
2d Reading 378
CR 442
Considered, passed, referred 507
- Engrossed — To House 528
SAs adopted, passed 636
4th Reading — To House 642
Approved by Governor, April 7, 1978
- HB 1494 — By Holaday and Glover of the House and Clifton of the Senate — An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 1541.1; prohibiting frauds and bogus checks and providing a penalty.**
1st Reading 262
2d Reading 272
- HB 1496 — By Frates, et al, of the House and Clifton of the Senate — An Act relating to workers' compensation; amending 85 O.S. 1971, Section 2, as last amended ... 2b and 149, as amended ... modifying coverage of certain state employees; providing for workers' compensation for employees engaged in certain hazardous employments ... modifying provisions for insurance against liability by certain governmental entities; repealing Section 4, Chapter 234, O.S.L. 1977 (85 O.S. Supp. 1977, Section 2.1) ... emergency.**
1st Reading 146
2d Reading 158
CR 421; 421
Considered, passed 450
Withheld under Rule 19(f) 451
Signed — To House 455
4th Reading — To House 460
Vetoed by Governor, March 17, 1978
Veto overridden by House 789
Veto sustained by Senate 807; 840
- HB 1498 — By Riggs, et al, of the House and Terrill of the Senate — An Act relating to criminal procedure; amending 22 O.S. 1971, Section 991a, as amended ... sentencing powers of courts; providing for restitution to victims or community service by convicts ... probation ... community service programs.**
1st Reading 158
2d Reading 164
CR 262
Considered, passed, referred 411

Engrossed — To House	426
SAs rejected, Conference requested; HCs named	439
Conference granted, SCs appointed ..	487
CCR read, consideration deferred ...	706
CCR adopted, passed — To House ...	724
4th Reading — To House	735
Approved by Governor, April 24, 1978	

HB 1499 — By Thompson (Mick), Twidwell and Wilson — An Act relating to schools; amending 70 O.S. 1971, Section 5-124; prohibiting contracts between a school district and members of a school board having a financial interest and providing an exception thereto.

1st Reading	208
2d Reading	218
CR	272
Considered, passed, referred	382
Engrossed — To House	407
SAs adopted, passed	431
4th Reading — To House	434
Vetoed by Governor, March 17, 1978	

HB 1501 — By Murphy of the House and Terrill of the Senate — An Act relating to public finance; amending Section 17, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1977, Section 7.2); recreating the Special Agency Account Board ... emergency.

1st Reading	343
2d Reading	378
CR	480
Considered, passed	544
Withheld under Rule 19(f)	544
Signed — To House	547
4th Reading — To House	553
Approved by Governor, March 31, 1978	

HB 1502 — By Murphy and Baughman of the House and Terrill of the Senate — An Act relating to state officers and employees; amending 74 O.S. 1971, Section 118.5, as amended ... recreating the Technical Advisory Commission ... emergency.

1st Reading	343
2d Reading	378
CR	496

Considered, passed	543
Withheld under Rule 19(f)	543
Signed — To House	547
4th Reading — To House	553
Approved by Governor, March 31, 1978	

HB 1503 — By Murphy and Sanders of the House and Terrill of the Senate — An Act relating to property; amending 60 O.S. 1971, Sections 669 through 673; terminating the Oklahoma Unclaimed Property Board and transferring certain powers, duties and other matters to the Oklahoma Tax Commission ... emergency.

1st Reading	343
2d Reading	378

HB 1504 — By Murphy of the House and Terrill of the Senate — An Act relating to the courts; amending 20 O.S. 1971, Section 1501; recreating the State Board of Examiners of Official Shorthand Reporters ... emergency.

1st Reading	343
2d Reading	378

HB 1507 — By Sanders — An Act relating to notaries public; amending 49 O.S. 1971, Sections 1, as amended ... 2, as amended ... and 5 ... appointment and commission of notaries public; establishing a fee payable to Secretary of State and court clerk for each commission ... repealing 74 O.S. 1971, Section 2.1 ... emergency.

1st Reading	379
2d Reading	398
CR	480
Considered, passed	504
Withheld under Rule 19(f)	504
Signed — To House	520
4th Reading — To House	530
Approved by Governor, March 29, 1978	

HB 1508 — By Weichel, et al — An Act relating to public health and safety; prohibiting certain acts with regard to the procurement of blood ... codification.

1st Reading	262
2d Reading	272

CR 480
 Considered, passed, referred 554
 Engrossed — To House 572
 SAs adopted, passed 636
 4th Reading — To House 642
 Became law without the Governor's signature, April 11, 1978

HB 1510 — By Peterson — An Act relating to civil procedure; amending 12 O.S. 1971, Sections 706 and 721; providing certain requirements for judgments of certain courts to be liens ... filing and status of foreign judgments ... effective date.

1st Reading 379
 2d Reading 398
 CR 442
 Considered, passed 584
 Withheld under Rule 19(f) 585
 Signed — To House 597
 4th Reading — To House 606
 Approved by Governor, April 5, 1978

HB 1511 — By Peterson of the House and Lambert of the Senate — An Act relating to liens; amending 42 O.S. 1971, Section 147, as amended ... providing certain procedures for discharge of mechanics' and materialmen's liens ... effective date.

1st Reading 379
 2d Reading 398
 CR 442
 Considered, passed 571
 Withheld under Rule 19(f) 571
 Signed — To House 597
 4th Reading — To House 606
 Approved by Governor, April 5, 1978

HB 1512 — By Parris, et al, of the House and Dawson and Watson of the Senate — An Act relating to State Auditor and Inspector; amending 2 O.S. 1971, Sections 2-10 and others ... providing for statutory implementation of constitutional consolidation of offices of State Auditor and State Examiner and Inspector into the office of State Auditor and Inspector ... repealing 7 O.S. 1971, Sections 6.1 and others ... effective date.

1st Reading 134
 2d Reading 145
 CR 262
 Considered 400
 Considered, passed, referred 583
 Engrossed — To House 623
 SAs rejected, Conference requested; HCs named 636; 650
 Conference granted, SCs appointed .. 646

HB 1514 — By Smith of the House and Wolfe of the Senate — An Act relating to court records; amending 20 O.S. 1971, Section 1005, as amended ... procedures for court clerks authorized by certain judges to dispose of certain judicial records ... providing for legal efficacy of microfilmed records ... effective date.

1st Reading 87
 2d Reading 94
 CR 226
 Considered, passed 419
 Withheld under Rule 19(f) 420
 Signed — To House 420
 4th Reading — To House 423
 Approved by Governor, March 13, 1978

HB 1517 — By Peterson of the House and Lambert of the Senate — An Act relating to mortgages; amending 46 O.S. 1971, Sections 15 and 16, as amended ... clarification of existing language imposing duty to execute and file with county clerk mortgage releases ... effective date.

1st Reading 379
 2d Reading 398
 CR 443
 Considered, passed, referred 476
 Engrossed — To House 485
 SAs adopted, passed 518
 4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1518 — By Elder and Wilson of the House and Grantham of the Senate — An Act relating to fees; amending 12 O.S. 1971, Sections 1757 and others ... increasing certain court costs and fees ... emergency.

1st Reading 284

2d Reading	300
CR	397
Considered, passed, referred	531
Engrossed — To House	540
SAs rejected, Conference requested; HCs named	636
Conference granted, SCs appointed ..	646
CCR read, consideration deferred	704
CCR adopted, passed — To House	709
4th Reading — To House	719
Approved by Governor, April 19, 1978	

HB 1520 — By Smith, et al, of the House and Wolfe of the Senate — An Act relating to crimes and punishments; prohibiting certain acts relating to minors; prohibiting the consent to certain acts by the parent, guardian or individual having custody of a minor ... emergency.

1st Reading	110
2d Reading	117
CR	271
Considered, passed	419
Withheld under Rule 19(f)	419
4th Reading — To House	423
Approved by Governor, March 13, 1978	

HB 1522 — By Wickersham and Hammons — An Act relating to motor vehicles; amending Section 6, Chapter 112, O.S.L. 1973, as amended ... (47 O.S. Supp. 1977, Section 12-102) and others ... procedure for meeting or overtaking church bus ... lettering and visual signals for church bus ... converting school buses ... lighting equipment for buses ... effective date.

1st Reading	125
2d Reading	134
CR	470; 470
Considered, passed	593
ML; adopted, votes reconsidered	595; 596
Considered, passed, referred	602
Engrossed — To House	629
SAs rejected, Conference requested; HCs named	649; 657
Conference granted, SCs appointed ..	657
CCR read, consideration deferred	714
CCR adopted, passed — To House	779

4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1523 — By Sanders — An Act relating to Social Security deductions; amending 56 O.S. 1971, Section 213; specifying procedures for payment of employers' and employees' shares of Social Security deductions ... emergency.

1st Reading	380
2d Reading	398
CR	442
Considered, passed	510
Withheld under Rule 19(f)	510
Signed — To House	520
4th Reading — To House	530
Approved by Governor, March 29, 1978	

HB 1524 — By Davis (Don), et al, of the House and McDaniel and Lamb of the Senate — An Act relating to displaced homemakers ... authorizing the Board of Vocational and Technical Education to establish multipurpose service center ... effective date.

1st Reading	146
2d Reading	158
Recalled by House to show Sen- ate author as Murphy, coau- thored by McDaniel and Lamb; corrected and returned	168; 176
Committee assignment changed	176
CR	249; 458
Considered, passed, referred	491
Engrossed — To House	501
SAs adopted, passed	518
4th Reading — To House	530
Approved by Governor, March 29, 1978	

HB 1526 — By Holden of the House and Butler of the Senate — An Act relating to mines and mining; amending 45 O.S. 1971, Section 801; recreating the Ottawa Reclamation Authority ... emergency.

1st Reading	343
2d Reading	378
CR	480
Considered, passed, referred	516
Engrossed — To House	528
SAs adopted, passed	649

4th Reading — To House 653
Approved by Governor, April 11, 1978

HB 1527 — By Holden of the House and Butler of the Senate — An Act relating to public health and safety; amending 63 O.S. 1971, Section 683.5; recreating the Department of Emergency Resources Management ... emergency.

1st Reading 343
2d Reading 378
CR 410
Considered, passed 622
Withheld under Rule 19(f) 623
Signed — To House 624
4th Reading — To House 632
Approved by Governor, April 7, 1978

HB 1528 — By Davis (Don) of the House and Randle of the Senate — An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 281 through 288, which concern the Pawnee Indian Veterans Historical Commission ... emergency.

1st Reading 380
2d Reading 398

HB 1529 — By Davis (Don) of the House and Randle of the Senate — An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 241; recreating the Elmer Thomas Memorial Commission ... emergency.

1st Reading 380
2d Reading 398
CR 410
Considered, passed 446
Withheld under Rule 19(f) 447
Signed — To House 455
4th Reading — To House 460
Approved by Governor, March 20, 1978

HB 1530 — By Davis (Don) of the House and Randle of the Senate — An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 261; recreating the Commission on Special Events ... emergency.

1st Reading 380
2d Reading 398

CR 410
Considered, passed 448
Withheld under Rule 19(f) 448
Signed — To House 455
4th Reading — To House 460
Became law without the Governor's signature, March 22, 1978

HB 1531 — By Davis (Don) of the House and Randle of the Senate — An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 84; recreating the Lynn Riggs Memorial Commission ... emergency.

1st Reading 380
2d Reading 398
CR 410
Considered, passed 447
Withheld under Rule 19(f) 447
Signed — To House 455
4th Reading — To House 460
Approved by Governor, March 20, 1978

HB 1532 — By Davis (Don), et al, of the House and York of the Senate — An Act relating to civil procedure; amending 12 O.S. 1971, Section 993; allowing class actions ... effective date.

1st Reading 380
2d Reading 398
CR 458
Considered, passed, referred 604
Engrossed — To House 629
SAs rejected, Conference requested;
HCs named 711
Conference granted, SCs appointed .. 713
CCR read, consideration deferred 739
CCR adopted, passed — To House 762
4th Reading — To House 773
Approved by Governor, April 29, 1978

HB 1533 — By Davis (Don) of the House and Randle of the Senate — An Act relating to historical societies and associations; amending 53 O.S. 1971, Section 342; recreating the Indian and Hardrock Mining Museum Commission ... repealing 53 O.S. 1971, Section 343 ... emergency.

1st Reading 380
2d Reading 398

CR 410
 Considered, passed 447
 Withheld under Rule 19(f) 448
 Signed — To House 455
 4th Reading — To House 460
 Approved by Governor, March 20, 1978

HB 1534 — By Davis (Don) of the House and Randle of the Senate — An Act relating to historical societies and associations; repealing 53 O.S. 1971, Sections 301 through 309, which concern the Eastern Trails Museum Commission ... emergency.

1st Reading 380
 2d Reading 398
 CR 410
 Considered, passed 449
 Withheld under Rule 19(f) 449
 Signed — To House 455
 4th Reading — To House 460
 Approved by Governor, March 21, 1978

HB 1535 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (Legislature — Appropriation — Emergency.)

1st Reading 218
 2d Reading 227
 CR 272
 Considered, passed, referred 384
 Engrossed — To House 406
 SAs rejected, Conference requested;
 HCs named 426
 Conference granted, SCs appointed ... 431
 CCR read, consideration deferred ... 672
 CCR adopted, passed — To House ... 723
 4th Reading — To House 735
 Approved by Governor, April 24, 1978

HB 1536 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (Legislative Council — Appropriation — Emergency.)

1st Reading 218
 2d Reading 227
 CR 272
 Considered, passed, referred 385
 Engrossed — To House 406
 SAs adopted, passed 416
 4th Reading — To House 423
 Approved by Governor, March 15, 1978

HB 1537 — By Davis (Don), Barker and Wilson of the House and Crow and Randle of the Senate — An Act relating to the Office of the Governor and making an appropriation thereto ... emergency.

1st Reading 55
 2d Reading 61
 CR 271
 Considered, passed 385
 Withheld under Rule 19(f) 386
 Signed — To House 395
 4th Reading — To House 400
 Approved by Governor, March 13, 1978

HB 1538 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Office of the Lieutenant Governor and making an appropriation thereto ... amending Section 3, Chapter 88, O.S.L. 1977 (74 O.S. Supp. 1977, Section 500.21) which relates to travel reimbursement expenses ... emergency.

1st Reading 55
 2d Reading 61
 CR 458
 Considered, passed, referred 536
 Engrossed — To House 553
 SAs adopted, passed 678
 4th Reading — To House 681
 Approved by Governor, April 14, 1978

HB 1539 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Division of the Budget and making appropriations thereto ... payment of expenses of the Board on Legislative Compensation ... emergency.

1st Reading 64
 2d Reading 73
 CR 271
 Considered, passed 386
 Withheld under Rule 19(f) 386
 Signed — To House 395
 4th Reading — To House 400
 Approved by Governor, March 13, 1978

HB 1540 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Of-

office of the Secretary of State and making appropriations thereto ... emergency.	
1st Reading	55
2d Reading	61
CR	218
Considered, passed	386
Withheld under Rule 19(f)	387
Signed — To House	395
4th Reading — To House	400
Approved by Governor, March 13, 1978	

HB 1541 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Oklahoma Department of Industrial Development and making appropriations thereto ... directing that markets for agricultural products be developed as part of the international development program ... emergency.	
1st Reading	76
2d Reading	80
CR	300
Considered, passed, referred	387
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	629
CCR adopted, passed — To House	644
4th Reading — To House	653
Approved by Governor, April 11, 1978	

HB 1542 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Office of the State Auditor and making an appropriation thereto ... emergency.	
1st Reading	64
2d Reading	73
CR	218
Considered, passed	243
Withheld under Rule 19(f)	244
Signed — To House	246
4th Reading — To House	254
Approved by Governor, February 22, 1978	

HB 1543 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Secretary of the State Election Board and	
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making appropriations thereto ... emergency.	
1st Reading	65
2d Reading	73
CR	226
Considered, passed	243
Withheld under Rule 19(f)	243
Signed — To House	246
4th Reading — To House	254
Approved by Governor, February 22, 1978	

HB 1544 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Board of Equalization and making an appropriation thereto ... emergency.	
1st Reading	55
2d Reading	61
CR	226
Considered, passed	244
Withheld under Rule 19(f)	245
Signed — To House	246
4th Reading — To House	254
Approved by Governor, February 22, 1978	

HB 1545 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (State Examiner and Inspector — Appropriation — Emergency.)	
1st Reading	218
2d Reading	227
CR	300
Considered, passed, referred	387
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	726
CCR adopted, passed — To House	777
4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1546 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — An Act relating to the State Board of Public Affairs and making an appropriation thereto ... making an appropriation to the Capitol Cafeteria Revolving Fund ... amending 74 O.S. 1971, Section 81b, as last amended ... directing approval when increasing utilization of	
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electrical power in the Capitol Building
... emergency.

1st Reading	188
2d Reading	194
CR	312
Considered, passed, referred	390
Engrossed — To House	405
SAs adopted, passed	416
Votes reconsidered, SAs rejected, Conference requested; HCs named ..	422
Conference granted, SCs appointed ..	431
CCR read, consideration deferred	764
CCR rejected, further Conference requested	770
Further Conference granted	773
2d CCR read, adopted, passed — To House	787
4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1547 — By Davis (Don) and Bar-
ker of the House and Crow and Randle of
the Senate — (Department of Economic
and Community Affairs — Appropriation
— Emergency.)

1st Reading	218
2d Reading	227
CR	312
Considered, passed, referred	387
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	841
CCR adopted, passed — To House	843
4th Reading — To House	849
Approved by Governor, May 10, 1978	

HB 1548 — By Davis (Don) and Bar-
ker of the House and Crow and Randle of
the Senate — (Oklahoma Tax Commis-
sion — Appropriation — Amending 47 O.S.
Supp. 1971, Section 22.30h — Emergency.)

1st Reading	219
2d Reading	227
CR	300
Considered, passed, referred	388
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420

CCR read, consideration deferred	769
CCR adopted, passed — To House	778
Recalled from Enrollment; Senate requested to reconsider votes, reject CCR and consider bill further	805
Votes reconsidered, CCR rejected, further Conference requested	806
Further Conference granted	813
2d CCR read, consideration deferred .	820
2d CCR adopted, passed — To House .	836
4th Reading — To House	844
Approved by Governor, May 11, 1978, except veto of Section 11	

HB 1549 — By Davis (Don) and Bar-
ker of the House and Crow and Randle of
the Senate — An Act relating to the Of-
fice of the State Treasurer and making an
appropriation thereto ... emergency.

1st Reading	65
2d Reading	73
CR	218
Considered, passed	245
Withheld under Rule 19(f)	245
Signed — To House	246
4th Reading — To House	254
Approved by Governor, February 22, 1978	

HB 1550 — By Davis (Don) and Bar-
ker of the House and Crow and Randle of
the Senate — An Act relating to the
Oklahoma Capitol Improvement Au-
thority and making appropriations there-
to ... emergency.

1st Reading	240
2d Reading	250
CR	458
Considered, passed	536
Withheld under Rule 19(f)	536
Signed — To House	547
4th Reading — To House	553
Approved by Governor, March 31, 1978	

HB 1551 — By Davis (Don) and Bar-
ker of the House and Crow and Randle of
the Senate — An Act relating to state of-
ficers and employees; making an appro-
priation to the State Personnel Board ...
amending 74 O.S. 1971, Section 813, as last
amended ... relating to the cost of

operating the Merit System ... emergency.

1st Reading	158
2d Reading	164
CR	227
Considered, passed, referred	389
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	630
CCR adopted, passed — To House	644
4th Reading— To House	653
Approved by Governor, April 11, 1978	

HB 1552 — By Davis (Don), Barker and Johnson (Don) of the House and Crow and Randle of the Senate — An Act relating to the Oklahoma Department of Libraries and making appropriations thereto ... emergency.

1st Reading	159
2d Reading	164
CR	312
Considered, passed, referred	391
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	631
CCR adopted, passed — To House	644
4th Reading — To House	653
Approved by Governor, April 11, 1978	

HB 1553 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — (Oklahoma Historical Society — Appropriations — Emergency.)

1st Reading	312
2d Reading	342
CR	470
Considered, passed, referred	537
Engrossed — To House	553
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	808
CCR adopted, passed — To House	843
4th Reading — To House	849
Approved by Governor, May 10, 1978	

HB 1554 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — An Act relating to the J. M. Davis Memorial Commission and making an appropriation thereto ... emergency.

1st Reading	55
2d Reading	61
CR	218
Considered, passed	244
Withheld under Rule 19(f)	244
Signed — To House	246
4th Reading — To House	254
Approved by Governor, February 22, 1978	

HB 1555 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — An Act relating to the Will Rogers Memorial Commission and making an appropriation thereto ... emergency.

1st Reading	56
2d Reading	61
CR	226
Considered, passed	243
Withheld under Rule 19(f)	243
Signed — To House	246
4th Reading — To House	254
Approved by Governor, February 22, 1978	

HB 1556 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (State Department of Health — Appropriations — Emergency.)

1st Reading	188
2d Reading	194
CR	312
Considered, passed, referred	392
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, consideration deferred	803
CCR adopted, passed — To House	833
4th Reading — To House	844
Approved by Governor, May 10, 1978	

HB 1557 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (Health Planning Commission — Appropriations — Emergency.)

1st Reading	159
2d Reading	164
CR	272
Considered, passed, referred	392
Engrossed — To House	406
SAs adopted, passed	416
4th Reading — To House	423
Approved by Governor, March 15, 1978	

HB 1558 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Board of Medicolegal Investigations and making appropriations thereto ... emergency.

1st Reading	164
2d Reading	174
CR	410
Considered, passed	433
Withheld under Rule 19(f)	433
Signed — To House	440
4th Reading — To House	446
Approved by Governor, March 17, 1978	

HB 1559 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (Department of Mental Health — Appropriations — Emergency.)

1st Reading	313
2d Reading	342
CR	422
Considered, passed, referred	434
Engrossed — To House	447
SAs rejected, Conference requested; HCs named	520
Conference granted, SCs appointed ..	531
CCR read, consideration deferred	790
CCR adopted, passed — To House	833
4th Reading — To House	844
Approved by Governor, May 10, 1978	

HB 1560 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Oklahoma Department of Public Safety; making appropriations thereto ... amending 47 O.S. 1971, Sections 14-116, as last amended ... and 22.2, as last amended ... pertaining to collection of fees ... emergency.

1st Reading	126
2d Reading	134
CR	227
Considered, passed, referred	242
Engrossed — To House	253
SAs rejected, Conference requested; HCs named	266
Conference granted, SCs appointed ..	266
CCR read, adopted, passed — To House	788
4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1561 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to motor vehicles and the Department of Public Safety; amending 47 O.S. 1971, Sections 2-102 and others ... pertaining to members, positions, salaries, qualifications, longevity and retirement ... emergency.

1st Reading	126
2d Reading	134
CR	422
Considered, passed, referred	434
Engrossed — To House	447
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	769
CCR adopted, passed — To House	782
4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1562 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — (Office of the Oklahoma Military Department — Appropriation — Emergency.)

1st Reading	175
2d Reading	180
CR	422
Considered, passed, referred	435
Engrossed — To House	447
SAs rejected, Conference requested; HCs named	520
Conference granted, SCs appointed ..	531
CCR read, consideration deferred	726
CCR adopted, passed — To House	778
4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1563 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the State Bureau of Investigation and making an appropriation thereto ... funds for the purchase of automobiles ... funds for use as evidence funds ... emergency.

1st Reading 165
 2d Reading 174
 CR 410
 Considered, passed, referred 435
 Engrossed — To House 447
 SAs adopted, passed 518
 4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1564 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Oklahoma Crime Commission and making an appropriation thereto ... emergency.

1st Reading 219
 2d Reading 227
 CR 410
 Considered, passed 436
 Withheld under Rule 19(f) 436
 Signed — To House 440
 4th Reading — To House 446
 Approved by Governor, March 17, 1978

HB 1565 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Office of Civil Defense and making an appropriation thereto ... emergency.

1st Reading 126
 2d Reading 134
 CR 410
 Considered, passed 436
 Withheld under Rule 19(f) 437
 Signed — To House 440
 4th Reading — To House 446
 Approved by Governor, March 17, 1978

HB 1566 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Council on Law Enforcement Education and Training and making an appropriation thereto ... emergency.

1st Reading 76
 2d Reading 80
 CR 410
 Considered, passed 437
 Withheld under Rule 19(f) 437
 Signed — To House 440
 4th Reading — To House 446
 Approved by Governor, March 17, 1978

HB 1567 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (Department of Corrections — Appropriations — Amending 22 O.S. Supp. 1977, Section 991d and others — Repealing 57 O.S. Supp. 1977, Section 554 — Emergency.)

1st Reading 219
 2d Reading 227
 CR 470
 Considered, passed, referred 586
 Engrossed — To House 601
 SAs rejected, Conference requested;
 HCs named 635
 Conference granted, SCs appointed ... 647
 CCR read, consideration deferred ... 856
 CCR adopted, passed — To House ... 860
 4th Reading — To House 861
 Approved by Governor, May 10, 1978
 except veto of Section 17

HB 1568 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Office of the Pardon and Parole Board and making an appropriation thereto ... emergency.

1st Reading 175
 2d Reading 180
 CR 410
 Considered, passed 437
 Withheld under Rule 19(f) 437
 Signed — To House 440
 4th Reading — To House 446
 Approved by Governor, March 17, 1978

HB 1569 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Bureau of Narcotics and Dangerous Drugs Control and making appropriations thereto ... amending 63 O.S. 1971, Section

2-103, as last amended ... pertaining to the appointment of the Director, qualifications, salary, probation, and longevity of agents ... emergency.

1st Reading	165
2d Reading	174
CR	458
Considered, passed	537
Withheld under Rule 19(f)	537
Signed — To House	547
4th Reading — To House	553
Approved by Governor, March 31, 1978	

HB 1570 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — (Department of Transportation — Appropriation — Emergency.)

1st Reading	110
2d Reading	117
CR	470
Considered, passed, referred	538
Engrossed — To House	553
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	856
CCR adopted, passed — To House	860
4th Reading — To House	861
Approved by Governor, May 10, 1978	

HB 1571 — By Davis (Don), Barker and Glover of the House and Crow and Randle of the Senate — (State Department of Agriculture — Appropriation — Emergency.)

1st Reading	188
2d Reading	194
CR	470
Considered, passed, referred	538
Engrossed — To House	553
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	828
CCR adopted, passed — To House	835
4th Reading — To House	844
Approved by Governor, May 10, 1978	

HB 1572 — By Davis (Don), et al, of the House and Crow and Randle of the Senate — (Oklahoma Tourism and

Recreation Department — Appropriations — Repealing 74 O.S. Supp. 1977, Section 1821 — Emergency.)

1st Reading	219
2d Reading	227
CR	470
Considered, passed, referred	586
Engrossed — To House	601
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	813
CCR adopted, passed — To House	833
4th Reading — To House	844
Approved by Governor, May 10, 1978	

HB 1573 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Oklahoma Conservation Commission and making appropriations thereto ... allowing for assistance to Soil and Water Conservation Districts; amending Section 7, Chapter 178, O.S.L. 1977 (82 O.S. Supp. 1977, Section 1501-605), which relates to district director's per diem ... emergency.

1st Reading	126
2d Reading	134
CR	442; 470
Considered, passed, referred	539
Engrossed — To House	553
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	804
CCR rejected, further Conference requested	806
Further Conference granted	808
2d CCR read, consideration deferred ..	828
2d CCR adopted, passed — To House ..	834
4th Reading — To House	844
Approved by Governor, May 10, 1978	

HB 1574 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Water Resources Board and making appropriations thereto ... emergency.

1st Reading	219
2d Reading	227

CR	470
Considered, passed, referred	540
Engrossed — To House	553
SAs rejected, Conference requested; HCs named	635
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	672
CCR adopted, passed — To House	724
4th Reading — To House	735
Approved by Governor, April 24, 1978	

HB 1575 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Department of Pollution Control and making an appropriation thereto ... emergency.

1st Reading	65
2d Reading	73
CR	458
Considered, passed	539
Withheld under Rule 19(f)	540
Signed — To House	547
4th Reading — To House	553
Approved by Governor, March 31, 1978	

HB 1576 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — (Cancelled warrants — Appropriation — Emergency.)

1st Reading	56
2d Reading	61
CR	271
Considered, passed, referred	392
Engrossed — To House	406
SAs rejected, Conference requested; HCs named	417
Conference granted, SCs appointed ..	420
CCR read, adopted, passed — To House	786
4th Reading — To House	797
Approved by Governor, May 10, 1978	

HB 1577 — By Willis, et al, of the House and Howard of the Senate — An Act relating to state government; amending 74 O.S. 1971, Section 284, as last amended ... and Section 817.3, as last amended ... providing minimum wage policy; modifying responsibilities of Wage Adjustment and Salary Board and the State Personnel Board; requiring Em-

ployment Review Board to approve certain pay grade adjustments ... emergency.

1st Reading	127
2d Reading	134
CR	470
Considered, passed, referred	618
Engrossed — To House	632
SAs adopted, passed	657
4th Reading — To House	660
Approved by Governor, April 11, 1978	

HB 1578 — By Willis, et al, of the House and Howard of the Senate — An Act relating to revenue and taxation; amending Section 5, Chapter 85, O.S.L. 1977 (68 O.S. Supp. 1977, Section 1111); apportioning revenues from Conservation Excise Tax levied on all natural gas and/or casinghead gas ... emergency.

1st Reading	284
2d Reading — Direct to Calendar	300
Considered, passed, referred	382
Engrossed — To House	399
SAs adopted, passed	416
4th Reading — To House	423
Approved by Governor, March 10, 1978	

HB 1579 — By Davis (Don) and Barker of the House and Crow and Randle of the Senate — An Act relating to the Oklahoma State Regents for Higher Education; reappropriating certain funds ... emergency.

1st Reading	56
2d Reading	61
CR	458
Considered, passed	616
Withheld under Rule 19(f)	617
Signed — To House	624
4th Reading — To House	632
Approved by Governor, April 7, 1978	

HB 1585 — By Steward, Craig, Frates and Winn — An Act relating to land titles; amending 12 O.S. 1971, Section 180.1, as amended ... requiring the filing of notice of certain pending suits in the office of the county clerk ... effective date.

1st Reading	380
2d Reading	398

CR	410
Considered, passed, referred	617
Engrossed — To House	629
SAs rejected, Conference requested; HCs named	710
Conference granted, SCs appointed ..	712

HB 1587 — By Floyd, et al — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 396, 396.4 and 396.18; providing for the Oklahoma State Board of Embalmers and Funeral Directors; expanding the number, qualifications and guidelines for appointment of members to the Board ... emergency.

1st Reading	284
2d Reading	300
CR	410
Considered, passed, referred	492
Engrossed — To House	498
SAs adopted, passed	518
4th Reading — To House	530
Approved by Governor, March 29, 1978	

HB 1588 — By Floyd, et al, of the House and Crow of the Senate — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 585; providing for revocation of certificate of optometrist engaging in unprofessional conduct; prohibiting fraudulent advertising by optometrists ... repealing 59 O.S. 1971, Section 943.

1st Reading	188
2d Reading	194
CR	262
Considered, passed, referred	320
Engrossed — To House	350
SAs adopted, passed	406
4th Reading — To House	411
Approved by Governor, March 14, 1978	

HB 1589 — By Wiseman of the House and Lane of the Senate — An Act relating to public health and safety; amending 63 O.S. 1971, Section 2002, as amended ... purposes of the Oklahoma Clean Air Act ... powers of State Department of Health; providing for an Air Quality Council ... recodification.

1st Reading	343
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2d Reading	378
CR	430
Considered, passed	452
Withheld under Rule 19(f)	452
Signed — To House	455
4th Reading — To House	460
Approved by Governor, March 20, 1978	

HB 1590 — By Bradshaw, et al, of the House and Dahl of the Senate — An Act relating to crimes and punishments; amending 47 O.S. 1971, Section 11-902, and 63 O.S. 1971, Section 2-410; prohibiting operation of a motor vehicle while under the influence of intoxicating liquor or a controlled dangerous substance ... effective date.

1st Reading	240
2d Reading	250
CR	272
Considered	522
Considered, passed, referred	526
Engrossed — To House	540
SAs rejected, Conference requested; HCs named	658
Conference granted, SCs appointed ..	666

HB 1594 — By Matheson and Fitzgibbon of the House and Randle of the Senate — An Act relating to intoxicating liquors; amending 37 O.S. 1971, Sections 505, 518, 519, 521, and 543, expanding exceptions to prohibition against certain dispositions of alcoholic beverages; providing for a sacramental wine supplier's license ... effective date.

1st Reading	137
2d Reading	145
CR	300
Considered, passed	451
Withheld under Rule 19(f)	452
Signed — To House	455
4th Reading — To House	460
Became law without the Governor's signature, March 22, 1978	

HB 1596 — By Winn, Sparkman and Duckett — (Schools — Amending 70 O.S. Supp. 1977, Sections 17-105 and 17-107 — Teacher Retirement.)

1st Reading	313
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2d Reading	342	Considered, passed	383
CR	442	Withheld under Rule 19(f)	383
Considered, passed, referred	484	Signed — To House	395
Withheld under Rule 19(f)	484	4th Reading — To House	400
Signed — To House, with request for conference	493	Approved by Governor, March 13, 1978	
Conference granted, HCs named	497		
HB 1597 — By Deatherage and Cowan of the House and Murphy of the Senate — An Act relating to University Hospital; amending Section 3, Chapter 230, O.S.L. 1977; providing a schedule of certain authorized job titles and salary ranges ... emergency.			
1st Reading	175	HB 1605 — By Abbott and Duckett of the House and Luton of the Senate — An Act relating to elections; amending Section 7-120, Chapter 153, O.S.L. 1974 (26 O.S. Supp. 1977, Section 7-120); providing procedures regarding folding and stub removal by voters or inspector on certain ballots ... emergency.	
2d Reading	180	1st Reading	250
CR	300	2d Reading	262
Considered, passed, referred	382	CR	458
Engrossed — To House	406	Considered, passed	492
SAs adopted, passed	416	Withheld under Rule 19(f)	492
4th Reading — To House	423	Signed — To House	493
Approved by Governor, March 15, 1978		4th Reading — To House	497
HB 1599 — By Hood of the House and Terrill of the Senate — An Act relating to prisons and reformatories; amending 57 O.S. 1971, Section 521; providing procedures for persons committed to the custody of the Department of Corrections ... emergency.			
1st Reading	159	HB 1608 — By Bengtson, et al — An Act relating to state officers and employees ... rules and regulations relating to the use of any insulating material ... sale or distribution of such material ... certificate from the State Fire Marshal ... emergency.	
2d Reading	164	1st Reading	175
CR	480	2d Reading	180
Considered, passed	498	 	
Withheld under Rule 19(f)	498	HB 1611 — By Hood of the House and Cate of the Senate — An Act relating to criminal procedure; amending 22 O.S. 1971, Sections 991a and 991c, as amended ... providing procedures for sentencing after a determination of guilt; requiring a separate sentencing hearing ... repealing 21 O.S. 1971, Section 61, and 22 O.S. 1971, Sections 926, 975 and 976 ... effective date.	
Signed — To House	501	1st Reading	118
4th Reading — To House	505	2d Reading	125
Approved by Governor, March 27, 1978		CR	480
HB 1602 — By Cowan of the House and Smith of the Senate — An Act relating to schools; amending 70 O.S. 1971, Section 18-110; providing for certain adjustments and calculation of state aid ... modifying provisions for special education of handicapped exceptional children and payment of certain transfer fees.			
1st Reading	262	Considered, failed	499
2d Reading	272	ML	499
CR	312	 	
HB 1615 — By Nance — An Act relating to civil procedure; amending 1:			

O.S. 1971, Section 109; providing for expansion of limitation of action to recover damages arising from design planning or construction of improvement to real property; repealing 12 O.S. 1971, Section 112 ... effective date.

1st Reading	380
2d Reading	398
CR	443
Considered	509
Considered, passed, referred	528
Engrossed — To House	540
SAs adopted, passed	678
4th Reading — To House	681
Approved by Governor, April 14, 1978	

HB 1617 — By Milacek — An Act relating to counties and county officers; amending 19 O.S. 1971, Section 180.47; providing for traveling expenses; fixing mileage fees and travel expenses for certain officers.

1st Reading	181
2d Reading	188
CR	430

HB 1618 — By Floyd and Monks — An Act relating to the Office of State Examiner and Inspector; making an appropriation thereto ... Audit Selection Team and duties of team ... emergency.

1st Reading	284
2d Reading	300

HB 1623 — By Hammons, et al, of the House and Terrill, Howell, Johnson and Stipe of the Senate — An Act relating to railroads; amending 66 O.S. 1971, Sections 303 and others ... specifying powers and duties of the State Department of Transportation as to railroad maintenance; describing certain powers to be essential governmental functions ... repealing 66 O.S. 1971, Sections 301 and others ... emergency.

1st Reading	262
2d Reading	272
CR	443
Considered, passed, referred	544
Engrossed — To House	553
SAs adopted, passed	636

4th Reading — To House 642
Approved by Governor, April 10, 1978

HB 1626 — By Elder of the House and Grantham of the Senate — An Act relating to crimes and punishments; repealing 21 O.S. 1971, Section 1729, which relates to the rebuttable presumptions concerning possession of certain amount of copper wire ... effective date.

1st Reading	137
2d Reading	145
CR	272
Considered, passed	417
Withheld under Rule 19(f)	418
Signed — To House	420
4th Reading — To House	423
Approved by Governor, March 13, 1978	

HB 1627 — By Elder of the House and Grantham of the Senate — An Act relating to crimes and punishments; repealing Sections 1 through 4, Chapter 119, O.S.L. 1974 (21 O.S. Supp. 1977, Sections 1733 through 1736), which relate to unlawful thefts and certain acts of thievery ... effective date.

1st Reading	137
2d Reading	145
CR	272
Considered, passed	418
Withheld under Rule 19(f)	418
Signed — To House	420
4th Reading — To House	423
Approved by Governor, March 13, 1978	

HB 1628 — By Elder of the House and Grantham of the Senate — An Act relating to the State Insurance Fund; repealing Sections 1 and 2, Chapter 209, O.S.L. 1974 (85 O.S. Supp. 1977, Sections 152 and 153), which relate to liquidation of instruments of investment sufficient to transfer certain excess surplus funds ... effective date.

1st Reading	111
2d Reading	117
CR	442; 480
Considered, passed	509
Withheld under Rule 19(f)	509
Signed — To House	520

4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1629 — By Monks, et al, of the House and Helm of the Senate — An Act relating to schools ... providing for dismissal of teachers, student teachers and teachers' aides engaging in certain homosexual activity or conduct ... codification.

1st Reading 181
 2d Reading 188
 CR 410; 443
 Considered, passed, referred 466
 Engrossed — To House 473
 SAs rejected, Conference requested;
 HCs named 481
 Conference granted, SCs appointed .. 487
 CCR read, consideration deferred 519
 CCR adopted, passed — To House 663
 4th Reading — To House 670
 Approved by Governor, April 14, 1978

HB 1631 — By Cummings, et al, of the House and Tinsley of the Senate — An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 180.62 and others ... modifying provisions for determination of basic salaries, increases thereto and minimum salaries of certain county officers ... effective date.

1st Reading 313
 2d Reading 342
 CR 430
 Considered 499
 3d Reading, passed 541
 ML; tabled, referred 541; 556
 Engrossed — To House 572
 SAs rejected, Conference requested;
 HCs named 636; 650
 Conference granted, SCs appointed .. 647
 CCR read, consideration deferred 707
 CCR adopted, passed — To House 737
 4th Reading — To House 748
 Approved by Governor, April 25, 1978

HB 1632 — By Cummings of the House and Lamb of the Senate — An Act relating to liens; amending 42 O.S. 1971, Section 91, as amended ... creating lien in favor of person in possession of personal property who renders services to owner of

such property ... foreclosing such lien ... effective date.

1st Reading 272
 2d Reading 284
 CR 312

HB 1633 — By Abbott, et al, of the House and McDaniel of the Senate — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 14-103A, as amended ... maximum lengths and widths for mobile homes ... special permit for movement of structures exceeding certain specifications ... permit for movement of houses and buildings ... effective date.

1st Reading 208
 2d Reading 218
 CR 443
 Considered, passed, referred 458
 Engrossed — To House 473
 SAs adopted, passed 481
 4th Reading — To House 497
 Approved by Governor, March 27, 1978

HB 1635 — By Frates, et al, of the House and Funston of the Senate — An Act relating to civil procedure; providing for certain limitations of actions in manufacturers' product liability cases ... effective date.

1st Reading 381
 2d Reading 398
 CR 443

HB 1636 — By Craig, et al, of the House and Cate of the Senate — An Act relating to schools; amending 70 O.S. 1971, Section 6-113; providing for crime of assault on school district employee; providing penalty ... effective date.

1st Reading 165
 2d Reading 174
 CR 261
 Considered, passed 401
 Withheld under Rule 19(f) 401
 Signed — To House 407
 4th Reading — To House 411
 Approved by Governor, March 13, 1978

HB 1659 — By Camp and Deatherage of the House and Keating of the Senate —

— An Act relating to exemptions; amending 12 O.S. 1971, Section 1171.1, as amended ... 1173, as last amended and others ... providing for certain exemptions from garnishment; establishing exception to exemptions in child support collection ... effective date.

1st Reading	263
2d Reading	272
CR	312
Considered, failed	422
ML; adopted, passed, referred	423; 467
Engrossed — To House	478
SAs rejected, Conference requested; HCs named	481
Conference granted, SCs appointed ..	487
CCR read, consideration deferred	631
CCR adopted, passed — To House	665
4th Reading — To House	670
Approved by Governor, April 14, 1978	

HB 1663 — By Vaughn and Johnson (Don) — An Act relating to motor vehicles; prohibiting throwing or dropping any substance at certain objects on or near highways; providing penalty ... effective date.

1st Reading	344
2d Reading	378
CR	480
Considered, passed, referred	568
Engrossed — To House	601
SAs adopted, passed	649
4th Reading — To House	653
Approved by Governor, April 7, 1978	

HB 1664 — By Rogers — An Act relating to state officers and employees; amending 74 O.S. 1971, Section 918, as amended ... termination or partial termination of plan of Public Employees Retirement System; providing retirement options ... codification.

1st Reading	250
2d Reading	262
CR	442
Considered, passed, referred	481
Engrossed — To House	498
SAs rejected, Conference requested; HCs named	505

Conference granted, SCs appointed .. 508
 CCR read, consideration deferred 680
 CCR adopted, passed — To House 696
 4th Reading — To House 703
 Approved by Governor, April 18, 1978

HB 1665 — By Rogers — (Retirement System Justices and Judges — Amending 20 O.S. Supp. 1977, Section 1103.)

1st Reading	250
2d Reading	262
CR	442
Considered, passed	482
Withheld under Rule 19(f)	482
Signed — To House, with request for Conference	493
Conference granted, HCs named	497
CCR read, consideration deferred	790
CCR adopted, passed — To House	794
4th Reading — To House	822
Approved by Governor, May 10, 1978	

HB 1666 — By Rogers — (Powers and duties of Board of Regents — Amending 70 O.S. 1971, Section 3510 — Emergency.)

1st Reading	250
2d Reading	262

HB 1667 — By Rogers — (Procedures relating to administration of Retirement System — Amends 74 O.S. 1971, Section 907 — Effective date.)

1st Reading	250
2d Reading	262
CR	442
Considered, passed	482
Withheld under Rule 19(f)	483
Signed — To House, with request for Conference	493
Conference granted, HCs named	497
CCR rejected, further Conference requested	800
Further Conference granted	806
2d CCR read, consideration deferred .	817
2d CCR adopted, passed — To House .	825
4th Reading — To House	835
Vetoed by Governor, May 11, 1978	

HB 1668 — By Rogers — (Firemen's Relief and Pension Fund — Amending 11 O.S. Supp. 1977 — Sections 49-120 et al — Effective date.)

1st Reading	250
2d Reading	262
CR	442
Considered, passed	483
Withheld under Rule 19(f)	483
Signed — To House, with request for Conference	493
Conference granted, HCs named	497
CCR read, consideration deferred	791
CCR adopted, passed — To House	794
4th Reading — To House	822
Approved by Governor, May 10, 1978	

HB 1669 — By Rogers — (Department of Public Safety Retirement and Pension Plan — Amending 47 O.S. Supp. 1977, Section 2-308.)

1st Reading	250
2d Reading	262
CR	442
Considered, passed	483
Withheld under Rule 19(f)	483
Signed — To House, with request for Conference	493
Conference granted, HCs named	497

HB 1670 — By Rogers — (Police Retirement System — Amending 11 O.S. Supp. 1977, Section 50-119 — Emergency.)

1st Reading	251
2d Reading	262
CR	443
Considered, passed	483
Withheld under Rule 19(f)	484
Signed — To House, with request for Conference	493
Conference granted, HCs named	497

HB 1673 — By Twidwell, et al, of the House and York and Howell of the Senate — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5q, as last amended ... expanding coverage of commercial vehicles ... special license fees for certain vehicles ... emergency.

1st Reading	344
2d Reading	378

CR	480
Considered, passed, referred	592
Engrossed — To House	607
SAs rejected, Conference requested; HCs named	649; 653
Conference granted, SCs appointed ..	657
CCR rejected, further Conference requested	775
Further Conference granted	779

HB 1675 — By Caldwell, et al, of the House and Rozell of the Senate — An Act relating to higher education; providing for disclosure of disbursements of certain funds; stating procedure ... emergency.

1st Reading	272
2d Reading	284

HB 1677 — By Townsend, et al — An Act relating to state officers and employees; amending 74 O.S. 1971, Section 292.1, as last amended ... which provides for positions, numbers and salaries of temporary and permanent employees of the House ... emergency.

1st Reading	344
2d Reading	378
CR	480
Considered, passed	585
ML; failed, referred	586; 586
Engrossed — To House	607
SAs adopted, passed	674
4th Reading — To House	681
Recalled for corrections under Joint Rule 20	719; 722
Approved by Governor, April 19, 1978	

HB 1679 — By Crutcher and Johnson (Don) — An Act relating to waters and water rights; amending 82 O.S. 1971, Section 868; authorizing the Board of Directors of the Grand River Dam Authority to collect rates for certain services; requiring the rates to be sufficient ... changing rates with certain limitations.

1st Reading	263
2d Reading	272
CR	300

HB 1681 — By Winn, et al, of the House and Berrong of the Senate — An Act re-

lating to revenue and taxation; amending 68 O.S. 1971, Sections 701 and 709 ... special fuel dealers' licenses and special fuel users' licenses; providing for duplicate licenses ... emergency.

1st Reading 251
 2d Reading 262
 CR 443
 Considered, passed, referred 487
 Engrossed — To House 498
 SAs adopted, passed 518
 4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1685 — By Abbott — An Act relating to public finance; amending Section 17, Chapter 46, O.S.L. 1973 (62 O.S. Supp. 1977, Section 7.2); establishing a Special Agency Account Board ... State Treasurer to accept monies ... transfer and disbursement of accounts.

1st Reading 263
 2d Reading 272
 CR 443
 Considered, passed 474
 Withheld under Rule 19(f) 475
 Signed — To House 478
 4th Reading — To House 481
 Approved by Governor, March 23, 1978

HB 1686 — By Atkins and Denman — An Act relating to public health and safety; amending 63 O.S. 1971, Sections 1-802 and others ... expanding licensure and regulation of certain health care facilities to include room and board homes ... providing certain fire preventive standards ... effective date.

1st Reading 381
 2d Reading 398
 CR 470
 Considered, passed, referred 489
 Engrossed — To House 498
 SAs adopted, passed 518
 4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1688 — By Hooper and Twidwell — An Act relating to schools; amending 70 O.S. 1971, Section 1-109; providing for

minimum length of school year ... emergency.

1st Reading 344
 2d Reading 378
 CR 378
 Considered, passed, referred 406
 Engrossed — To House 411
 SAs adopted, passed 416
 4th Reading — To House 423
 Approved by Governor, March 10, 1978

HB 1689 — By Bradshaw — (Banks and Trust Companies — Establishing procedures — Effective date.)

1st Reading 381
 2d Reading 398
 CR 458
 Stricken from Calendar 540

HB 1690 — By Ford and Matheson — An Act relating to mines and mining; amending 45 O.S. 1971, Section 729; providing for determination by Department of Mines and Mining of violations by mine operators ... denying mining permits to defaulting operators ... Attorney General to bring suit.

1st Reading 263
 2d Reading 272
 CR 410
 Considered, passed 453
 Withheld under Rule 19(f) 453
 Signed — To House 455
 4th Reading — To House 460
 Approved by Governor, March 21, 1978

HB 1691 — By Henry, et al — An Act relating to motor vehicles; amending Section 3, Chapter 223, O.S.L. 1977; providing an effective date for recording of lien provisions; and changing the effective date.

1st Reading 381
 2d Reading 398

HB 1692 — By Trent of the House and Boatner of the Senate — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2458, as last amended ... succession to duties, powers and authority of existing boards of equalization

and excise boards; providing for identical membership ... emergency.

1st Reading	251
2d Reading	262
CR	443
Considered, passed	471
Withheld under Rule 19(f)	471
Signed — To House	478
4th Reading — To House	481
Approved by Governor, March 23, 1978	

HB 1693 — By Duke — An Act relating to children; amending 10 O.S. 1971, Section 1505a; providing for assistant juvenile officers in certain counties and fixing their salaries ... effective date.

1st Reading	381
2d Reading	398

HB 1695 — By Frates and Lawter — An Act relating to civil procedure; amending 12 O.S. 1971, Section 1600.29; and modifying jurisdiction of court over parties with respect to certain cases involving enforcement of support.

1st Reading	251
2d Reading	262
CR	300
Considered, passed	384
Withheld under Rule 19(f)	384
Signed — To House	395
4th Reading — To House	400
Vetoed by Governor, March 13, 1978	

HB 1703 — By Monks, Peterson and Glover — An Act relating to revenue and taxation; amending 68 O.S. 1971, Sections 5101 and 5104; imposing a tax on certain instruments of conveyance ... requiring certain apportionment of tax collections for stated purposes.

1st Reading	344
2d Reading	378
CR	443
Considered, passed	465
ML; adopted, passed, referred	466
Engrossed — To House	473
4th Reading — To House	575
Approved by Governor, March 31, 1978	

HB 1704 — By Weichel of the House and Dahl of the Senate — An Act re-

lating to agriculture; amending 2 O.S. 1971, Section 1-3, as amended ... defining terms for the Oklahoma Agricultural Code; modifying the definition of President ... certain qualifications for head administrator.

1st Reading	263
2d Reading	272
CR	458
Considered	594
Rereferred	595

HB 1706 — By Rogers of the House and Stipe of the Senate — An Act relating to revenue and taxation; amending Section 2, Chapter 85, O.S.L. 1977 (68 O.S. Supp. 1977, Section 1108); providing for conservation excise tax, including method of payment ... emergency.

1st Reading	263
2d Reading	272
CR	480
Considered, passed, referred	596
Engrossed — To House	601
SAs rejected, Conference requested; HCs named	636; 650
Conference granted, SCs appointed ..	647
CCR rejected, further Conference requested	674
Further Conference granted	678
2d CCR read, consideration deferred ..	708
2d CCR adopted, passed — To House ..	720
4th Reading — To House	735
Approved by Governor, April 24, 1978	

HB 1707 — By Rogers and Converse — (Providing for investment of teachers' retirement funds — Amending 70 O.S. Supp. 1977, Section 17-107 — Emergency.)

1st Reading	251
2d Reading	262

HB 1708 — By Rogers and Converse — An Act relating to Teachers' Retirement System; amending 70 O.S. 1971, Section 17-112; providing for audit of funds, accounts and assets ... effective date.

1st Reading	251
2d Reading	262
CR	443
Considered, passed, referred	509

- Engrossed — To House 528
 SAs rejected, Conference requested;
 HCs named 533
 Conference granted, SCs appointed .. 533
 CCR read, consideration deferred 708
 CCR rejected, further Conference
 requested 742
 ML; adopted 746
 Considered 753
 CCR adopted, passed — To House 772
 4th Reading — To House 784
 Approved by Governor, April 26, 1978
- HB 1713 — By Morgan of the House and Murphy of the Senate — An Act relating to professions and occupations; amending 59 O.S. 1971, Section 1103; recreating the Water and Sewage Works Operators Certification Advisory Council ... emergency.**
 1st Reading 284
 2d Reading 300
- HB 1714 — By Morgan — An Act relating to public libraries; amending 65 O.S. 1971, Section 3-107 and others ... creating the Publications Clearinghouse as a division of the Oklahoma Department of Libraries ... repealing 75 O.S. 1971, Sections 21 and others ... effective date for certain provisions.**
 1st Reading 301
 2d Reading 312
 CR 443
 Considered, passed, referred 553
 Engrossed — To House 572
 SAs adopted, passed 636
 4th Reading — To House 642
 Approved by Governor, April 10, 1978
- HB 1716 — By Milacek — An Act relating to officers; amending 51 O.S. 1971, Section 6; prohibiting dual office holding for state officers and deputies ... exception for city and county law enforcement officers ... emergency.**
 1st Reading 284
 2d Reading 300
 CR 443
 Considered, advanced, votes
 reconsidered 601
- Stricken from Calendar under
 Rule 16A 624
- HB 1717 — By Rogers and Cleveland of the House and Stipe of the Senate — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2357, as last amended ... providing for credits against income taxes ... emergency.**
 1st Reading 272
 2d Reading 284
 CR 480
 Considered, failed 517
 ML; adopted, votes reconsidered,
 placed on General Order 517; 542
 Considered, passed, referred 596
 Engrossed — To House 601
 SAs rejected, Conference requested;
 HCs named 636; 650
 Conference granted, SCs appointed .. 647
 CCR rejected, further Conference
 requested 674
 Further Conference granted 678
 2d CCR read, consideration deferred . 709
 2d CCR adopted, passed — To House . 710
 4th Reading — To House 719
 Approved by Governor, April 19, 1978
- HB 1718 — By Twidwell of the House and Lamb of the Senate — An Act relating to crimes and punishments; prohibiting the projecting of objects causing injury at certain events ... effective date.**
 1st Reading 344
 2d Reading 378
 CR 421; 470
 Considered, passed, referred 570
 Engrossed — To House 601
 SAs adopted, passed 649
 4th Reading — To House 653
 Approved by Governor, April 7, 1978
- HB 1723 — By Draper — An Act relating to cemeteries; amending 8 O.S. 1971, Section 214; providing for an annual report and license fee; allowing license fee to be increased ... modifying amount of allowable increase ... effective date.**
 1st Reading 381
 2d Reading 398

HB 1728 — By Lancaster and Johnson (Don) — An Act relating to motor vehicles; amending 47 O.S. 1971, Section 22.5j, as last amended ... guidelines for proportional registration and licensing of certain vehicles engaged in interstate commerce under provisions of the Motor Vehicle License and Registration Act ... compacts and agreements.

1st Reading	251
2d Reading	262
CR	480; 480
Considered	530
Considered, passed, referred	591
Engrossed — To House	629

HB 1734 — By Elder of the House and Grantham of the Senate — (Salaries of Elective Officers — Amending 74 O.S. Supp. 1977, Section 250.4 — Emergency.)

1st Reading	263
2d Reading	272
CR	470
Considered, passed, referred	489
Withheld under Rule 19(f)	498
SAs rejected, Conference requested; HCs named	520
Conference granted, SCs appointed ..	531
CCR rejected, further Conference requested	681
Further Conference granted	681
2d CCR read, consideration deferred	709
2d CCR adopted, bill failed	722
ML; votes reconsidered, bill passed — To House	722; 743
4th Reading — To House	748
Recalled for correction under Joint Rule 20	756; 767
Became law without the Governor's signature, April 26, 1978	

HB 1735 — By Elder of the House and Grantham of the Senate — An Act relating to courts; providing for statute of limitations on filing complaints with Council on Judicial Complaints ... effective date.

1st Reading	263
2d Reading	272
CR	398

Considered, passed, referred	453
Engrossed — To House	465
SAs rejected, Conference requested; HCs named	519
Conference granted, SCs appointed ..	531

HB 1740 — By Rogers — (Relating to motor vehicles — Amending 47 O.S. Supp. 1977, Section 2-305 — Emergency.)

1st Reading	251
2d Reading	262
CR	480
Considered, passed, referred	515
Engrossed — To House	528
SAs rejected, Conference requested; HCs named	533
Conference granted, SCs appointed ..	533
CCR read, consideration deferred	818
CCR adopted, passed — To House	822
4th Reading — To House	838
Approved by Governor, May 11, 1978	

HB 1743 — By Frates and Duckett of the House and Keating of the Senate — An Act relating to state government; amending Section 2, Chapter 261, O.S.L. 1977 (74 O.S. Supp. 1977, Section 1320); modifying provisions for employment and utilization of service of certain personnel by the State Employees Group Health and Life Insurance Board.

1st Reading	313
2d Reading	342

HB 1746 — By Henry — An Act relating to civil procedure; creating a right to contribution among tort-feasors; limiting the right to pro rata shares ... effective date.

1st Reading	381
2d Reading	398
CR	410
Considered, passed	475
Withheld under Rule 19(f)	475
Signed — To House	478
4th Reading — To House	481
Approved by Governor, March 23, 1978	

HB 1747 — By Townsend — An Act relating to professions and occupations;

amending 59 O.S. 1971, Section 45.3; and defining architect and building.

1st Reading	285
2d Reading	300
CR	480
Considered, passed, referred	553
Engrossed — To House	572
SAs adopted, passed	607
4th Reading — To House	681
Approved by Governor, April 14, 1978	

HB 1748 — By Cleveland, et al, of the House and Dahl and Dawson of the Senate — An Act relating to the Corporation Commission; prohibiting public utilities from including certain expenses in operating expenses for rate making ... effective date.

1st Reading	313
2d Reading	342

HB 1751 — By Davis (Don) of the House and Crow of the Senate — An Act relating to state government; amending Section 3, S.J.R. No. 13, O.S.L. 1973 (74 O.S. Supp. 1977, Section 452.3); and providing for standing Subcommittee of Appropriations and Budget Committee, the membership, powers and duties.

1st Reading	381
2d Reading	398
CR	458
Considered, passed	617
Withheld under Rule 19(f)	618
Signed — To House	624
4th Reading — To House	632
Approved by Governor, April 7, 1978	

HB 1752 — By Elder and Vaughn of the House and Wolfe of the Senate — An Act relating to civil procedure; amending Section 1, Chapter 74, O.S.L. 1976 (12 O.S. Supp. 1977, Section 158.1); providing for licensure of persons as private process servers in civil cases in counties of 300,000 population or more ... effective date.

1st Reading	264
2d Reading	272
CR	430
Considered, passed, referred	529
Engrossed — To House	540

SAs adopted, passed	636
4th Reading — To House	642
Approved by Governor, April 7, 1978	

HB 1753 — By Elder and Hooper of the House and Grantham of the Senate — An Act relating to crimes and punishments; amending 21 O.S. 1971, Section 51 ... providing punishments for second and subsequent offenses after prior conviction of a felony ... emergency.

1st Reading	264
2d Reading	272
CR	422
Considered, passed	449
ML; referred	450; 493
Engrossed — To House	498
SAs rejected, Conference requested; HCs named	519
Conference granted, SCs appointed ..	531
CCR read, consideration deferred	806
CCR adopted, passed — To House	835
4th Reading — To House	844
Approved by Governor, May 10, 1978	

HB 1754 — By Elder and Monks of the House and Murphy of the Senate — An Act relating to professions and occupations; amending 59 O.S. 1971, Sections 1102, 1103, 1106 and 1107 ... expanding acts constituting violation to include the failure to report all persons employed in a water and sewage facility ... emergency.

1st Reading	264
2d Reading	272
CR	480
Considered, passed, referred	528
Engrossed — To House	540
SAs adopted, passed	642
4th Reading — To House	642
Approved by Governor, April 10, 1978	

HB 1759 — By Elder and Bernard of the House and Giles of the Senate — An Act relating to courts; amending 20 O.S. 1971, Sections 92b1 and 92b2 as amended ... providing for the composition of certain District Court Judicial Districts ... repealing 20 O.S. 1971, Section 92b ... emergency.

1st Reading	264
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2d Reading	272
CR	398
Considered, passed, referred	411
Engrossed — To House	426
SAs rejected, Conference requested; HCs named	439
Conference granted, SCs appointed ..	487
CCR read, consideration deferred	648
CCR adopted, passed	664
ML; vote reconsidered, placed on Final Passage	665; 683
Passed — To House	785
4th Reading — To House	797
Approved by Governor, April 28, 1978	

HB 1760 — By Cullison of the House and Dahl of the Senate — An Act relating to counties and county officers; amending 19 O.S. 1971, Sections 863.2 and others ... providing for city-county planning commissions for certain counties ... repealing 19 O.S. 1971, Section 863.19 ... effective date.

1st Reading	344
2d Reading	378
CR	430
WD, rereferred	446

HB 1764 — By Milacek — An Act relating to schools; amending 70 O.S. 1971, Section 7-101, as last amended ... procedures for approval of annexation of school districts ... by annexation election when boards of education of affected districts concur in holding the election ... emergency.

1st Reading	302
2d Reading	312
CR	470
Considered, passed, referred	558
Engrossed — To House	575
SAs adopted, passed	676
4th Reading — To House	681
Vetoed by Governor, April 14, 1978	

HB 1765 — By Peterson, et al, of the House and Taliaferro of the Senate — An Act relating to fees; amending 28 O.S. 1971, Section 32 and others ... providing for fees of county clerks for certain acts;

abolishing requirement that certain fees be itemized ... effective date.

1st Reading	251
2d Reading	262
CR	430
Considered, passed	449
Withheld under Rule 19(f)	449
Signed — To House	455
4th Reading — To House	460
Approved by Governor, March 20, 1978	

HB 1771 — By Ford, et al — (Amendments relating to schools — Amending 70 O.S. Supp. 1977, Section 18-109 — Emergency.)

1st Reading	264
2d Reading	272
CR	312
Considered, passed, referred	616
Engrossed — To House	629
SAs rejected, Conference requested; HCs named	649; 653
Conference granted, SCs appointed ..	657

HB 1773 — By Ford, Atkins and Floyd — An Act relating to state officers and employees ... guidelines for salaries of classified positions within the merit system ... codification.

1st Reading	302
2d Reading	312

HB 1774 — By Ford — An Act relating to children; amending 10 O.S. 1971, Section 1131, as amended ... providing notice for termination of parental rights ... depriving certain unwed fathers of parental rights and notices.

1st Reading	285
2d Reading	300
CR	522
Considered	571
Considered, passed, referred	591
Engrossed — To House	601
SAs rejected, Conference requested; HCs named	636
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	673
CCR adopted, passed — To House	727
4th Reading — To House	735
Approved by Governor, April 24, 1978	

HB 1778 — By Ervin — An Act relating to waters and water rights; amending Sections 2 ... and 11, Chapter 248, O.S.L. 1972, as amended ... (82 O.S. Supp. 1977, Sections 1020.2 and 1020.11) ... making exceptions to the Oklahoma Ground Water Law ... requiring ownership of land for permits.

1st Reading	345
2d Reading	378
CR	443
Considered, passed	603
Withheld under Rule 19(f)	603
Signed — To House	624
4th Reading — To House	632
Approved by Governor, April 7, 1978	

HB 1779 — By Ervin — An Act relating to oil and gas; authorizing proceedings before Corporation Commission with respect to common carriers of natural gas ... effective date.

1st Reading	345
2d Reading	378
CR	458
Considered, passed, referred	497
Engrossed — To House	507
SAs adopted, passed	527
4th Reading — To House	538
Approved by Governor, March 29, 1978	

HB 1780 — By Ervin, Deatherage and Monks — (Teachers' Retirement System — Effective date.)

1st Reading	381
2d Reading	398

HB 1788 — By Ford — An Act relating to counties and county officers; amending 19 O.S. 1971, Section 863.20, as amended ... (19 O.S. Supp. 1977, Section 863.20); providing for the county board of adjustment members' appointment, qualifications, tenure and removal ... effective date.

1st Reading	285
2d Reading	300
CR	458
Considered, passed, referred	557
Engrossed — To House	572
SAs adopted, passed	636

4th Reading — To House 642
 Approved by Governor, April 10, 1978

HB 1789 — By Kane, et al, of the House and Smith of the Senate — An Act relating to labor; amending 40 O.S. 1971, Sections 236 and 237, as amended ... providing for certain payments in lieu of contributions under the Oklahoma Employment Security Act ... emergency.

1st Reading	285
2d Reading	300
CR	470
Considered, passed, referred	484
Withheld under Rule 19(f)	485
Signed — To House	493
4th Reading — To House	497
Approved by Governor, March 27, 1978	

HB 1790 — By Cotner and McCaleb — An Act relating to public libraries; creating the Corner Perpetuation and Filing Act ... requiring surveyors to file public land survey corner records ... effective date.

1st Reading	345
2d Reading	378
CR	458
Considered, passed	569
Withheld under Rule 19(f)	569
Signed — To House	597
4th Reading — To House	606
Approved by Governor, April 5, 1978	

HB 1795 — By Campbell of the House and McCune of the Senate — An Act relating to children; amending Section 6, Chapter 259, O.S.L. 1977 (10 O.S. Supp. 1977, Section 1104.1); specifying time limitation on filing of petition and preadjudicatory detention and custody orders ... effective date.

1st Reading	345
2d Reading	378
CR	470
Considered, passed	595
ML; adopted, votes reconsidered, passed, referred	595; 628
Engrossed — To House	643
SAs adopted, passed	678

4th Reading — To House 681
 Approved by Governor, April 14, 1978

HB 1802 — By Atkins — An Act relating to mental health; amending 43A O.S. 1971, Section 15; and providing for the appointment ... duties of the assistant director, including certain modifications in his duties and qualifications.

1st Reading 345
 2d Reading 378
 CR 422
 Considered, failed 438

HB 1808 — By Conaghan and Holt of the House and Grantham of the Senate — An Act relating to prisons and reformatories ... placement of certain inmates in certain facilities; requiring the Board of Corrections to adopt certain rules and regulations ... effective date.

1st Reading 251
 2d Reading 262
 CR 480
 Considered, passed, referred 508
 Engrossed — To House 528
 SAs rejected, Conference requested;
 HCs named 549
 Change in conferee 553
 Conference granted, SCs appointed ... 593
 CCR read, consideration deferred ... 740
 CCR rejected, further Conference
 requested 751
 Further Conference granted 753
 2d CCR read, consideration deferred . 758
 2d CCR adopted, passed — To House . 767
 4th Reading — To House 773
 Approved by Governor, April 29, 1978

HB 1809 — By Elder, et al, of the House and Grantham of the Senate — An Act relating to corporations; amending 18 O.S. 1971, Section 953; providing certain actions for divestment of interest in land held by a corporation; providing for partition by shareholders ... emergency.

1st Reading 345
 2d Reading 379
 CR 410
 Considered, passed, referred 432

Engrossed — To House 447
 SAs adopted, passed 518
 4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1813 — By Wiseman, et al, of the House and Johnson of the Senate — An Act relating to public health and safety; amending 63 O.S. 1971, Section 1-701 ... prohibiting certain abortions ... standards for abortion facilities ... effective date.

1st Reading 313
 2d Reading 342
 CR 422; 480
 Considered, passed, referred 621
 Engrossed — To House 632
 SAs adopted, passed 687
 4th Reading — To House 696
 Approved by Governor, April 18, 1978

HB 1814 — By Wiseman, et al, of the House and Johnson, Helm and Keating of the Senate — An Act relating to public health and safety; allowing private hospitals to refuse abortions; allowing any person to refuse to participate in abortions, except in emergencies or spontaneous abortions ... codification.

1st Reading 398
 2d Reading 410
 CR 422; 480
 Considered, passed 620
 ML; tabled 621; 621
 Withheld under Rule 19(f) 621
 Signed — To House 624
 4th Reading — To House 632
 Approved by Governor, April 7, 1978

HB 1815 — By Wiseman, et al, of the House and Johnson of the Senate — An Act relating to public health and safety ... requiring informed consent in abortion cases; specifying information required to be given and acknowledged ... codification.

1st Reading 345
 2d Reading 379
 CR 422; 480
 Considered, passed, referred 560
 Engrossed — To House 582

SAs rejected, Conference requested;
 HCs named 687; 687
 Conference granted, SCs appointed .. 692

HB 1817 — By Parris and Rogers of the House and Lane of the Senate — An Act relating to courts; amending 20 O.S. 1971, Sections 106.4 and others ... designating certified shorthand reporters as official court reporters ... appointment of non-certified reporters ... fixing salaries of court reporters ... State Board of Examiners of Official Shorthand Reporters ... repealing 20 O.S. 1971, Section 106.3 and others ... emergency.

1st Reading 272
 2d Reading 284
 CR 300
 Considered 406
 WD, rereferred 416
 CR 410; 458
 Considered, passed, referred 511
 Engrossed — To House 530
 SAs rejected, Conference requested;
 HCs named 553
 Conference granted, SCs appointed .. 593
 CCR read, consideration deferred 730
 CCR adopted, passed — To House 752
 4th Reading — To House 757
 Approved by Governor, April 24, 1978

HB 1820 — By Duckett and Frates of the House and Young of the Senate — An Act relating to state employees group health and life insurance; authorizing the Board thereof to negotiate with private insurance carriers for certain purposes ... coverage of certain former state employees ... codification.

1st Reading 285
 2d Reading 300

HB 1821 — By Kane — An Act relating to revenue and taxation; amending 68 O.S. 1971, Section 2457, as last amended ... providing for county boards of equalization and county excise boards ... modifying certain residency requirements ... penalty.

1st Reading 285
 2d Reading 300

CR 430
 WD, rereferred 602

HB 1822 — By Barker, et al, of the House and Luton of the Senate — (Muskogee Veterans Administration Building — Appropriation — Emergency.)

1st Reading 345
 2d Reading 379
 CR 458
 Considered 487
 Considered, passed, referred 490
 Engrossed — To House 498
 SAs adopted, passed 518
 4th Reading — To House 530
 Approved by Governor, March 29, 1978

HB 1830 — By Denman and Henry of the House and Grantham of the Senate — (Public Employees Retirement System — Amending 74 O.S. Supp. 1977, Section 915 — Emergency.)

1st Reading 302
 2d Reading 312
 CR 458
 Considered, passed, referred 490
 Engrossed — To House 498
 SAs rejected, Conference requested;
 HCs named 505
 Conference granted, SCs appointed .. 508

HB 1832 — By Denman, et al, of the House and Cate of the Senate — An Act relating to bail bonds; amending 59 O.S. 1971, Section 1332, as amended ... providing procedure for forfeiture of bail bonds ... effective date.

1st Reading 302
 2d Reading 312
 CR 378
 Considered, rereferred 416
 Consent granted to consider
 and report 542
 CR 549
 Considered, passed 587
 Withheld under Rule 19(f) 587
 Signed — To House 597
 4th Reading — To House 606
 Recalled from Governor (HCR 1039) . 652
 House rescinded signing and 4th

reading, requested Senate consider further	684
Senate granted request	692
Votes reconsidered, bill reconsidered, passed, referred	695
Engrossed — To House	702
SAs adopted, passed	738
4th Reading — To House	748
Vetoed by Governor, April 24, 1978	

HB 1833 — By Deatherage, et al, of the House and Dawson of the Senate — (Attorney General — Oklahoma Utility Consumer Act of 1978 — Amending 74 O.S. Supp. 1977, Section 18b — Appropriation — Emergency.)	
1st Reading	346
2d Reading	376
Motion to withdraw bill from committee, continuation of action ..	655
Vote on motion, failed	656

HB 1834 — By Deatherage and Matheson — (Motor Vehicles — Amending 47 O.S. 1971, Section 759 — Appropriations — Emergency.)	
1st Reading	302
2d Reading	312
CR	443
Considered, passed, referred	470
Engrossed — To House	485
SAs adopted, passed	822
4th Reading — To House	822
Approved by Governor, May 10, 1978	

HB 1836 — By Barker of the House and Luton of the Senate — An Act relating to waters and water rights; amending 82 O.S. 1971, Section 1106; amending the powers of a port authority to specify the inclusion of an airport or air navigation facility.	
1st Reading	346
2d Reading	379
CR	430
WD, rereferred	540

HB 1839 — By Steward and Denman of the House and Wolfe and Keller of the Senate — An Act relating to civil procedure; prohibiting the application of the	
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doctrine of forum non conveniens for intrastate change of venue ... effective date.	
1st Reading	346
2d Reading	379
CR	410
Considered, passed	559
Withheld under Rule 19(f)	560
Signed — To House	565
4th Reading — To House	591
Vetoed by Governor, April 5, 1978	

HB 1844 — By Hastings — (Oklahoma Conservation Commission — Appropriations — Emergency.)	
1st Reading	381
2d Reading	398
CR	458
Considered, passed, referred	474
Engrossed — To House	485
SAs rejected, Conference requested; HCs named	636; 650
Conference granted, SCs appointed ..	647
CCR read, consideration deferred	759
CCR rejected, further Conference requested	782
Further Conference granted	795

HB 1846 — By Atkins — An Act relating to mental health; amending 43A O.S. 1971, Sections 3 and others ... providing procedures with respect to persons requiring treatment ... separate proceeding for designation of a person as incompetent ... effective date.	
1st Reading	346
2d Reading	379
CR	422
Considered, passed, referred	459
Engrossed — To House	473
SAs rejected, Conference requested; HCs named	487
Conference granted, SCs appointed ..	488
CCR rejected, further Conference requested	710
Further Conference granted	715
2d CCR read, consideration deferred ..	759
2d CCR adopted, passed — To House ..	768
4th Reading — To House	773
Approved by Governor, April 29, 1978	

HB 1847 — By Bennett and Duckett —
— An Act relating to schools; amending 70
O.S. 1971, Section 14-108, as amended ...
authorizing creation of area vocational
technical school districts ... creating an
area vocational-technical school district
for Okmulgee County; allowing other
counties to join ... emergency.

1st Reading 443

2d Reading 458

CR 496

Stricken from Calendar under

Rule 16A 624

HB 1849 — By Willis and Hammons of
the House and Howard of the Senate —
An Act relating to revenue and taxation;
amending 68 O.S. 1971, Section 2352, as
last amended ... distributing certain
funds; directing deposit of certain funds
in certain accounts; providing procedures
for tax refunds ... emergency.

Transmitted to Senate; accepted

under Joint Rule 16A 640; 653

1st Reading 653

2d Reading — Direct to Calendar 660

Considered, passed 677

Withheld under Rule 19(f) 678

ML; WD 686; 687

ML; tabled 687

Signed — To House 688

4th Reading — To House 696

Approved by Governor, April 14, 1978

HB 1850 — By Willis, et al, of the
House and Funston of the Senate — An
Act relating to workers' compensation;
amending 85 O.S. 1971, Sections 2 and
others ... requiring the providing of
compensation to certain types of em-
ployees under the Workers' Compensa-
tion Act ... authorizing coverage by de-
partments and institutions of the state
under certain conditions ... authorizing
certain public institutions to insure them-
selves through the State Insurance Fund
... repealing Section 4, Chapter 234,
O.S.L. 1977 (85 O.S. Supp. 1977, Section
2.1) ... emergency.

Transmitted to Senate 733

Motion to suspend Joint

Rule 16A 751; 786; 823

Motion to suspend Joint Rule 16A,

accepted for consideration 840

1st Reading 840

2d Reading 848

HOUSE JOINT RESOLUTIONS

* Resolution held over from the 1st Session of the 36th Legislature — 1977

*HJR 1025 — By Draper, Duckett and Vaughn — A Joint Resolution . . . proposed amendment to the Oklahoma Constitution; repealing Article III thereof and establishing a new Article III; reducing required qualifications of elector to being United States citizen, over age of eighteen, who is bona fide resident of state . . . directing filing.

CR 312; 342
 Considered, failed 417
 ML; adopted, passed 417; 444
 Withheld under Rule 19(f) 446
 Signed — to House 455
 4th Reading — To House 460
 To Secretary of State, March 15, 1978

HJR 1040 — By Peterson of the House and Lambert of the Senate — A Joint Resolution relating to the State Legislature and the State Legislative Council; directing the creation of a Special Committee on the Study of Land Records Systems . . . emergency.

1st Reading 175
 2d Reading 180
 CR 261
 Considered, passed 398
 Withheld under Rule 19(f) 399
 Signed — to House 407
 4th Reading — To House 411
 Approved by Governor, March 13, 1978

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HJR 1043 — By Thompson (Mick) and Murphy of the House and Field of the Senate — A Joint Resolution relating to game and fish; amending Section 4-109, Chapter 17, O.S.L. 1974 (29 O.S. Supp. 1977, Section 4-109) . . . extend for an additional year the period in which the amounts provided by the Oklahoma Wildlife Conservation Code for licenses and fees shall be in force and effect . . . license fees for field trials.

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HCR 1027 — By Wickersham, et al, of the House and Dahl, Stipe, Crow and Capps of the Senate — A Concurrent Resolution expressing the praise and appreciation of the Oklahoma Legislature for Warden Richard A. Crisp; expressing the sense of loss of the Oklahoma Legislature; inviting Richard A. Crisp back at any date ... distribution.

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HCR 1028 — By Atkins, Deatherage and Arnold of the House and Randle of the Senate — A Concurrent Resolution congratulating Dr. Shannon Wells Lucid for being chosen as an astronaut; commending the contributions of Dr. Lucid's husband and children ... distribution.
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HCR 1040 — By Townsend, et al, of the House and Lane of the Senate — A Concurrent Resolution commending Mr. Lloyd E. Rader, Director, Department of Institutions, Social and Rehabilitative Services (DISRS), Mr. George A. Miller, Secretary to the Director, and departmental personnel for extra-ordinary assistance and cooperation ... distribution.
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Received 813
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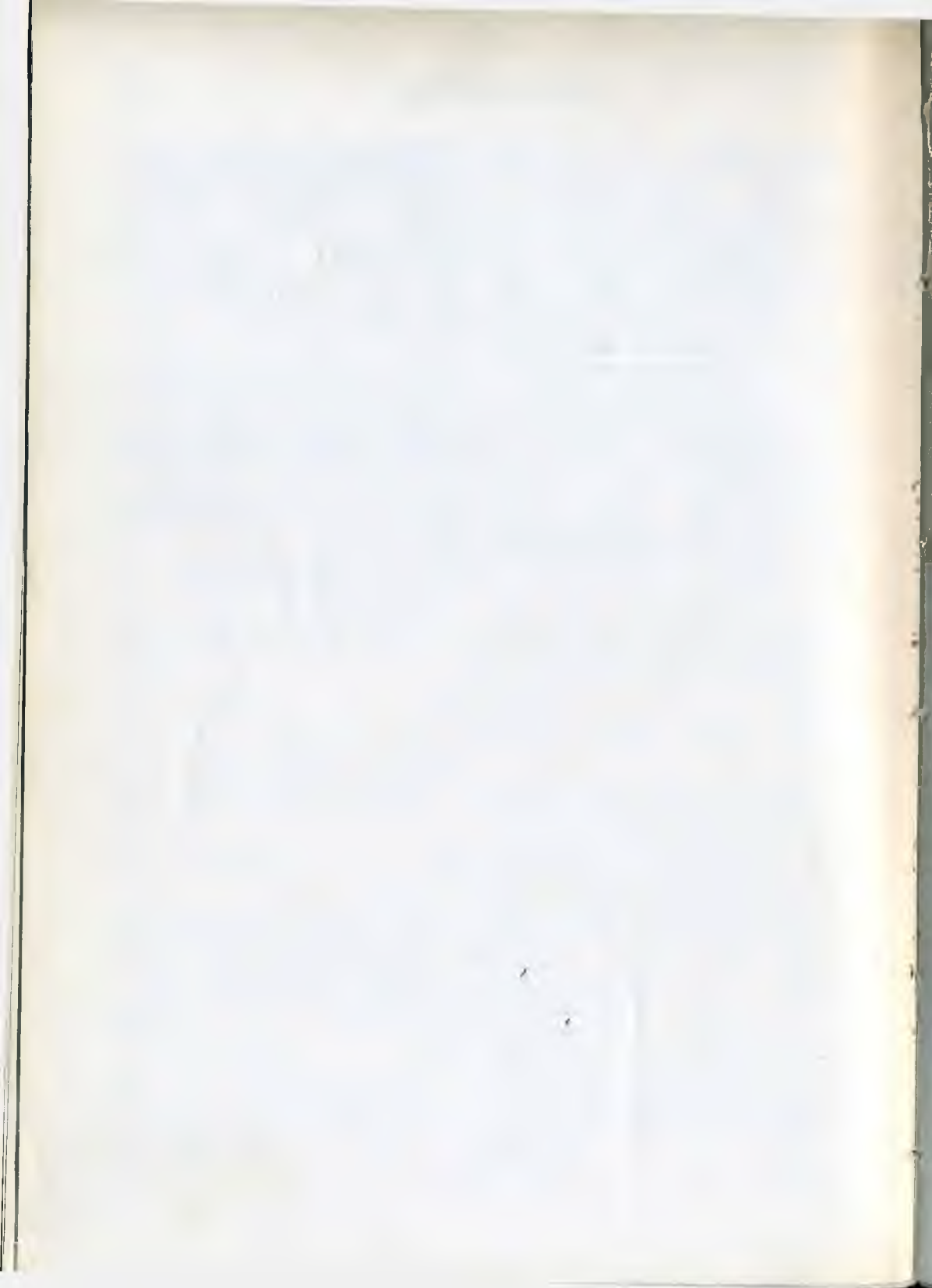
HCR 1043 — By Milacek, Stephenson and Anderson — A Concurrent Resolu-

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Coauthor: SBs 20, 43, 278, 435, 468, 572; SJRs 44, 55; SCRs 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 20, 22, 24; HBs 1552, 1573; HJRs 1044, 1053; HCR 1021

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Years of service: Senate, 1959-1978

BIRDSONG, SENATOR JIMMY, District 45, Democrat

Author: HB 1513

Coauthor: SBs 35, 418, 431, 507, 526, 586, 595; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1223, 1498, 1520, 1686; HJR 1044; HCR 1024

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Years of service: Senate, 1965-1978

BOATNER, SENATOR ROY A., District 6, Democrat**Author:** SBs 486, 487, 499, 500, 633, 634; SCR 40; SR 21; HBs 1450, 1451, 1692**Coauthor:** SBs 462, 468, 524, 542, 594, 641; SJRs 44, 55; SCRs 33, 35, 36, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 17, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1456, 1490, 1560, 1561, 1562, 1563, 1564, 1565, 1566, 1567, 1568, 1569, 1570, 1572; HJRs 1044, 1053; HCR 1022**Standing Committees:**

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Years of service: Senate, 1975-1978 House, 1971-1974

BUTLER, SENATOR KENNETH, District 8, Democrat**Author:** SBs 639, 640; HBs 1454, 1455, 1456, 1526, 1527**Coauthor:** SBs 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 641; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24; HBs 1541, 1547, 1571, 1573, 1574, 1575**Interim Committees:**

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Years of service: Senate, June 1974-1978

C**CAPPS, SENATOR GILMER N., District 26, Democrat****Author:** SBs 522, 562**Coauthor:** SBs 435, 496, 498, 514, 584, 625; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 49,

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CATE, SENATOR LEE, District 16, Democrat

Author: SBs 439, 440, 569, 617; SJR 50; SCR 41; HBs 1351, 1587, 1611, 1636, 1656, 1699, 1832, 1834, 1844; HJRs 1025, 1053; HCRs 1039, 1044

Coauthor: SBs 626, 630, 635; SJRs 44, 45, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1320, 1771; HJR 1048

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Author: SB 577; HBs 1476, 1494, 1496

Coauthor: SBs 18, 20, 441, 484, 508, 509, 550, 620; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1469, 1636

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CROW, SENATOR HERSCHAL H., JR., District 25, Democrat	
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Coauthor: SBs 507, 523; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HCR 1027	
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Author: SBs 489, 496, 504, 542, 583, 584; SJR 55; SCRs 36, 39; SR 30; HBs 1341, 1590, 1704, 1748, 1760; HCRs 1022, 1027, 1032

Coauthor: SBs 280, 405, 428, 440, 441, 484, 512, 523, 538, 562, 641; SJRs 44, 45; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1520, 1631, 1808; HJRs 1041, 1044; HCR 1021

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Years of service: Senate, 1971-1978

DAWSON, SENATOR BILL, District 50, Democrat

Author: SBs 422, 423, 424, 425, 426, 427, 428, 429, 495, 497, 508, 509, 526; HBs 1039, 1495, 1508, 1512, 1607, 1833, 1851

Coauthor: SBs 523, 641; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24; HB 1748

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Years of service: Senate, 1975-1978

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FIELD, SENATOR LEON B., District 49, Democrat

Author: SBs 498, 594; HJR 1043

Coauthor: SBs 20, 562, 584, 593; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1542, 1552, 1573, 1688; HJRs 1041, 1044, 1053; HCR 1021

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Author: SBs 493, 510, 519, 547, 576, 623; SJRs 46, 53; SCR 47; HBs 1053, 1635, 1850	
Coauthor: SBs 182, 411, 434, 498, 514, 572, 612, 614, 625; SJRs 44, 49, 55; SCR 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24; HBs 1180, 1320, 1341, 1379, 1520, 1524, 1573, 1597, 1714, 1771, 1817, 1844; HCR 1024	
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GILES, SENATOR RAY A., District 23, Democrat**Author:** SJR 43; HB 1759; HJRs 1041, 1050; HCR 1025**Coauthor:** SBs 32, 383, 496, 562, 584, 591, 617; SJRs 44, 55; SCR 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1588, 1605, 1681, 1765

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Years of service: Senate, 1977-1978

GRANTHAM, SENATOR ROY E., District 20, Democrat

Author: SBs 544, 575, 586, 627; HBs 1187, 1303, 1469, 1518, 1519, 1626, 1627, 1628, 1734, 1735,
1746, 1753, 1808, 1809, 1830

Coauthor: SBs 280, 498, 631; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 51, 53; SRs 12, 13,
15, 18, 22, 24; HB 1464; HJR 1048; HCR 1021

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GREEN, SENATOR WARREN E., District 35, Republican

Author: SBs 433, 560; HBs 1507, 1523

Coauthor: SBs 20, 434, 558, 576, 626; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs
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Years of Service: Senate, 1977-1978 House, 1965-1976

H**HELM, SENATOR MARY, District 46, Republican**

Author: SBs 501, 517, 593; SR 20; HB 1629

Coauthor: SBs 20, 280, 468, 484, 529; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs
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Years of service: Senate, 1975-1978

HOLDEN, SENATOR WAYNE M., District 24, Democrat

Continues to serve as Majority Whip 2

Author: SBs 511, 543, 625, 626; SCR 42; SR 15; HB 1703

Coauthor: SB 20; SJRs 44, 55, 57; SCRs 33, 35, 36, 38, 39, 43, 46, 49, 51, 53; SRs 12, 13, 16, 18,
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Mileage Allowance	9
Years of service: Senate, 1965-1978 House, 1963-1964	
HOWARD, SENATOR GENE C., District 36, Democrat	
Continues to serve as President Pro Tempore	2
Author: SBs 413, 414, 435, 436, 483, 485, 515, 528, 552, 595, 638; SJRs 41, 44, 51, 52; SCR 35; SR 18; HBs 1577, 1578, 1849; HCRs 1021, 1036	
Coauthor: SBs 280, 526, 543; SJR 55; SCRs 33, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 22, 24, 25, 26, 27, 28, 29; HBs 1464, 1717; HCR 1020	
Interim Committees:	
Continues to serve as Chairman of the Legislative Council	867
Conferee:	
SB 515	661
SB 595	627
SB 618	640
SJR 41	587
HCR 1041	844
Mileage Allowance	9
Years of service: Senate, 1965-1978 House, 1959-1962	
HOWELL, SENATOR JAMES F., District 42, Democrat	
Author: SBs 492, 518, 561, 591, 628, 629, 631, 636; SCR 37; HBs 1467, 1481, 1482, 1847; HJR 1057	
Coauthor: SBs 20, 396, 423, 448, 451, 454, 498, 565, 617; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1425, 1556, 1578, 1623, 1636, 1673, 1708, 1771	
Special Committees:	
To escort Moshe Arens to the Senate Chamber	227
Standing Committees:	
Banks and Banking	2
Constitutional Revision and Regulatory Services	2
Education, Common, Chairman	3
Judiciary	3
Conferee:	
GCCA	464
GCCA Subcommittee on Education	626
SB 259	663
SB 274	543
SB 561	657
SB 591	604
SB 627	663
SB 629	604
SJR 46	683
HB 1279	657
HB 1629	487
HB 1734	531

Declaration of vote	
SBs 280, 445	533
HBs 1187, 1450, 1456, 1496, 1529, 1530, 1531, 1533, 1534, 1558, 1559, 1561, 1562, 1563, 1564, 1565, 1566, 1568, 1589, 1594, 1690, 1735, 1753, 1765, 1809, HJR 1025	533
Mileage Allowance	9
Years of service: Senate, 1971-1978	

J

JOHNSON, SENATOR JOE, District 4, Democrat	
Author: SBs 441, 512, 582, 592; HBs 1223, 1280, 1463, 1478, 1778, 1813, 1814, 1815	
Coauthor: SBs 206, 280, 405, 454, 484, 509, 514, 526, 583; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1462, 1573, 1623, 1690, 1740, 1808; HJR 1053; HCRs 1021, 1024	
Interim Committees:	
Continues to serve on the Executive Committee, State Legislative Council	867
Special Committees:	
To notify the House the Senate is organized	8
Standing Committees:	
Professions and Occupations	4
Public Safety and Penal Affairs, Vice Chairman	4
Roads and Highways	4
Wildlife	4
Conferee:	
HB 1312	489
HB 1478	646
HB 1815	692
Mileage Allowance	9
Years of service: Senate, 1977-1978 House, 1973-1976	

K

KEATING, SENATOR FRANK, District 38, Republican	
Author: SBs 442, 505, 506, 549; SR 23; HBs 1659, 1690, 1743, 1774, 1788, 1821; HJR 1048	
Coauthor: SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 20, 22, 24, 25, 26, 27, 28, 29; HBs 1469, 1813, 1814, 1815	
Standing Committees:	
Appropriations and Budget	2
Criminal Jurisprudence, Vice Chairman	3
Judiciary	3
Public and Mental Health	4
Conferee:	
HB 1279	695
HB 1659	487
HB 1753	531
HB 1774	647
Declaration of not voting	
SJR 51	369
SJR 52	370

Mileage Allowance	9
Years of service: Senate, 1975-1978 House, 1973-1974	

KELLER, SENATOR E. W., District 52, Republican

Author: SB 567; HB 1457

Coauthor: SBs 280, 484; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 20, 22, 24, 25, 26, 27, 28, 29; HBs 1320, 1673, 1789, 1808, 1839

Special Committees:

To notify the House the Senate is organized 8

Standing Committees:

Banks and Banking 2

Education, Common 3

Municipal Government, Vice Chairman 4

Revenue and Taxation 4

Conferee:

SB 359 488

HB 1115 531

Mileage Allowance	9
Years of service: Senate, 1973-1978	

KILPATRICK, SENATOR DON, District 43, Democrat

Author: SB 624; HBs 1038, 1252, 1466, 1585, 1764, 1790

Coauthor: SBs 396, 425; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HB 1425

Standing Committees:

Business, Industry and Labor Relations, Vice Chairman 2

Elections and Privileges 3

Judiciary 3

Revenue and Taxation 4

Conferee:

SB 268 46 HB 1466 646

SB 627 663 HB 1532 713

HB 1115 531 HB 1585 712

Mileage Allowance	9
Years of service: Senate, 1977-1978 House, 1971-1976	

L**LAMB, SENATOR NORMAN A., District 19, Republican**

Continues to serve as Assistant Minority Floor Leader 2

Author: SBs 600, 601, 602, 603, 616; HBs 1632, 1695, 1718; HJR 1046

Coauthor: SBs 484, 498, 529, 541, 549, 631; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1459, 1817, 1839; HJR 1041; HCR 1044

Standing Committees:

Education, Common 3

Judiciary 3

Revenue and Taxation 4

Social Welfare 4

Conferee:

GCCA			464
GCCA Subcommittee on Regulatory and Natural Resources, Alternate			626
SB 259	663	SB 571	684
SB 276	684	HB 1345	65
SB 519	667	HB 1817	593
Mileage Allowance			9
Years of service: Senate, 1971-1978			

LAMBERT, SENATOR PHILLIP E., District 40, Democrat

Author: SBs 619, 620, 621, 622; HBs 1320, 1461, 1510, 1511, 1517; HJR 1040
Coauthor: SBs 208, 242, 359, 418, 431, 434, 484, 507, 508; SJRs 44, 55; SCRs 33, 35, 37, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1341, 1498, 1520, 1562, 1563, 1566, 1569, 1636, 1771, 1789, 1795; HJR 1041; HCR 1021

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council 867

Standing Committees:

Appropriations and Budget	2
Environmental and Natural Resources	3
Judiciary, Vice Chairman	3
Municipal Government	4
Rules, Vice Chairman	2

Conferee:

SB 208	667	HB 1425	667
SB 276	623	HB 1585	712
HB 1039	646	HB 1631	647
HB 1279	695	HB 1659	487
HB 1320	678	HB 1735	531

Mileage Allowance 9
 Years of service: Senate, 1975-1978

LANE, SENATOR JIM E., District 5, Democrat

Continues to serve as Majority Floor Leader 2

Author: SBs 514, 566, 630, 635, 641; SJR 45; SR 22; HBs 1490, 1499, 1589, 1677, 1747, 1817, 1824; HJR 1051; HCRs 1029, 1040, 1041
Coauthor: SBs 428, 511, 625; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 24, 25, 26, 27, 28, 29; HB 1524; HJRs 1044, 1053; HCRs 1021, 1042

Special Committees:

Ad Hoc Committee to study feasibility of temporary gasoline tax 536

Standing Committees:

Agriculture	2
Education, Higher	3
Elections and Privileges	3
Employment and Administration	3
Rules	2
Social Welfare	4

Conferee:

GCCA, Alternate	464
GCCA Subcommittee on Regulatory and Natural Resources, Chairman	626

SB 346	640	HB 1512	646
SB 444	848	HB 1759	487
SB 470	511	HB 1844	647
SB 471	629	HJR 1053	531
SB 630	641	HCR 1041	844
HB 1351	646		
Mileage Allowance			9
Years of service: Senate, 1969-1978		House, 1967-1968	
LUTON, SENATOR JOHN D., District 9, Democrat			
Continues to serve as Assistant Majority Floor Leader			2
Author: SBs 527, 550, 618; SRs 14, 19; HBs 1180, 1605, 1822, 1836			
Coauthor: SBs 507, 524, 526, 595, 632; SJRs 44, 55, 57; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1527, 1623, 1636, 1677, 1686, 1688; HJR 1044; HCR 1021			
Special Committees:			
To escort the Governor to Joint Session			11
Standing Committees:			
County, State and Federal Government			3
Education, Common			3
Employment and Administration, Vice Chairman			3
Insurance			3
Judiciary			3
Rules			2
Conferee:			
GCCA, Alternate			464
GCCA Subcommittee on General Government — Judiciary			626
SB 216	645	HB 1061	681
SB 264	646	HB 1111	61
SB 444	848	HB 1229	74
SB 604	603	HCR 1041	844
SB 618	640		
Mileage Allowance			9
Years of service: Senate, 1965-1978			

Mc

McCUNE, SENATOR JOHN R., District 47, Republican			
Continues to serve as Minority Floor Leader			2
Author: SBs 434, 438, 568, 570, 585, 597, 598; SJR 54; SCRs 44, 50; HB 1795			
Coauthor: SBs 280, 431, 440, 484, 529; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 20, 22, 24, 25, 26, 27, 28, 29; HCR 1022			
Standing Committees:			
Constitutional Revision and Regulatory Services			2
Engrossed and Enrolled Bills, Vice Chairman			3
Environmental and Natural Resources			3
Public Safety and Penal Affairs			4
Rules			2
Conferee:			
GCCA, Alternate			464

GCCA Subcommittee on Social Services, Public and Mental Health, Alternate	626
Joint Conference Committee on Retirement Laws	309
SB 585	646
SB 598	604
HB 1498	487
Mileage Allowance	9
Years of service: Senate, 1969-1978	

McDANIEL, SENATOR JAMES W., District 13, Democrat

Author: SBs 589, 590; HBs 1633, 1685; HCR 1034

Coauthor: SBs 383, 400; SJRs 44, 55; SCRs 33, 35, 36, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HB 1524; HCR 1025

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council, as an alternate	867
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Standing Committees:

Agriculture	2
Environmental and Natural Resources, Vice Chairman	3
Oil and Gas	4
Roads and Highways	4
Declaration of not voting on Cate motion to suspend rule to introduce bill	184
Mileage Allowance	9
Years of service: Senate, 1977-1978	

M

MARTIN, SENATOR ERNEST D., District 14, Democrat

Author: SBs 525, 563

Coauthor: SBs 496, 630; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HB 1524

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council	867
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Standing Committees:

Agriculture	2
Education, Common	3
Professions and Occupations	4
Public and Mental Health, Chairman	4

Conferee:

GCCA	464
GCCA Subcommittee on Social Services, Public and Mental Health	626
SB 525	627
SB 561	657
HB 1815	692
HJR 1053	531
Mileage Allowance	9
Years of service: Senate, 1965-1978	

MURPHY, SENATOR ROBERT M., District 21, Democrat

Author: SBs 490, 491, 523, 548, 581; SJR 57; HBs 1524, 1553, 1597, 1712, 1713, 1754

Coauthor: SBs 35, 451, 463, 464, 465, 466, 467, 469, 538, 541, 617, 625; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1053, 1532, 1553, 1554, 1555, 1556, 1558, 1559, 1673; HJR 1053

Standing Committees:

Appropriations and Budget	2
Education, Higher, Chairman	3
Revenue and Taxation	4
Roads and Highways	4
Rules	2

Conferee:

GCCA	464
GCCA Subcommittee on Social Services, Public and Mental Health, Vice Chairman	626
SB 216	645
SB 264	646
SB 444	431; 848
SB 515	661
SB 521	627
SJR 46	683
HB 1111	61
HB 1532	713

Declaration of vote

SB 465	107
SB 467	107
SB 469	107

Mileage Allowance

Years of service: Senate, 1963-1978 9

P

PIERCE, SENATOR JERRY T., District 29, Republican

Author: SB 529; SJR 47; HB 1775

Coauthor: SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 20, 22, 24, 25, 26, 27, 28, 29; HCR 1025

Standing Committees:

Appropriations and Budget	2
Constitutional Revision and Regulatory Services	2
Elections and Privileges, Vice Chairman	3
Oil and Gas	4

Mileage Allowance

Years of service: Senate, 1973-1978 House, 1971-1972 9

PORTER, SENATOR E. MELVIN, District 48, Democrat

Author: SB 507; SRs 16, 24; HB 1732

Coauthor: SB 441; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 25, 26, 27, 28, 29; HB 1320; HJRs 1044, 1048; HCR 1040

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council 867

Standing Committees:

Banks and Banking	2
Insurance	3
Public Safety and Penal Affairs	4
Social Welfare, Chairman	4

Conferee:

SB 606	603
Mileage Allowance	9
Years of service: Senate, 1965-1978	

R**RANDLE, SENATOR RODGER A., District 33, Democrat**

Author: SBs 437, 541; HBs 1528, 1529, 1531, 1533, 1534, 1594; HCRs 1026, 1028

Coauthor: SBs 444, 445, 446, 447, 448, 449, 450, 451, 452, 453, 454, 455, 456, 457, 458, 459, 460, 461, 462, 463, 464, 465, 466, 467, 468, 469, 470, 471, 472, 473, 474, 475, 476, 477, 478, 479, 480, 481, 482, 526; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1535, 1536, 1537, 1538, 1539, 1540, 1541, 1542, 1543, 1544, 1545, 1546, 1547, 1548, 1549, 1550, 1551, 1552, 1553, 1554, 1555, 1556, 1557, 1558, 1559, 1560, 1561, 1562, 1563, 1564, 1565, 1566, 1567, 1568, 1569, 1570, 1571, 1572, 1573, 1574, 1575, 1576, 1579

Special Committees:

Ad Hoc Committee to study feasibility of temporary gasoline tax 536

Standing Committees:

Appropriations and Budget, Vice Chairman	2
Banks and Banking, Vice Chairman	2
Revenue and Taxation	4
Social Welfare	4

Conferee:

GCCA, Vice Chairman	464		
GCCA Subcommittee on Education, Chairman	626		
SB 268	46	HB 1111	61
SB 444	431; 848	HB 1345	65
SB 470	497	HB 1734	531
SB 541	645		

Mileage Allowance 9

Years of service: Senate, 1973-1978 House, 1971-1972

ROZELL, SENATOR HERBERT, District 3, Democrat

Author: SBs 537, 545, 546; HBs 1023, 1462, 1489, 1675

Coauthor: SBs 512, 526, 552; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1038, 1688

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council,
as an alternate 867

Standing Committees:

Education, Common	3
Professions and Occupations	4
Social Welfare, Vice Chairman	4
Wildlife	4

Conferee:

GCCA	464		
GCCA Subcommittee on Social Services, Public and Mental Health	626		
SB 32	660	HB 1023	593
SB 494	666	HB 1341	531
SB 625	662	HB 1629	487

Mileage Allowance	9
Years of service: Senate, 1977-1978	

S

SCHUELEIN, SENATOR WILLIAM M., District 1, Democrat

Author: SB 531; HBs 1663, 1740; HJR 1044

Coauthor: SBs 280, 359, 428, 441, 442, 538, 607, 613; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1520, 1526; HJR 1062

Standing Committees:

Business, Industry and Labor Relations	2
Education, Higher	3
Municipal Government	4
Public Safety and Penal Affairs, Chairman	4

Mileage Allowance	9
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Years of service: Senate, 1973-1978

SHATWELL, SENATOR BOB R., District 34, Democrat

Coauthor: SBs 383, 451, 454, 456, 515, 573, 593, 604; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1552, 1553, 1570, 1572, 1753, 1771; HCR 1021

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council	867
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Standing Committees:

Business, Industry and Labor Relations	2
Education, Higher	3
Elections and Privileges, Chairman	3
Roads and Highways	4

Mileage Allowance	9
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Years of service: Senate, 1975-1978

SMITH, SENATOR FINIS W., District 37, Democrat

Author: SBs 20, 431, 520, 521, 532, 533, 534, 539, 540, 558, 572, 573, 574, 604, 605, 606, 607; SCRs 38, 49; HBs 1284, 1379, 1602, 1728, 1771, 1779, 1789, 1811

Coauthor: SBs 511, 514, 550; SJRs 44, 55; SCRs 33, 35, 39, 41, 42, 43, 46, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1023, 1839; HJR 1044

Special Committees:

Ad Hoc Committee to study feasibility of temporary gasoline tax	536
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Standing Committees:

Banks and Banking	2
Insurance	3
Municipal Government	4
Revenue and Taxation, Chairman	4
Rules	2

Conferee:

GCCA	464
GCCA Subcommittee on General Government — Judiciary	626

SB 206	546	HB 1284	679
SB 346	640	HB 1303	531
SB 396	683	HB 1379	531
SB 411	666	HB 1512	646
SB 521	627	HB 1518	646
SB 541	645	HB 1522	657
SB 591	604	HB 1590	666
SB 604	603	HB 1631	647
SB 606	603	HB 1673	657
SB 618	640	HB 1706	647
SJR 41	587	HB 1717	647
HB 1023	593		
Mileage Allowance			9
Years of service: Senate, 1965-1978			
STIPE, SENATOR GENE, District 7, Democrat			
Author: SBs 516, 559, 637, 642; SJR 48; SCRs 34, 48, 52; HBs 1706, 1717			
Coauthor: SBs 580, 595; SJRs 44, 45, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 21, 22, 24, 25, 26, 27, 28, 29; HB 1623; HJR 1048; HCRs 1027, 1040			
Special Committees:			
Ad Hoc Committee to study feasibility of temporary gasoline tax			536
Standing Committees:			
Appropriations and Budget			2
Criminal Jurisprudence			3
Public Safety and Penal Affairs			4
Roads and Highways, Chairman			4
Rules			2
Conferee:			
GCCA			464
GCCA Subcommittee on Public Safety and Highways, Vice Chairman			626
SB 471	629	HB 1023	593
SB 482	443	HB 1478	646
SB 519	667	HB 1590	666
SB 554	646	HB 1706	647
SB 571	640	HB 1717	647
SB 606	603	HB 1846	488
SB 630	641		
Declaration of not voting			
HB 1734			722; 744
Mileage Allowance			9
Years of service: Senate, 1957-1978		House, 1949-1954	

T

TALIAFERRO, SENATOR PAUL, District 31, Democrat

Author: SBs 588, 596; HBs 1255, 1688, 1765

Coauthor: SBs 259, 383, 494, 496, 512, 521, 538, 562, 583, 584; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 20, 22, 24, 25, 26, 27, 28, 29; HBs 1520, 1681, 1703

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council,
as an alternate 867

Standing Committees:

Agriculture 2
Constitutional Revision and Regulatory Services, Vice Chairman 2
County, State and Federal Government 3
Wildlife 4

Conferee:

HB 1061 681
HB 1189 646

Mileage Allowance 9

Years of service: Senate, 1977-1978

TERRILL, SENATOR AL, District 32, Democrat

Author: SBs 259, 488, 553, 587, 608, 609, 610, 611, 612, 613, 614, 615, 632; SJRs 49, 58; SCRs 45,
51, 53; HBs 1447, 1488, 1498, 1501, 1502, 1503, 1504, 1599, 1623, 1686, 1802, 1846

Coauthor: SBs 20, 428, 444, 445, 446, 447, 448, 449, 450, 484, 511, 521, 526, 572, 574, 588, 625,
631; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27,
28, 29; HBs 1320, 1538, 1540, 1542, 1543, 1544, 1545, 1546, 1548, 1549, 1550, 1551, 1688, 1728

Standing Committees:

Appropriations and Budget 2
Banks and Banking 2
Constitutional Revision and Regulatory Services 2
Education, Common 3
Rules, Chairman 2

Conferee:

GCCA 464
GCCA Subcommittee on Education 626
SB 259 663 HB 1284 679
SB 519 640 HB 1320 678
SB 541 645 HB 1345 65
SB 585 646 HB 1498 487
SB 598 604 HB 1808 593
SJR 41 587 HB 1846 488

Declaration of vote

SB 625 358

Mileage Allowance 9

Years of service: Senate, 1965-1978

TINSLEY, SENATOR GIDEON, District 22, Democrat

Author: SBs 494, 555, 556, 557; SCR 43; SR 13; HBs 1459, 1617, 1631, 1716; HCR 1033

Coauthor: SBs 206, 498, 562; SJRs 44, 55; SCRs 33, 35, 36, 38, 39, 40, 42, 46, 49, 51, 53; SRs 12,
15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HB 1623; HJR 1062; HCR 1026

Interim Committees:

Continues to serve on the Executive Committee, State Legislative Council 867

Special Committees:

To escort the Governor to Joint Session 11
To notify the House the Senate is organized 8

Standing Committees:	
Elections and Privileges	3
Professions and Occupations	4
Roads and Highways, Vice Chairman	4
Wildlife, Chairman	4
Conferee:	
SB 494	666
SB 554	646
HB 1312	489
HB 1631	647
Mileage Allowance	9
Years of service: Senate, 1975-1978	

V

VANN, SENATOR CHARLES W., District 15, Democrat	
Author: SB 538; SJR 56; SR 12	
Coauthor: SBs 593, 641; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HB 1633	
Standing Committees:	
Agriculture	2
County, State and Federal Government, Vice Chairman	3
Public and Mental Health	4
Roads and Highways	4
Conferee:	
HB 1189	646
Declaration of vote	
SB 625	374
Mileage Allowance	9
Communication to re attendance at committee meeting	750
Years of service: Senate, 1977-1978 House, 1967-1970	

W

WADLEY, SENATOR ROBERT L., District 2, Democrat	
Author: SR 17; HBs 1099, 1189, 1664, 1665, 1667, 1668, 1669, 1670, 1697, 1708, 1710; HJR 1052	
Coauthor: SBs 512, 531; SJRs 44, 45, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24; HBs 1596, 1623; HCR 1024	
Interim Committees:	
Continues to serve on the Executive Committee, State Legislative Council	867
Special Committees:	
To notify the Governor the Senate is organized	8
Standing Committees:	
County, State and Federal Government, Chairman	3
Environmental and Natural Resources	3
Professions and Occupations	4
Wildlife	4
Conferee:	
Joint Conference Committee on Retirement Laws	309

SB 470	497, 511	HB 1345	65
SB 494	666	HB 1351	646
HB 1189	646	HB 1379	531
HB 1328	91		
Mileage Allowance			9
Communication from re Senator Vann's attendance at committee meeting			750
Years of service: Senate, 1973-1978	House, 1953-1956		

WATSON, SENATOR PHIL, District 41, Republican

Continues to serve as Minority Whip			2
Author: SB 554; SCR 46			
Coauthor: SBs 484, 523, 593; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1512, 1673, 1789; HCR 1026			
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HB 1846			488
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Years of service: Senate, 1973-1978			

WOLFE, SENATOR STEPHEN C., District 39, Republican

Author: SBs 417, 418, 419, 420, 421, 502, 503, 513, 571; HBs 1514, 1520, 1584, 1689, 1752, 1839			
Coauthor: SBs 396, 434; SJRs 44, 55; SCRs 33, 35, 38, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1680, 1695			
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SB 359			488
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Years of service: Senate, 1973-1978	House 1967-1972		

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YORK, SENATOR MARVIN, District 44, Democrat

Author: SBs 415, 416, 430, 432, 530, 535, 536, 579, 580; HBs 1115, 1492, 1532, 1615, 1621, 1673, 1680, 1714

Coauthor: SBs 396, 511, 526, 538, 607; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29; HBs 1180, 1588, 1788

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HB 1115 531 HB 1585 712

HB 1284 679 HB 1659 487

HB 1425 667 HB 1673 657

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Years of service: Senate, 1975-1978 House, 1969-1974

YOUNG, SENATOR JOHN W., District 12, Democrat

Author: SBs 443, 484, 578; SJR 42; HBs 1179, 1464, 1820; HCR 1020

Coauthor: SBs 593, 595; SJRs 44, 55; SCRs 33, 35, 38, 39, 42, 43, 46, 49, 51, 53; SRs 12, 13, 15, 16, 18, 22, 24, 25, 26, 27, 28, 29

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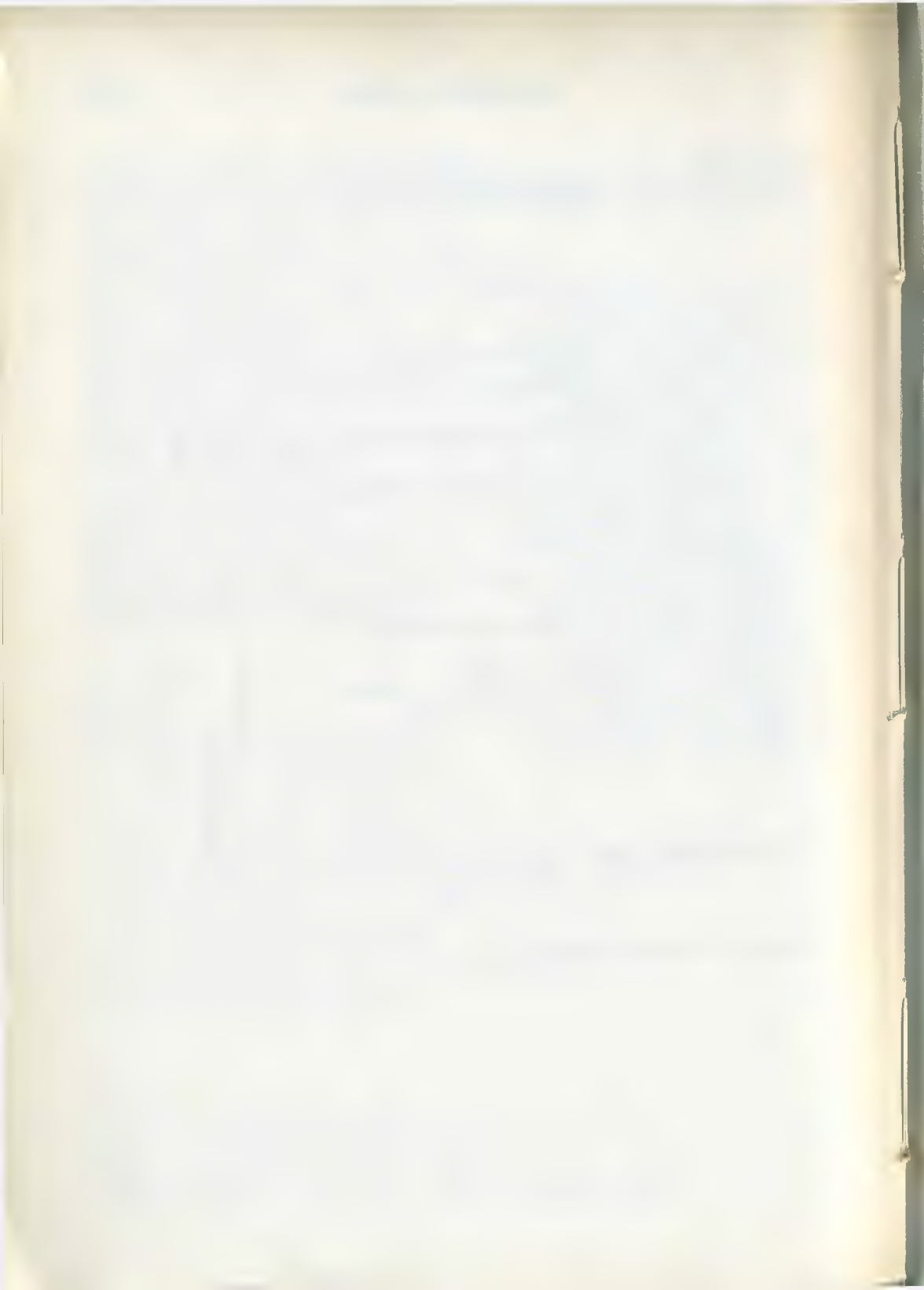
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